CITY OF FRANKLIN
BOARD OF PUBLIC WORKS AND SAFETY
Meeting Minutes
October 5, 2010

OPENING

Mayor Paris called the regular meeting of the Board of Public Works and Safety to order at 9:30 a. m. in City Hall.

ROLL CALL

The roll was called Mayor Paris, Joe Ault and Dan Murray were present.

Also present were: Assistant Parks Superintendent Rocky Stultz, Police Chief Stan Lynn, Fire Chief Jim Reese, Sewer Billing Office Manager Brenda Poe, Cemetery Sexton & MS4 Coordinator Richard DeWitt, Planning Director Krista Linke, Project Supervisor Todd Wilkerson, Street Commissioner Steve Compton, Clerk-Treasurer Janet P. Alexander, Clerk-Treasurers Assistant Kathy Cragen, and City Attorney Robert H. Schafstall.

Mr. Ault offered an invocation immediately followed by the Pledge of Allegiance.

ANNOUNCEMENTS & PUBLIC COMMENTS

Mayor Paris asked for public comments on any matter not listed on the agenda. State Representative Woody Burton introduced himself and asked to speak about a concern regarding Hudson Drive. He explained that the roadway which is located in a commercial park is unpaved. A discussion was held. The Board referred the matter to the Planning Department and Engineering for review.

Resident Gary Moody questioned the Board as to why the Hudson Drive matter was not listed on the regular agenda.

CONSENT AGENDA

1. Approval of Meeting Minutes – September 21, 2010
2. Approval of Claims:

   Accounts Payable Voucher Registers submitted for Board Approval:

   - # 092710 Buy-Out in the amount of $88,468.00
   - # 092310 BOW Utilities in the amount of $43,101.58
   - # 092510 Sewer Utilities in the amount of $832.04
   - Payroll for September 24, 2010 in the amount of $314,445.50
   - Pension Payroll for September in the amount of $57,791.29
   - #100110 BOW Utilities in the amount of $49,368.46
   - #100310 RDC-TIF in the amount of $3,420.50
   - #100210 Sewer Utilities in the amount of $1,266.83
   - #100510 BOW Meeting in the amount of $33,262.70

- #100710 Buy-Out in the amount of $24,725.69
- #100610 BOW Sewer Utility in the amount of $24,543.03

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

OLD BUSINESS

Request approval to re-accept (7) Maintenance Bonds released 9/21/10 and request to return / release (4) Maintenance Bonds accepted 9/21/10 – Heritage Subdivision Section #4 – Mann Properties

Clerk Treasurer Janet P. Alexander told the Board that Mann Properties contacted us to ask for a reversal of actions that were taken on the above bonds at the last meeting, as the bonds that were released should actually be held until February of 2011. Mayor Paris made a motion to approve this action, seconded by Mr. Murray. The motion carried.

Request for additional "No Parking" signs/cost of signs at Countryview MHC

Street Commissioner Steve Compton stated that he has talked to the administrator at Countryview Mobile Home Community about the signs they feel are needed. Mayor Paris told the Board that he thinks we should not be responsible for installation of these signs since we are only responsible for the roadway from "curb to curb". A discussion was held. Mr. Murray made a motion that the City should speak with the owners about them paying for the signs to be installed, seconded by Mr. Ault. The motion carried.

Permission to Use Public Streets to Move a Garage from South Street to Old US 31

Mayor Paris stated that he had purchased an existing garage at auction. The Mayor stated that the garage is under the height for power lines but he needs a police escort to move the garage. Mr. Murray made a motion to approve, seconded by Mayor Paris. The motion carried.

NEW BUSINESS

Graham's Wrecker Service

Deputy Police Chief Tim O'Sullivan came forward to state that Graham's Wrecker Service would like to be added to the police wrecker rotation service. Deputy O'Sullivan stated that the department liked to use local wrecker services due to a faster response time. A discussion was held. Clerk Treasurer Janet P. Alexander stated that the decision of what wrecker service to use was always left up to the Police Department. Mr. Ault made a motion to approve adding Graham's to the wrecker service rotation, seconded by Mr. Murray. Mayor Paris abstained from voting. The motion carried. Mayor Paris made a motion to cap the number of wrecker service companies (in the police rotation) at four wrecker services until we develop a Memorandum of Understanding, seconded by Mr. Ault. The motion carried.

Request approval to find and dig up items with a metal detector on properties owned by the City of Franklin in flood buy-out areas
Resident Kelly Cummings, Jr. asked for permission to use a metal detector at the site of flood buy out properties. Mr. Cummings told the Board about some of the items that he has located in the past. Mr. Ault had some concern about the city's liability if an accident occurred on these properties; he was also concerned that due to the flood Mr. Cummings might find someone's personal property. Mr. Cummings stated that he would turn over these types of items to the City. City Attorney Rob H. Schafstall stated that he was concerned with liability issues also. Mr. Cummings agreed to pay the City Attorney to set up a release of liability. Mr. Murray made a motion to approve, seconded by Mr. Ault. The motion carried.

Request approval for a retaining wall in the right-of-way at S. Main Street, and Julia Street
Property owner and City of Franklin resident Sue Beck came forward and explained that she had cleared out dead trees and shrubs in the same location where she built the retaining wall and asked the Board to allow the retaining wall to remain. Ms. Beck stated that the retaining wall has improved the looks of that corner. Mr. Murray stated that the Boards concern is that the wall was built in the right-of-way. Ms. Beck was told that she could keep the wall but it could not be over 6 inches tall.

Request for Discharge Permit for Remediation System located at 400 E. Jefferson St. (Clark Gas Station) by Golars Environmental
Mr. Andrew Payne From Golars Environmental stated there used to be a remediation system in this area, and it was removed due to age. They want to install a new remediation system back in the same area. Mr. Payne stated it would be clean water that is discharged, but he does not know if it will be discharged into the sanitary sewer system or MS4 drainage. A discussion was held. MS4 Coordinator Richard DeWitt asked if they had received an IDEM permit for this. Mr. Payne could not answer this question. Mr. Ault made a motion to table this request until further information is obtained, seconded by Mr. Murray. The item was tabled.

Permission to Advance Pay to Distinctive Cabinets for Fire Station #21 Kitchen Cabinets
Mayor Paris told the Board that he had given the Fire Department permission to order these cabinets, but the company has asked for 50% of the payment ($5,440.66) up front before the cabinets are ordered. Mayor Paris made a motion to approve, seconded by Mr. Ault. The motion carried.

Request to declare bedding from Fire Stations Surplus
Fire Chief Jim Reese stated that he would like to donate the old beds and bed frames to the Marion County Fire Department for use by fire victims. Mayor Paris made a motion to declare the items surplus and to permit them to be donated to the Marion County Fire Department for this purpose, seconded by Mr. Murray. The motion carried.

Appeal of the Clerk Treasurer's Denial of Door to Door Solicitor's Permits requested by New Focus Marketing
Ms. Emily Sollman came forward to speak for all of the applicants from New Focus Marketing. Ms. Sollman told the Board that Nik Mitseff was not present and was no longer interested in obtaining a license. Ms. Sollman stated that the four individuals that were present had all of the required documents to comply with our solicitor's ordinance, and they feel they should be

allowed to receive these licenses. Mr. Murray asked if a subdivision has a no-solicitors sign would they abide by these rules. Ms. Sollman stated that they would abide by these rules. Mayor Paris made a motion to approve this request as long as all necessary documents are presented to the Clerk Treasurers office, seconded by Mr. Murray. The motion carried.

Request from William E. Burd, Architect for Payment #12 to MacDougall Pierce for Fire Station #23 in the amount of $15,062.00 & Request from William E. Burd, Architect for Payment #13 to MacDougall Pierce for Fire Station #23 in the amount of $23,312.06
Mayor Paris stated that he has had several conversations with Mr. Burd concerning problems with the landscaping and other issues at this station. Mr. Burd has stated that the requested payments should be released to the contractor. Mr. Murray made a motion to approve both payment requests, seconded by Mr. Ault. The motion carried.

Request to file liens on ordinance violations unpaid for over 60 days
Mr. Ault made a motion to approve, seconded by Mr. Murray. The motion carried.

Request to change Trick –or-Treat Hours to 6:00 - 9:00 p.m.
Mayor Paris made a motion to approve, seconded by Mr. Ault. The motion carried.

OTHER BUSINESS

Mayor Paris told the Board that Todd Wilkerson's new title is Project Supervisor, and that Trent Newport has been appointed to serve as the Civil City Engineer. The Mayor also stated that the Milestone paving project has been approved by Mr. Newport and will be moving forward.

DEPARTMENT REPORTS

Street Department - Street Commissioner Steve Compton
Mr. Compton stated that the record storage room is nearly ready and asked for direction about where the records should be placed in the room. Planning Director Krista Linke and Clerk Treasurer Janet P. Alexander will meet with Mr. Compton to decide where to place the records.

Planning Department - Director Krista Linke
Ms. Linke stated that Assistant Planner Joanna Myers had received a contract from Beaty Construction for the Demolition of buy out homes. Ms. Myers came forward with the contract. Mayor Paris made a motion to accept the contract, seconded by Mr. Ault. The motion carried.

Board Member & Mayor's Comments
Board member Joe Ault suggested that the City establish street cut standards for utilities requiring them to restore the streets to their original condition. The Clerk Treasurer stated that there is no such standard in place at this time. Project Supervisor Todd Wilkerson stated that he has developed a plan; however it has not been presented or approved. Councilman Steve Barnett who was in the audience agreed with Mr. Ault. The Board instructed Mr. Wilkerson to present the plan at the next meeting.

Mayor Paris thanked the department heads for their help with the Kuji events and the Fall Festival.

Adjournment
A motion and a second were made to adjourn, the motion carried, and the meeting was adjourned at 11:20 a.m. The next regular meeting of the Board of Public Works and Safety will be held Oct. 19, 2010 at 9:30 a.m.

Respectfully submitted by,

Janet P. Alexander, Clerk-Treasurer

Enrolled: 10/15/2010 Approved: 10/19/10