

**City of Franklin
COMMON COUNCIL**

**City Council Chambers
70 E. Monroe St.
Franklin, Indiana 46131**

Monday, December 6, 2010 @ 6:30 p.m.

Presiding Officer: Mayor Fred Paris

Members Present: Dr. William T. Murphy, President
Mr. Joseph Abban
Mr. Joseph Ault
Mr. Kenneth W. Austin
Mr. Stephen D. Barnett
Mr. Stephen D. Hougland

Members Absent: Mrs. Ann Gordon

Also Present: City Attorney Robert H. Schafstall, Clerk Treasurer Janet
Alexander and Clerk Treasurer's Assistant Kathy Cragen

Mayor Paris opened the meeting and asked the Clerk-Treasurer to call the roll. Dr. Murphy offered the invocation, which was followed by a recitation of the Pledge of Allegiance.

CONSENT AGENDA

Mayor Paris presented the consent agenda for approval.

- o Approval of the November 15, 2010 Common Council Minutes
- o Budgetary Resolution No.: 10-08 – Request to Transfer Funds of \$2,500.00 from 300 Services to 200 Supplies within the Cemetery Budget

Mr. Murray, seconded by Mr. Ault, made a motion to approve the consent agenda as presented. The motion carried and the consent agenda was approved.

OLD BUSINESS

Ordinance No.: 10-19 – An Ordinance Approving Vacating Right-of-Way Within the City of Franklin, Indiana at the Northeast Corner of S. Main Street and South Street (To be Known as the 1 Caisson Drive Right-of-Way Vacation)

Senior Planner Joanna Myers came forward to answer questions concerning the proposed ordinance. A discussion was held. Dr. Murphy made a motion to read by title only, seconded by Mr. Abban. The motion carried, and Mayor Paris read the title. Mayor Paris opened the floor for comments from the public. City Attorney Rob H. Schafstall pointed out an amendment to be made in section one. Dr. Murphy, seconded by Mr. Abban made a motion to approve this ordinance with the amendment made by Mr. Schafstall. The motion carried.

NEW BUSINESS

Introductions:

Ordinance No.: 10-16 – An Ordinance to Regulate Work in the Street Right-Of-Ways (ROW) within the City of Franklin, Indiana

Project Supervisor Todd Wilkerson explained that the document supplied had been reviewed and approved by the Board of Public Works and forwarded to the Council for their consideration. One purpose of the proposed ordinance is to regulate how and when street cuts are made and more especially how they are restored. Dr. Murphy made a motion to read by title only, seconded by Mr. Barnett. The motion carried, and Mayor Paris read the title. Mayor Paris opened the floor for comments. A discussion was held. Mr. Ault made a motion to approve, seconded by Mr. Austin. The motion carried. The proposed ordinance will be placed on the agenda of the next regular meeting of the Common Council for Second Reading and for a Public Hearing.

Request Approval and Adoption of Ordinance 10-20 – An Ordinance to Establish An Equitable Impact Fee for the Purpose of Planning and Financing Park and Recreational Infrastructure to Serve New Development in the City of Franklin, Indiana

Dr. Murphy made a motion to read by title only, seconded by Mr. Austin. The motion carried, and Mayor Paris read the title aloud. Parks Superintendent Chip Orner came forward and gave an overview of the proposed ordinance and introduced Matt Eckerle from Umbaugh & Associates. Mr. Eckerle gave a presentation to the Council explaining how the Park Impact Fee worked and why they might want to adopt the ordinance. After the presentation a discussion was held. Dr. Murphy made a motion to approve, seconded by Mr. Abban. The motion carried. The proposed ordinance will be placed on the agenda of the next regular meeting of the Common Council for Second Reading and for a Public Hearing.

Budgetary Ordinance No.: 11-01 – A Common Council Budgetary Ordinance Authorizing an Additional Appropriation of \$1,000,000 in the Rainy Day Fund

Clerk Treasurer Janet P. Alexander explained that the appropriation currently in use for the Flood Buy-Out Project lapses at the end of this year and that this ordinance will provide funding to continue the project in January for 2011. Ms. Alexander also explained that Resolution 11-01 is a companion resolution to this ordinance. The proposed ordinance will be advertised and placed on the agenda of the next regular meeting of the Common Council for Second Reading and for a Public Hearing.

Resolution No.: 11-01 – A Resolution of the Common Council of the City of Franklin, Indiana, Authorizing Loans from the Rainy Day Fund to the Flooded Properties Acquisition Project

Clerk Treasurer Janet P. Alexander explained that the appropriation currently in use for the Flood Buy-Out Project lapses at the end of this year and that this resolution permits the use of the funds for the purchase of homes in the buy-out area with the understanding that the loaned funds will be repaid by December 31, 2011. Ms. Alexander also explained that Resolution 11-01 is a companion resolution to Budgetary Ordinance No. 11-01.

OTHER BUSINESS

Budgetary Resolution No.: 10-09 – Request to Transfer Funds of \$2,000.00 from 200 Supplies to 199 Overtime within the MVH Budget

Clerk Treasurer Janet P. Alexander explained that this request was submitted today from the Department, stating that if it had come in last week it would have been listed under the Consent Agenda. Ms. Alexander explained that the resolution will authorize a transfer between major budget series in the Street Department budget. The transfer is needed to ensure that the department has adequate funds to pay overtime which is likely due to the recent and forecasted snow falls. Mr. Ault made a motion to approve, seconded by Dr. Murphy. The motion carried.

ANNOUNCEMENTS, PRESENTATIONS & COUNCIL MEMBER COMMENTS

Franklin Resident Joe Class came forward and spoke about the need for sidewalk repairs and replacement and shared his ideas for building apartments around the flood buy-out area.

Resident Gary Moody came forward and played a portion of an audio recording he made during a court hearing held at his request to terminate the City's 2010 Paving Project.

Council member Joe Ault told the Council that he had been approached by Fire Training Officer Mike Hodge asking that the building formerly used for a fire station on Hamilton Street be converted into a training facility. A discussion was held. It was decided that the sale of the building be delayed for a minimum of 6 months to give Officer Hodge time to learn about grants and or find funding for this project.

ADJOURNMENT

A motion and a second were made to adjourn. As there was no further business to come before the Common Council, the meeting adjourned at 8:15 p.m. The next regular meeting will be held Monday, January 3, 2011 at 6:30 p.m.

Respectfully submitted,
Janet P. Alexander, Clerk-Treasurer

Enrolled: 12/30/10

Approved by Common Council: 1/3/11