

**City of Franklin Common Council  
Regular Meeting Minutes  
June 15, 2015**

The regular meeting of the Common Council of the City of Franklin, Indiana was called to order at 6:00 p.m. at City Hall, 70 E. Monroe Street, with Mayor Joseph E. McGuinness presiding. Mayor McGuinness opened the meeting and asked the Clerk-Treasurer to call the roll. Council members Joseph Abban, Joseph Ault, Kenneth Austin, Stephen Barnett, Stephen Hougland, Dr. William T. Murphy and Richard Wertz answered roll call. Clerk-Treasurer Janet P. Alexander, Clerk-Treasurer's Assistant Stephanie Shepherd, City Attorney Lynnette Gray were also present.

Councilor Wertz offered an invocation. Mayor McGuinness led the recitation of the Pledge of Allegiance.

**Announcements & Presentations**

Mr. Marty Williams President of Discover Downtown Franklin announced that the annual BBQ event "Smoke on the Square" will be held Friday June 26<sup>th</sup> & Saturday June, 27<sup>th</sup>.

**Consent Agenda**

Mayor McGuinness presented the consent agenda for approval.

- Approval of the June 1, 2015 Common Council Minutes
- Common Council Budgetary Resolution No.: 15-01 A Common Council Budgetary Resolution Authorizing a Transfer \$6,000.00 from Cemetery 200 to Cemetery 300.

Council President Barnett made a motion to approve the consent agenda and Budgetary Resolution 15-01, seconded by Councilor Abban. A voice vote was taken with all members stating aye. The motion carried.

**Old Business**

Council President Barnett made a motion to read all old business by title only, seconded by Councilor Murphy. A voice vote was taken with all members stating aye. The motion carried.

**Common Council Ordinance No.: 15-05 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 Meijer Annexation)** - Senior Planner Joanna Myers stated that this proposed ordinance which seeks to annex 3.3 acres is set for public hearing this evening as it was introduced at the previous meeting. She stated that this proposal was forwarded to the Council with a favorable recommendation from the Plan Commission, Ms. Myers explained the way annexations work they must be introduced, have a public hearing, have the fiscal plan approved, and then be set for an adoption hearing. Mayor McGuinness opened the public hearing, however no one asked to speak. He stated that this ordinance will be set for an adoption hearing at the next regular meeting on July 6, 2015.

**Common Council Ordinance No.: 15-06 An Ordinance Approving Resolution No. 15-12 of the City of Franklin, Indiana Plan Commission, Rezoning Certain Property to MXR (Mixed Use: Regional Center) (to be known as Meijer Rezoning)** – Mayor McGuinness stated that this is set for public hearing tonight. The Mayor opened the public hearing, however no one from the public asked to speak. Mayor McGuinness stated that this matter should be tabled until the land has been annexed. Councilor Wertz made a motion to table, seconded by Council President Barnett. A voice vote was taken with all members stating aye. The motion carried, and the ordinance was tabled.

### **New Business**

Council President Barnett made a motion to read all new business by title only, seconded by Councilor Austin. A voice vote was taken with all members stating aye. The motion carried.

**Common Council Resolution No.: 15-15 A Resolution Adopting a Fiscal Plan of Services for the Annexation of Certain Territory (to be known as Meijer Annexation)** – Mayor McGuinness read the title aloud then opened the floor for public hearing, however no one from the public asked to speak. A discussion was held. Councilor Wertz made a motion to approve Common Council Ordinance 15-11, seconded by Councilor Abban. A voice vote was taken with all members stating aye. The motion carried. Clerk-Treasurer Alexander stated that the signature page on this resolution does not have all council members names listed. City Attorney Gray stated that the page should be updated to include all members. Councilor Wertz made a motion to amend the signature page of Common Council Resolution 15-15, seconded by Councilor Abban. A voice vote was taken with all members stating aye. The motion carried.

**Presentation of 2015 Paving Program Bids** - City Engineer Travis Underhill presented a spreadsheet detailing the proposed 2015 Paving Program that was recently put out for bids. Mr. Underhill stated that we received two bids from Reith-Reilly and Dave O'Mara. The low bid came from Dave O'Mara in the amount of \$1,669,503.10. Mr. Underhill stated that the breakdown of projects included in the bid include: \$860,000.00 for streets, \$200,000.00 for parking lots at the Street Department, Police Department, City Maintenance Garage, and \$600,000.00 for downtown city alleys. Bid numbers for this year's program average 13.5 miles at \$64,000.00 per mile. In the past we bid 3.5 miles at a paving cost of roughly of \$120,000.00 per mile. Mr. Underhill reiterated that all parts of this project will not all be completed this year. A discussion was held. Mayor McGuinness asked if there were any public comments. Shannon Hicks of CJ's Consignments came forward and stated that she is a business owner

in this area and she agrees that the alleys need to be addressed but she is worried about how this project will affect her business. Council President Barnett stated that the Board of Works did send a favorable recommendation for this project to the Council. Council President Barnett stated that he had been asked where we come up with the funds to pay for this project. A discussion was held regarding use of the riverboat fund, the disaster relief fund, and rainy day funds.

**Common Council Budgetary Ordinance No.: 15-11 An Additional Appropriation** – Mayor McGuinness introduced an additional appropriation for the paving project in the amount of \$1,400,000 (\$400,000.00 from Riverboat Fund & \$1,000,000.00 from Disaster Relief Fund). This proposed ordinance will be set for public hearing during the July 6<sup>th</sup> Council meeting.

**Common Council Resolution No.: 15-16 A Resolution Waiving Non-Compliance with Respect to JM Stevens Enterprises LLC Tax Abatement Compliance Requirements** - Community Development Director Krista Linke speaking on behalf of the Economic Development Commission (EDC) and Mr. Jonas Stevens. Mr. Stevens owns the property at 215 Industrial Drive, which is occupied by Sergeant Aerospace. In 2013 they were granted 7 year tax abatement for a 4000 sq. ft. addition to this property, the cost of that addition was \$195,000.00. This was the first year for them to file their compliance report for their 2014 pay 2015 taxes. They missed the deadline to turn that information in. Ms. Linke stated that she now has that information, and that it has been reviewed by the EDC and they have found the company to be in compliance. Ms. Linke explained that since the company missed the deadline, state law requires a resolution be passed granting them a waiver of non-compliance in order for them to get the tax abatement credit for 2014. Councilor Barnett made a motion to approve, seconded by Councilor Austin. A voice vote was taken with all members stating aye. The motion carried.

### **Other Business**

There was no other business presented.

### **Council Comments**

Councilor Wertz stated that there would be an RDC meeting at 8:00 a.m. tomorrow morning.

### **Adjournment**

As there was no further business to come before the Common Council, a motion and a second were made to adjourn at 6:41p.m.

Respectfully submitted,

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Janet P. Alexander, Clerk-Treasurer  
Enrolled: 07/02/2015

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Joseph McGuinness, Mayor

Attest:

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Janet P. Alexander, Clerk-Treasurer