

CITY OF FRANKLIN
BOARD OF PUBLIC WORKS AND SAFETY
Meeting Minutes
October 20, 2009

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 and member Joe Ault was present. Dan Murray was absent.

Also present were: Police Chief Stan Lynn, Fire Chief Jim Reese, Sewer Billing Office Manager Brenda Poe, DPW Superintendent Rick Littleton, Planning Director Krista Linke, Director of Engineering Todd Wilkerson, Street Commissioner Steve Compton, Clerk-Treasurer Janet P. Alexander, and City Attorney Robert H. Schafstall.

Mayor Paris offered an invocation immediately followed by the Pledge of Allegiance.

Public Comments

Mayor Paris asked if anyone from the public had any comments or questions they would like to present to the Board concerning any matter not listed on the agenda. No one requested to speak.

Consent Agenda

1. Minutes of the October 6, 2009 Board of Works Meetings
2. Accounts Payable Voucher Register
 - #101009 Sewer Utilities in the amount of \$70.16
 - #100709 RDC-TIF in the amount of \$2,910.00
 - #100809 BOW Utilities in the amount of \$100,912.82
 - #101709 Sewer Utilities in the amount of \$203.89
 - #101609 BOW Utilities in the amount of \$91,852.99
 - #101809 RDC-TIF in the amount of \$26.70
 - #101909 Sewer Utility in the amount of \$7,216.74
 - #102009 BOW Meeting in the amount of \$81,209.25

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

Mayor's Comments

The Mayor asked if the Department Heads had anything to report which is not stated on their written reports to the Board.

Planning Director Krista Linke asked the Mayor about construction permits for the proposed eastside fire station. Mayor Paris, seconded by Mr. Ault made a motion to waive construction permit fees for the new eastside fire station. The motion carried and the fees were waived.

Chief Reese reported that Pumper Truck #21 is down, but said that Pumper #22 is functioning.

Todd Wilkerson said that Earlywood Drive will be closed on October 26, 2009 to replace the culvert.

OLD BUSINESS

Request to Replace Doors at Station #21 – Selection of Low Bidder

The Board reviewed the bids received for the replacement of the front entry doors at Fire Station #21. The bids were as follows:

DeWees	-	\$13,665
White's	-	\$13,615
Waugh	-	\$16,250
K & C	-	\$18,806

Mayor Paris, seconded by Mr. Ault, made a motion to take the proposals under advisement. The motion carried and the matter was tabled.

Discussion of Architect's Contract between William Burd and the City of Franklin

The Board discussed the existing contract between architect William Burd and the City of Franklin. Mr. Burd has asked the City to increase his fee from 5% to 6% of project. Mayor Paris made a motion, seconded by Mr. Ault to approve the contract as presented. The motion carried and the new contract was approved. Mr. Burd agreed to revise the contract and provide it to the Board for signature.

Mental Health Parity and Addiction Equity Act of 2008

John Auld of Franklin Insurance presented a brief overview of the Mental Health Parity Act and noted that local governments are not required to participate. Clerk Treasurer Janet Alexander noted that this presentation and question is timely as the City is working on its medical and dental health plan document. The requirement is to fund care and treatment for mental health issues equal to any other disease. A discussion was held. The total cost to the City to implement the policy is estimated at \$16,000 - \$20,000. Mayor Paris made a motion to table this question until next meeting so that board member Dan Murray could be brought into the discussion, seconded by Mr. Ault. The motion carried and the matter was tabled.

International Drive Drainage Study Committee – Update

Director of Engineering Todd Wilkerson introduced Alan Fetahagic from American Structure Point, Inc. Alan Fetahagic noted that he believed the study entailed a study of flooding issues, including meeting with property owners who had issues with flooding. He explained that a master plan would be created regarding storm water management in that area, and has agreed to work on an hourly not-to-exceed basis. Mr. Wilkerson noted that contract has not been drafted yet, but the proposal is not to exceed \$28,500, and is subject to contract approval by Legal

Counsel, Robert H. Schafstall. Mayor Paris, seconded by Mr. Ault, made a motion to approve the contract pending review by the City attorney. The motion carried.

Johnson County GIS Pictometry Project – City share of Expense

Mayor Paris explained that the total cost to Johnson County for the GIS Pictometry Project equals \$34,700 of which the Federal Highway has agreed to shoulder the majority of the cost. The remaining balance of \$6,094 is the responsibility of the County but City of Greenwood has agreed to pay \$2,313, one third of the remaining project balance. Joe Ault, seconded by Mayor Paris, made a motion for the City of Franklin to pay \$2,313 toward the project. The motion carried and the request was approved.

Former Employee Insurance Claims – Closure of Investigation by Principal Financial

Mayor Paris stated that the individual is no longer an employee of the City of Franklin. He expressed concerns with the cost of pursuing this claim but does not want to waive the matter completely in the event that the employee is re-hired by the City. Clerk-Treasurer Janet Alexander noted that this matter will be included in State Board of Accounts audit and will likely refer this matter to the State Attorney General's office to pursue reimbursement. Mayor Paris, seconded by Mr. Ault, made a motion to close the file and let others pursue it, subject to the City of Franklin retaining its files in the event the employee returns. The motion carried.

NEW BUSINESS

Bid Opening Station #22 – William E. Burd Architect

The City Attorney Robert H. Schafstall opened and read the bids allowed. The firms that submitted bids are listed in the order that their bid was opened. The following construction firms presented bids to build the proposed fire station #22:

Steelcore, Meyers Construction, Empire Building Company, Powers and Sons, Runnebohm Repp & Mundt, Meyer Najem, Sullivan Corporation, Quantum General, DeWees, 3 D Profession, CF Jones Group, CPM Construction, Gillette, Dallman, S&B Construction, McDougall Pierce.

Mayor Paris made a motion to take the bids received under advisement. This motion was seconded by Mr. Ault and the motion carried. The bid tabulation form will be attached to the enrolled minutes.

Cripe Architects – Indiana Masonic Home

David Lach of Cripe Architects gave a presentation explaining that they have been hired by the Indiana Masonic Home to design an assisted living facility at the Masonic Home. The selected site is encumbered by several utilities, such as sewers. The sewer in question is a 25 inch vitrified clay line which they want to replace with a parallel line so they can build over the top of that sewer. The Utility Superintendent Rick Littleton noted that neither he nor Todd had any objections stating that the proposed new pipe exceeds their specifications. Also there will be access to the line should there be any issues. Mr. Ault motioned to approve the request, seconded by Mayor Paris. The motion was approved.

Hazard Mitigation Grant Program State & Local Agreement – Update

The Indiana Department of Homeland Security presented an agreement titled City of Franklin State – Local Agreement Hazard Mitigation Grant Program CFDA 97-039 FEMA – DR 1766-IN DECLARED June 8, 2008 EDS#C44)-0-. The agreement is required for the mitigation project the City has undertaken with the intention to purchase approximately 70 significantly damaged homes in the flood plain. The City Attorney Rob Schafstall noted that he had reviewed the agreement and found it to be acceptable. Mr. Ault made a motion to ratify the Mayor's signature. The motion was seconded by Mayor Paris and the motion carried.

Request to Lower Speed Limit on Hurricane Road near Heritage Subdivision

This matter was tabled to November 17, 2009 at the request of the petitioner Michelle Shoemaker.

Request for Hay Ride and Noise Ordinance Variance on Saturday October 31st

Ryan Carter and Lisa Newport

Mr. Ryan Carter appeared on behalf of the Church of God, 856 N. Main Street, requesting a noise variance and permission to conduct a hay ride. The event will take place Saturday October 31, 2009 from 4:00 p.m. until 10:00 p.m. Chief Stan Lynn requested that the trucks be marked with slow moving vehicle signs. Joe Ault made a motion to approve the request as presented, seconded by Mayor Paris. The motion was approved.

Chamber of Commerce Holiday Lighting Program Request

Tricia Bechman, Executive Director of the Franklin Chamber of Commerce requested street closures for the annual holiday lighting parade and carriage rides. This event will be held Saturday December 5th. The parade will begin at 1:30 p.m. She provided a route map for the parade to the Police Department. She also asked the City to close both East and West Court Streets from 4:00 p.m. to 9:30 p.m. for carriage rides, fire truck rides, and trolleys. Mayor Paris made a motion to approve, seconded by Mr. Ault. The motion carried.

Appraisals of City owned buildings

The Mayor sought BOW permission to pursue appraisals on specific city buildings including the Hamilton Avenue fire station, the police station at One Caisson Drive, 44 N. Jackson and 55 W. Madison and the Davidson Lumber property on US 31. He presented a quote for services from RPE / Cobb & Associates. A discussion was held. Mr. Ault made a motion to move forward with 44 N. Jackson and 55 W. Madison, seconded by Mayor Paris. The motion carried.

Halloween Hours – Martin Place and Trick or Treat Hours

Chief Stan Lynn recommended that the Board authorize trick-or-treating hours from 6:00 -9:00 p.m. He confirmed that arrangements have been made for traffic control on Martin Place. Mayor Paris moved to approve Chief Lynn's proposal, seconded by Mr. Ault. The motion carried.

Application and Certificate for Payment #6 to McDougal Pierce

Mayor Paris moved to approve payment of \$179,693.45 to McDougal Pierce for completed work at Fire Station #23, seconded by Mr. Ault. The motion carried.

Heritage Brookhaven Development LLC request for Release or reduction of Performance Bonds for:

Mann Property Group requested release of performance bonds

- i. Heritage Section 1: Landscaping:
- ii. Heritage Section 2: Erosion Control & Landscaping
- iii. Heritage Section 3: Landscaping, Erosion Control & Grading
- iv. Heritage Section 4: Landscaping, Erosion Control, Punch list

Mr. Todd Wilkerson recommended that the City release all of the bonds except the one for Heritage Section 3 Landscaping Erosion Control and Grading. Mr. Ault motioned to approve release with stated exception, seconded by Mayor Paris. The motion carried.

Legends of Franklin LLC – Release of Maintenance Bonds

Mr. Todd Wilkerson stated this request is only for improvements in right-of-way for the section between the guard house and the road.

- i. Maintenance Bond #103955911 – Storm Sewer in Right of Way
- ii. Maintenance Bond #103955910 – Project Improvements Street Surfacing & Striping in the Right-of-Way

Mayor Paris motioned to release the bonds, seconded by Mr. Ault. The motion carried. The Mayor asked the City Attorney to contact the homeowners association about the streets inside the private development and let them know that it is their responsibility to finish the streets.

OTHER BUSINESS

Mayor Fred Paris Comments

The Mayor noted that interviews were done the week prior for City Arborist position. In the interviews, two excellent candidates emerged. He said that both candidates have background in storm water management. Would like to bring them on as consultants for the remainder of 2009 at same rate as what their wages would be with the intent to hire them under Steve Compton and Richard Dewitt. Mr. Ault moved that the Board grant the Mayor the ability to hire the two consultants and work with Clerk Treasurer to iron out the idiosyncrasies of doing so, seconded by Mayor Paris. The motion was approved. The City Attorney stated that they will need to provide us with consulting contracts.

REPORTS BY DEPARTMENTS

Parks Department

Parks Superintendent Chip Orner requested that East Court Street be closed this Sunday for “Trick Your Trunk”. Mayor Paris motioned to approve closure, seconded by Mr. Ault. The motion carried.

Adjournment

Mayor Paris moved to adjourn, motion seconded by Mr. Ault. The motion carried, and the meeting adjourned 10:47 a.m. The next meeting will be held Nov. 17, 2009 at 9:30 a.m.

Respectfully submitted by,
Janet P. Alexander, Clerk-Treasurer

Enrolled: November 12, 2009 Approved by the Board of Works: 11-17-09