

**Board of Public Works and Safety
Regular Meeting Minutes
April 7, 2014**

The regular meeting of the Board of Public Works and Safety of the City of Franklin, Indiana was called to order at 5:00 p.m. at City Hall, 70 E. Monroe Street, with Mayor Joseph E. McGuinness presiding. Board members Stephen Barnett and Bob Swinehamer answered roll call.

Chief of Police Tim O'Sullivan, Fire Chief John Henderson, Parks Department Superintendent Chip Orner, Sewer Billing Office Manager Sherry Phillips, DPW Superintendent Rick Littleton, Community Development Director Krista Linke, City Engineer Travis Underhill, Street Commissioner Brett Jones, Clerk Treasurer Janet Alexander, Records Clerk Kathy Cragen, and City Attorney Lynnette Gray were also in attendance.

Mayor McGuinness led the Pledge of Allegiance.

Public Comments

Resident and Common Council member Ken Austin came forward and stated that he has received complaints from residents regarding downtown parking. A discussion was held.

Resident Mr. Dale Hughes came forward and said that the Elks Club Pub Crawl is scheduled for August 23, 2014, and asked the City to block Water St. from Jefferson St. to Madison from 9:00 a.m. that day until 1:00 a.m., the 24th. He said that the business owners in the area were notified. A discussion was held. The request was tabled until April 21, 2014.

Resident Mr. Jim Crane came forward and stated that he and a group of volunteers will plant 4000 trees on Methodist Home property in an area along Westview Drive and asked if the Street Department would be willing to donate limb and brush chippings. The Board agreed and directed Mr. Jones to coordinate with Mr. Crane.

Consent Agenda

Mayor McGuinness presented the consent agenda for approval.

1. Approval of Minutes from meeting held March 17, 2014
2. Board of Works Claims.
 - o Payroll in the amount of \$309,405.36
 - o Paramedic Pay in the amount of \$634.59
 - o Missed TCR Cash in the amount of \$49.48
 - o #032214 Sewer Utilities in the amount of \$25,256.56
 - o #031214 RDC Utilities in the amount of \$15.24

- #031814 BOW Utilities in the amount of \$136,616.77
- Missed Payroll Hours in the amount of \$39.21
- Pension Payroll in the amount of \$58,778.53
- #032814 BOW Utilities in the amount of \$103,777.80
- #032914 Sewer Utilities in the amount of \$1,051.71
- #032414 RDC Utilities in the amount of \$117,007.82
- #040714 BOW Gen Obligations in the amount of \$89,123.28
- #040614 Sewer Utility Gen Obligations in the amount of \$26,995.71
- Payroll in the amount of \$308,905.13
- #040414 BOW Utilities in the amount of \$48,710.59
- #040514 Sewer Utilities in the amount of \$36,705.87
- #040314 RDC Utilities in the amount of \$25,540.51
- #0326174 Sewer Utilities in the amount of \$120.00
- #032514 BOW Utilities in the amount of \$27.00

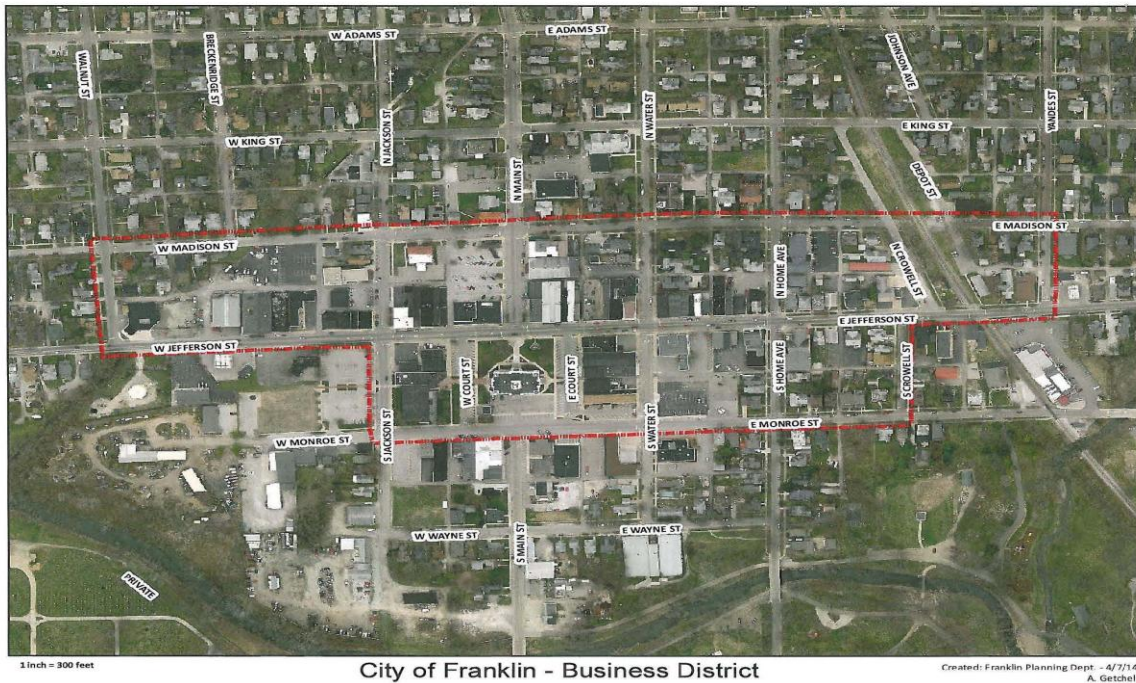
Mr. Barnett made a motion to approve the consent agenda as presented, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Old Business

Request Approval to Operate Hot Dog Cart (Waiver from 5.36.090) – The petitioner, Mr. Leon K. Joiner came forward and repeated his request for a waiver to operate a Hot Dog Cart. The City Attorney, Lynn Gray listed the following recommendations for permitting a hotdog cart:

The Hot Dog Cart and vendor are:

Restricted to operating within the “Business District”; Must maintain ADA accessibility allowing for a minimum clearance of 5’ wide path for pedestrian travel on sidewalks; Must stay at least 10’ distance from any fire hydrant; Must stay at least a minimum of 10’ away from any intersection, driveway, or alley; Must stay a minimum of 5’ from the sidewalk ramp; Must be located a minimum of 50’ from single-family residential use (second floor residential is classified as “mixed use” and are therefore excluded from this provision); Must obtain a current year Johnson County Health Dept. annual food license and for festivals a temporary (14 day) Food event license; Must obtain a Vendor’s License from the City of Franklin Clerk-Treasurer pursuant to Vendor’s License (5.36.020) which requires a limited criminal history check; a cash or surety bond (\$500), and a photo I.D. card; Franklin Planning & Engineering would issue a Food Cart Permit (to be created); Provide photos of the food cart and dimensions of the food cart in full operating mode; General description of all products to be sold; At all times the vendor must have on his person the original of the City issued vendor license, a copy of his surety bond and photo I.D. cards; License will be good from 4/15/14 to 9/15/14; Times of operation will be Sunday – Wednesday 10:00 a.m. to 8:00 p.m., Thursday – Saturday 10:00 a.m. to 2:00 a.m.; Business District Map below:



A discussion was held. Mayor McGuinness made a motion to approve the variance with all licenses and permits being provided from April 15, 2014 to Sept. 15, 2014, the times of business will be Sunday – Wed. to 10:00 a.m. to 8:00 p.m., Thursday – Saturday 10:00 a.m. to 2:00 a.m. , this was seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

New Business

Request Noise Variance for Franklin College Student Programming Board for an Outdoor Concert on Campus May 9th – Mayor McGuinness made a motion to table until April 21st since no one from the college appeared to explain the request, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried, and was tabled.

Request a Noise Variance for the Grill Bar outdoor activities May 2,9,16 & 23; June 6, 13 & 21; July 11, 19 & 25 & August 2,9,16 & 22 – Mayor McGuinness stated that Larry Hughes owner of the Grill Bar was unable to attend this meeting. Residents Ron Collins, Nancy Collins, Mike Hill, Connie Hill and John Tranter of Water St., all spoke and requested that the members of the Board of Works to consider the concerns of the residents living in the neighborhood when approving these requests. Mr. Marty Williams of Discover Downtown Franklin stated they have several events that are planned during some of the same dates the Grill Bar is requesting. A discussion was held. Mayor McGuinness made a motion to table this matter until April 21st, so that Mr. Hughes could be made aware of the comments being made by the neighbors to the Grill Bar. This was seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried, & was tabled.

Request Permission to Demo and Rebuild in Sanitary Sewer Easement - Indiana Masonic Home – Mr. David Lach, of Cripe Architects & Engineers came forward and stated that they

would like to rebuild part of the sanitary sewer that runs through the Masonic Home property. He stated that their plans have been reviewed by City Engineer Underhill and DPW Superintendent Littleton. Mr. Underhill stated that he is not opposed to this project, but would like to make sure that rerouting isn't possible. Mr. Underhill asked the Board to consider an approval with the condition that all other options are exhausted. Mayor McGuinness made a motion to allow with approval from Mr. Underhill and Mr. Littleton; this motion was seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Board of Works Resolution No.: 14-01 A Resolution of the City of Franklin Board of Public Works & Safety Authorizing the Transfer of Surplus Property – Clerk-Treasurer Alexander presented the resolution authorizing a transfer of a 2013 Jeep Patriot from the Street Department to the Planning & Engineering Department for use by the new Civil Technician. Mayor McGuinness made a motion to approve the transfer, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Water-Monroe-Home Design Contract with CrossRoad Engineers, P.C. - City Engineer Underhill stated that this was a contract for design work between the City and CrossRoad Engineers for the Water- Monroe-Home Project. Funding for this contract is coming from the Redevelopment Commission. Mr. Swinehamer made a motion to approve the contract for \$178,500 subject to funding by the RDC, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Appointments to Wage Rate Hearing Panel - City Engineer Underhill requested that the BOW appoint himself as the Awarding Agency Representative and the Awarding Agency Taxpayer Representative be Whiteland resident Dennis Capozzi. Mayor McGuinness made a motion to appoint Mr. Underhill and Mr. Capozzi, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Other Business

There was no other business presented.

Department Reports / Staff Reports

Fire Chief Henderson stated that the Fire Department Instructors Conference (FDIC) is being held in Indianapolis this week. He stated that some members of his department are attending educational programs at this conference.

Community Dev. Director Linke stated that there will be special public meetings sponsored by the Franklin Development Corporation to get public input about future projects. These meetings will be held Wednesday April 9, at 3:00 p.m. and Thursday, April 10 at 6:00 p.m. at the 66 Water St. Café. She also reported that bids for the Homeowner Rehab Occupied Grant will be received April 14.

City Engineer Underhill stated that North Main St. is closed from Graham to Oliver Street for Phase II. He also said that the Phase I walk through will be held this coming Friday. Lastly he stated that the 2014 Paving Project will be advertised by the end of this month.

Mr. Swinehamer stated that City Hall should have a flag pole. To that end he obtained multiple quotes and learned that the cost would be around \$2960.00 installed. A discussion was held.

Adjournment

As there was no further business to come before the Board of Works, a motion and a second were made to adjourn at 6:22 p.m.

Respectfully submitted,

Janet P. Alexander, Clerk-Treasurer
Enrolled: 4/17/14

Joseph McGuinness, Mayor

Attest:

Janet P. Alexander, Clerk-Treasurer