

**City of Franklin**  
**COMMON COUNCIL MINUTES**

City Hall  
55 W. Madison St.  
Franklin Indiana 46131

Monday, February 24, 2003 @ 7:00 P.M.

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Presiding Officer: Mayor Norman P. Blankenship  
Roll Call: Mr. Stephen D. Hougland, President Pro-Tempore  
Mr. Joseph R. Ault  
Mr. Phillip R. Barrow  
Mr. Jerry B. Maguire  
Mr. William T. Murphy  
Mrs. Katherine L. Poynter  
Mr. Lyman A. Snyder

Also present: Clerk Treasurer Janet P. Alexander, Mr. Robert Schafstall, Esq.

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Mrs. Karen Bridges a correspondent for the Indianapolis Star was present at this meeting.

After the Invocation and the Pledge of Allegiance, Mr. Ault seconded by Mr. Hougland, made a motion to approve the minutes of the February 10, 2003 meeting as distributed. Mr. Maguire and Dr. Murphy abstained. The motion carried.

**ANNOUNCEMENTS**

Mr. Chuck Wells President of the Board of the Boys & Girls Club and Mr. Chris Johnston the Club Director presented a plaque addressed to Mayor Norman Blankenship and the Franklin City Council in appreciation for their support of the Franklin Boys and Girls Club.

**OLD BUSINESS**

**Ordinance Number: 2003-02 An Ordinance Approving A Resolution Of The City Of Franklin, Indiana Plan Commission, And Annexing Certain Property Contiguous To The Franklin Corporate Limits (To Be Known As The Brookhaven Residential PUD Annexation)**

Mayor Blankenship stated that this is the public hearing concerning the petition of Mann Properties LLP to annex property along Hurricane Road. Mr. Stephen P. Huddleston, Esq., representing the developer presented the plans for the development. Mr. Huddleston also read a letter into the record from Mr. J.R. Bishop the owner of the Legends of Indiana Golf Course, which is located immediately east of the proposed development supporting the project. At the conclusion of Mr. Huddleston's comments. When asked, Mr. David Weir the City Planner reported that the Plan Commission voted six (6) in favor and three (3) opposed to the project. Mr. Robert Schafstall the City Attorney swore in all those present who indicated that they intended to speak for or against the proposed annexation. The following people spoke to the Council in opposition to the project as presented. Mr. Bill Liverett of Somerset Drive, Mrs. Sharon Acton of Hurricane Road, Mrs. Linda Norton, Hurricane Road, Mr. Steve Starek, a property owner adjacent to the planned development, Mr. Fred Paris, a developer, and Mr. Edward Andrews. Concerns were raised about documents prepared and submitted to Council Members by both the attorney representing the developer and the remonstrators. Copies of documents submitted were exchanged. The City Attorney explained that according to Indiana Code the Council may not vote to adopt any earlier than 14 days following this Public Hearing and asked the Council to set this matter for an adoption hearing March 10, or March 24, 2003. Mr. Maguire made a motion to set this matter for adoption hearing March 10, 2003, seconded by Dr. Murphy. The motion carried.

**Ordinance Number 03-04 Of The City Of Franklin, Indiana An Ordinance Regulating Door-To-Door And Roadway Solicitation** - City Attorney Robert H. Schafstall stated that he had modified the ordinance introduced at the last meeting by including a section number 11) allowing the Board of Works to grant exemptions.

*11) Waiver by Board of Works: A person or entity otherwise prevented from engaging in the activities proscribed by paragraph nine (9) ("Prohibited Activities in the Roadway") and/or paragraph ten (10) ("Interference with Vehicular Traffic") may petition the Board of Works for a special exemption granting said Petitioner the right to engage in the otherwise prohibited activities, subject to all other applicable laws, rules, and restrictions, including those imposed by the Board for such activities. The Board of Works may require the Petitioner to appear at a Board of Works meeting to explain the proposed activities, including the date, duration, location, and other relevant information. A Petitioner, whether a person or entity, may receive a special exemption only once each calendar year.*

Mr. Ault seconded by Mr. Barrow made a motion to approve the proposed Ordinance as amended subsequent to introduction. The Council was polled and the votes cast were recorded as follows:

**Ayes – 6, Nays – 0**    **Ayes:** Mr. Hougland, Mr. Ault, Mr. Barrow, Mr. Maguire, Dr. Murphy, & Mr. Snyder

**Nays:** None

**Budgetary Ordinance No. 03-05 – An ordinance Approving an Additional Appropriation for the Planning Department** Mr. Maguire, seconded by Mr. Ault made a motion to approve the proposed budgetary ordinance approving an additional appropriation of \$3084.77.

**Ayes – 6, Nays – 0**    **Ayes:** Mr. Hougland, Mr. Ault, Mr. Barrow, Mr. Maguire, Dr. Murphy, & Mr. Snyder

**Nays:** None

## **NEW BUSINESS**

Introductions

**None**

## **PETITIONS AND PUBLIC COMMENTS**

Mayor Blankenship asked whether anyone from the public had any petitions or public comments. No one asked to speak.

## **REPORTS**

### **Clerk Treasurer's Comments**

Clerk Treasurer Janet Alexander reported that Fifth Third Bank has offered \$53.00 account opening bonus to City Employees.

**Mayors Comments**

Mayor Blankenship reported that he attended a financial workshop sponsored by IACT and stated that due to concerns about the reassessment, late tax bills and state distributions he would like the Clerk Treasurer to prepare cash flow reports to assist the Council with decision making. The Clerk Treasurer agreed and asked the Council for suggestions.

Snow Removal – the Mayor complimented City departments especially the Street Department's snow removal efforts following the weekend storms. Many Council Members echoed his praise of the Street Department and other departments' efforts to clear the roadways.

The Mayor also announced that Council Member Kay Poynter is in the hospital with pneumonia.

As there was no further business to come before the Common Council, the meeting adjourned at 9:20 p.m.

Respectfully submitted,

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Janet P. Alexander, Clerk-Treasurer

Enrolled Date: \_\_\_\_\_ Approved by Common Council: \_\_\_\_\_

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Norman P. Blankenship, Jr. Mayor