

CITY OF FRANKLIN
BOARD OF PUBLIC WORKS AND SAFETY
Meeting Minutes
November 28, 2006

Opening

Mayor Brenda Jones-Matthews called the regular meeting of the Board of Public Works and Safety to order at 6:00 p.m. in the City Hall Council Room.

Present

Mayor Jones-Matthews and Board Member Joe Ault were present. Board Member Steve Hougland was absent. Also present were Police Deputy Chief Steve Hood, Fire Chief Jim Reese, Street Commissioner Richard Hughes, City Engineer Mike Buening, Planning Director Joseph Csikos, Sewer Billing Manager Brenda Poe, WWTP Superintendent Rick Littleton, City Attorney Robert H. Schafstall, Clerk-Treasurer Janet Alexander, and Clerk-Treasurer Assistant Kristi Bruther.

An invocation and the Pledge of Allegiance to the flag were offered.

Public Comments

Mayor Jones-Matthews asked if anyone from the public wanted to discuss any matter not listed on the agenda. No one requested to speak.

Consent Agenda

Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to approve the consent agenda, with the exception of the minutes from November 14, 2006.

1. Approval of the Minutes of the meeting held October 24, 2006
2. Approval of the Minutes of the meeting held November 14, 2006
3. Approval of Claims

The motion carried and the consent agenda was approved, with the minutes from November 14, 2006 tabled.

OLD BUSINESS

Approval of Changes & Additions to the Franklin Fire Dept. Rules and Regulations – Chief Reese.

The City Attorney, Rob Schafstall, requested that this matter be tabled until the City Council determines how to proceed with civilian paramedics and the current situation with the Fire Department. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to table the matter. The motion carried and the matter was tabled.

NEW BUSINESS

Report Concerning Outstanding Citations – Clerk Treasurer

Clerk-Treasurer, Janet Alexander, appeared before the Board to present a memo concerning outstanding citations and violations.

Since passage of the ordinance in 2004, there have been one hundred thirty-nine citation letters issued requesting payments for services due to code violations. In 2004, there were forty letters issued; of the forty letters mailed, ten have been paid, two have had liens filed against them, three have been closed, and twenty-five remain open and unpaid. In 2005, there were forty-two letters issued; of the forty-two letters mailed, ten have been paid, twelve have had liens filed against them, six have been closed, and fourteen remain open and unpaid. As of this date in 2006, we have issued fifty-seven citation letters. Of that group, thirteen have been paid, thirty-four have had liens filed against them, and ten remain open and unpaid.

Discussion held. Mayor Jones-Matthews, seconded by Mr. Ault, made a motion for the City Attorney to review the citation reports as provided by the Clerk-Treasurer and to seek future action, i.e. liens or court action. The motion carried.

Request for Release of Performance Bonds and Acceptance of Maintenance Bonds

The City Engineer, Mike Buening, stated that CP Morgan asked that their request be tabled until the Board's next regular meeting. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to table. The motion carried and the matter was tabled.

Dedication of Right of Way to the City of Franklin from Shelby Materials

Mr. Tom Martin, representative of Space and Sight Design, on behalf of Shelby Materials, appeared before the Board to present the dedication of right of way located on Arvin Drive to the City. The City Engineer reviewed the materials and recommended that the Board accept the right of way. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to approve the recommendation of the City Engineer. The motion carried and the right of way was signed. It was explained that the Clerk-Treasurer's office will record the document and send a copy to Mr. Martin.

OTHER BUSINESS

Ms. Diane Ankey, of Carpenter Realty, appeared on behalf of Douglas Padgett and Marsha Massey, concerning their property located at 200 N. Home Ave., to request leniency in regard to the \$200 charge for an unkempt property violation. She explained that the homeowners are currently out of state and did not see the notice. The City Attorney explained that there has been a lien filed on the property. A discussion was held. The consensus of the Board was not to waive the fee for mowing in order to avoid setting a precedent. The City Attorney recommended that the Board not waive the fee. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to deny the request to waive the fee. The motion carried and the request was denied.

REPORTS BY DEPARTMENTS

Police Department

Police Deputy Chief Steve Hood presented the annual maintenance agreement for Simplex and requested approval. Mayor Jones-Matthews, seconded by Mr. Ault, made a motion to approve the agreement and authorize Deputy Chief Hood to sign the agreement.

Fire Department

Fire Chief Jim Reese had nothing to report.

Street Department

Street Commissioner Richard Hughes had nothing to report.

WWTP

Superintendent Rick Littleton requested that the Board approve change order #1 for the ATAD facility in the amount of \$5,478.12 to raise the masonry wall height on the new structure. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to approve change order #1. The motion carried and the change order was approved.

Mr. Littleton also requested that the Board approve the payment of \$422,313.32 to Maddox Industrial for work completed on the ATAD project. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to approve the request of the WWTP Superintendent. The motion carried and the request was approved.

He also requested that the Board approve the payment of \$19,079.00 to Commonwealth for work completed on the ATAD project. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to approve the request of the WWTP Superintendent. The motion carried and the request was approved.

Mr. Littleton presented an invoice from Indiana Masonic Home for payment of the lease of the farm land. He explained that the terms and amounts are the same - \$21,015.21 to be paid from unappropriated sewer utility funds. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to approve the request of the WWTP Superintendent. The motion carried and the request was approved.

The Superintendent explained that a project along Forsythe and First streets near Franklin College resulted in some extra charges paid to SSI due to inaccurate markings on the part of the utility companies, i.e. water and gas. SSI was completing work on behalf of the City and hit water and gas lines because they were incorrectly marked and SSI had to wait on repairs from the utility companies. Mr. Littleton asked for approval from the Board to generate a letter to the water company requesting payment for the charges incurred for mismarking the lines. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to approve the request of the WWTP Superintendent. The motion carried and the request was approved.

Engineering Department

City Engineer Mike Buering provided the Board with a memorandum dated November 28, 2006 and commented specifically on the following items:

1. DeCoursey Court Street Light follow-up: the neighborhood is not willing to share in the cost of placing a traditional fixture along the cul-de-sac. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to deny the request for the street light. The motion carried and the request was denied.
2. Commerce Drive – Cumberland Drive: Duke Energy has submitted a lighting agreement for one street light at the intersection of Commerce and Cumberland. The upfront installation cost has been paid by the Franklin School Corporation. The monthly maintenance and energy cost is shown at \$8.53 per month. The City Engineer recommended that the Board approve the request for the street light. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to approve the request of the City Engineer. The motion carried and the request for the street light was approved.
3. Franklin Tech Park Section 2: Denison Properties have requested a reduction in the performance guarantee from Travelers Casualty and Surety Co. bond #104614264 for Erosion Control for the subdivision. The request is to reduce the bond from \$21,875.00 to \$7,000.00. The City Engineer recommended that the Board approve the request. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to accept the recommendation of the City Engineer. The motion carried and the request was approved.

Planning Department

Planning Director Joe Csikos requested that the Board approve parking restrictions within the City parking lot in front of the Planning and Engineering Offices. Mr. Csikos requested that spaces on the east side of the lot be employee parking only from 7 a.m. to 5 p.m., and spots on the west side of the lot be for customer parking only. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to approve the request of the Planning Director. The motion carried and the request was approved. The Street Commissioner agreed to assist with the new signs.

The Planning Director provided an update on the property located at 152 S. Home and reported that the electricity has been shut off. The Board directed the Street Commissioner to contact the vendor to obtain a start date for the destruction of this structure.

Mr. Csikos also provided an update on the property located at 240 Cincinnati Street. Mr. Ault, seconded by Mayor Jones-Matthews, made a motion to obtain quotes for demolition and move forward with the destruction of the property. The Clerk-Treasurer explained that a previous motion was approved at the November 14, 2006 authorizing the demolition of this property. The Board directed the Planning Director to obtain quotes and move forward with this destruction of property.

Mayor Comments

Mayor Jones-Matthews reported that she has requested that the Police Department review the issue of semi-trucks parking along Musicland Drive.

Mayor Jones-Matthews reported that Mr. Hougland had requested that the appropriate departments look at a dumpster on the Hardees parking lot that impairs vision. Deputy Chief Hood explained that the recycling dumpster on the property does block the driver's view of traffic. The Planning Director agreed to discuss this matter with Hardees.

The Street Commissioner is in the process of removing the piles of concrete which was dumped at the treatment plant and transferring it to Atterbury. Mayor Jones-Matthews requested that the City get the roll-off along Jefferson St. out. The Board requested that the Planning and Engineering Departments review the areas.

Adjournment

The meeting adjourned at 7:05 p.m. The next regular meeting will be held on December 12, 2006 at 6:00 p.m. in City Hall.

Respectfully submitted by,
Janet P. Alexander, Clerk Treasurer

Enrolled: *B, J*

Approved by the Board of Works: 12-12-06