

City of Franklin COMMON COUNCIL MINUTES

City Hall
55 W. Madison St.
Franklin Indiana 46131

Monday, April 14, 2003 @ 7:00 P.M.

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
	Mr. Lyman A. Snyder

Arrived immediately following roll call.
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Absent: Mrs. Katherine L. Poynter

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

Mrs. Karen Bridges, a correspondent for the Indianapolis Star, and Mrs. Holly Yoakum, a reporter from the Daily Journal were present at this meeting.

After the Invocation and the Pledge of Allegiance, Mr. Hougland seconded by Mr. Barrow, made a motion to approve the minutes of the March 10, 2003 meeting as distributed. The motion carried.

OLD BUSINESS

Ordinance Number 03-05 Of The City Of Franklin, Indiana An Ordinance Approving Resolution Number 2002-43 Of The City of Franklin, Indiana Plan Commission Rezoning Certain Property Within The City of Franklin (to be known as the Cumberland Commons Rezoning) Mr. Steve Williams of Franklin Engineering representing the petitioner Glen Brizendine presented the proposed ordinance which had received a favorable recommendation by the Plan Commission, although not a unanimous vote. Mr. Raymond Good, Esq., of Locke Reynolds, LLP, introduced himself. The effect of the ordinance would be to reduce the required lot size in the proposed subdivision. A discussion was held. Mayor Blankenship stated that this is the public hearing and asked if anyone from the public wished to speak for or against the proposed ordinance. No one asked to speak. A motion to read the proposed ordinance was made and seconded. A motion to approve was made by Mr. Snyder seconded by Mr. Maguire. The Council was polled and the votes cast were:

Ayes – 3, Nays – 3 Ayes: Mr. Ault, Mr. Maguire, Mr. Snyder
Nays: Mr. Hougland, Mr. Barrow, Dr. Murphy

The vote was tied three (3) in favor and three (3) opposed requiring Mayor Blankenship to vote pursuant to I.C. 36-4-6-8 (b). The Mayor voted against approval. The City Attorney Mr. Rob Schafstall asked the Council to consider a second vote on the matter ‘rejecting’ the petition. A motion to deny the petition was made and seconded by Mr. Hougland and Dr. Murphy. The Council was polled and the votes cast were:

Ayes – 4, Nays – 3 Ayes: Mr. Hougland, Mr. Barrow, Dr. Murphy & Mayor Blankenship
Nays: Mr. Ault, Mr. Maguire, & Mr. Snyder

Therefore the petition was denied.

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Ordinance Number 03-06 Of The City Of Franklin, Indiana 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 Simon Farm development access annexation) This matter is set for public hearing April 28th, 2003.

Ordinance Number 03-07 Of The City Of Franklin, Indiana An Ordinance Approving Resolution Number 2002-46 Of The City of Franklin, Indiana Plan Commission, Rezoning Certain Property Within The City Of Franklin (to be known as the Ennis Company Rezoning) Mr. David Weir, the Planning Director presented the proposed ordinance. Mr. Roy Dickinson, Esq., appeared on behalf of the petitioner. A discussion was held. Mayor Blankenship stated that this is the public hearing and asked if anyone from the public wished to speak for or against the proposed ordinance. No one asked to speak. A motion to read the proposed ordinance was made and seconded. A motion to approve was made by Mr. Ault and seconded by Mr. Maguire.

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

Nays: None

GENERAL DISCUSSIONS

None

NEW BUSINESS.

Budgetary Resolution No. 03-07 – A resolution authorizing a Planning Department Budget Transfer: Mr. David Weir asked the Council to approve a transfer within his budget from 101-11-441 Vehicle of \$5,000 to:

210	Office Supplies	1,500.00
221	Motor Supplies	1,000.00
315	Dues & Subscriptions	500.00
320	Travel & Training	1000.00
331	Professional Services	500.00
336	Equipment Repair	500.00

A motion to read was made and seconded. A motion to approve was made by Dr. Murphy seconded by Mr. Maguire. Budgetary Resolution No. 03-07 was approved with a vote of 6 – 0.

Budgetary Ordinance No. 03-06 – An Additional appropriation ordinance: Mr. David Weir introduced his request for an additional appropriation from the General fund of \$2,860.00 to 101-11-221 Garage & Motor. This matter will be set for public hearing April 28, 2003.

Budgetary Ordinance No. 03-04 – An additional appropriation ordinance: Deputy Chief Steven Hood introduced his department's request for an additional appropriation from the General fund of \$6,733.00 to 101-7-199 Police Overtime. This matter will be set for public hearing April 28, 2003.

Budgetary Resolution No. 03-08 – A resolution to transfer funds (\$1,500.00) from line item 101 – 5 - 446 to LAN Network Services line item 101-5-323 within the Board of Works budget to cover city – wide network services. Mayor Blankenship presented the resolution transferring money within the Board of Works budget. Budgetary Resolution No. 03-08 passed with a vote of 6 -0.

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Budgetary Resolution No. 03-09 – A resolution to transfer funds (\$31,000.00) from Improvements line item 201 – 5 - 443 to Professional Services line item 201 – 5 - 331 within the MVH budget to cover professional services performed by Bonar Group Mayor Blankenship presented the resolution transferring money within the Motor Vehicle Highway Budget. Budgetary Resolution No. 03-09 passed with a vote of 6 - 0.

Resolution No. 03-05 – A resolution adding the City Engineer's position to PERF Clerk Treasurer Janet P. Alexander introduced the resolution provided by the Public Employee's retirement fund requesting that the position of City Engineer be added to the list of covered City of Franklin positions. Resolution No. 03-05 – A resolution adding the City Engineer's position to PERF passed with a vote of 6 - 0.

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

The Clerk Treasurer asked the members present to sign the final copy of the City Council Ordinance 03-02 An Ordinance Approving A Resolution of the City of Franklin, Indiana Plan Commission and Amending Certain Property Contiguous to the Franklin Corporate Limits (to be known as the Brookhaven Residential PUD annexation) The Clerk reminded the Council that during the public hearing held March 10, 2003 several commitments were made by the developer which have been incorporated into "Exhibit B".

The Clerk Treasurer asked for comments or questions concerning the budget adoption timeline and cash flow projection report recently provided to the Council Members. There were no questions.

As there was no further business to come before the Common Council, the meeting adjourned at 8:35 p.m.

Respectfully submitted,

Janet P. Alexander, Clerk-Treasurer

Enrolled Date: 4-21-03 Approved by Common Council: _____

Norman P. Blankenship, Jr. Mayor