

**Board of Public Works and Safety
Regular Meeting Minutes
June 6, 2016**

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 Dan McElyea, 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 Assistant Stephanie Shepherd, Records Clerk Kathy Cragen, and City Attorney Lynnette Gray were also in attendance. Clerk Treasurer Jayne Rhoades was absent.

Mayor McGuinness led the Pledge of Allegiance.

Announcements and Public Comments

Marty Williams Executive Director of Discover Downtown Franklin thanked everyone for their help, and attendance with the “Strawberries on the Square” event.

Randy Wiegand came forward to discuss the ash trees in the city that are dead or dying. Mr. Wiegand spoke about the cost of removal of these trees for the individual property owners, and would like the City to consider helping homeowners with the cost of removal. A discussion was held.

Consent Agenda

Mayor McGuinness presented the consent agenda for approval.

1. Approval of Minutes from meeting held May 16, 2016 & Special meeting of May 24, 2016.
2. Board of Works Claims.
 - #051816 RDC Contacts/Utilities in the amount of \$122,431.85
 - #052116 Sewer Utilities in the amount of \$62,727.95
 - #052016 BOW Contracts/Utilities in the amount of \$957,987.93
 - Pension Payroll in the amount of \$57,341.49
 - Regular Payroll in the amount of \$356,113.57
 - Old Plan Fire Longevity in the amount of \$78,734.55
 - Old Plan Police Longevity in the amount of \$95,075.68
 - #052816 Sewer Utilities in the amount of \$11,882.10
 - #052716 BOW Contracts/Utilities in the amount of \$15,263.87
 - #060516 Sewer General Obligations in the amount of \$35,014.19
 - #060616 BOW General Obligations in the amount of \$180,804.29
 - #060316 BOW Contracts/Utilities in the amount of \$19,793.76
 - #060416 Sewer Utilities in the amount of \$25,927.14
 - #060216 RDC Utilities in the amount of \$85.32

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

There was no old business presented.

New Business

Request Noise Variance for Band Playing at the Elk's Club Luau July 30th in Mutual Bank Parking Lot until 11:00 p.m. - Sherri Mitchell came forward to present this request. Ms. Mitchell stated that the set up for this event would be at 4:00 p.m., and the band would play from 7:00 p.m. to 11:00 p.m. in the Mutual Bank parking lot. Ms. Mitchell stated they would be putting up temporary fencing by the old Elks Club on Water Street. A discussion was held. Mr. Barnett made a motion to approve to close alley behind Mutual Bank from noon to midnight, and approving a noise variance until 11:00 p.m., seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Request a Three (3) Day Road Closure on Commerce Drive East of US 31 - Parker Smith of Gradex, Inc. came forward and explained this request. Mr. Smith stated they are putting in a Meijer store between Simon Rd. and Commerce Drive west of US 31, and would like to close Commerce Drive in order to put in a sanitary crossing underneath. A discussion was held. Mayor McGuinness made a motion to approve the road closure and asking that Mr. Smith keep in contact with our engineering department, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of Right-of-Way Acquisition and Land Exchange Agreement - City Attorney Lynn Gray explained, and presented this agreement to the Board. Ms. Gray stated this is a portion of right-of-way needed for the King Street, St. Rd. 44 improvements. In order to move forward with this project we must acquire the right-of-way in this area. This land is owned by Triple T Investments - Jennifer Thompson. Ms. Gray stated that an appraisal of the 2.06 acres was done and because of the size of the property it is appraised at \$197,000.00. One option would be to condemn the property and take the right-of-way, and pay Ms. Thompson \$197,000.00, but Ms. Thompson would like to defer this payment, in the hopes that when, and if we receive the Red Carpet property that it can be utilized as part of the agreeable development agreement. This agreement will immediately give us the right-of-way, Triple T Investments and Ms. Thompson would sign deeds transferring the property to us, and when or if we obtain the Red Carpet property from the County then we would transfer that property and keep our \$197,000.00; if we do not get the Red Carpet property from the County then we would pay Ms. Thompson the appraised value. A discussion was held. Mr. Barnett made a motion to approve, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of Dave O'Mara Change Order #1 for East King Street Improvements - Civil Technician Mark St. John stated this is a change order for E. King Street improvements west of Forsthye in the amount of \$21,194.66. Mr. St. John stated that this is the largest overrun which was structural back fill due to utilities not being where they thought they were. A discussion was held. Mr. Barnett made a motion to approve, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Other Business

Request to File Liens on Unkempt Property – Mr. Barnett made a motion to approve, seconded by Mr. Swinehamer. A discussion was held. A voice vote was taken with all members stating aye. The motion carried.

Department Reports / Staff Reports

Parks Superintendent Chip Orner stated they had the grand opening of the “Storywalk” at the Urban Forest, and 600 people showed up for this event. Mr. Orner stated this was a partnership with the Johnson County Library in which there are 21 stations set up, and at each station there is one page from a book for the children to read. Mr. Orner stated that the Greenway Trail seal coating will begin tomorrow, and he stated they have had record revenue at the pool.

City Engineer Travis Underhill stated the contractors are working on King Street, and then will be moving on to Paris Drive. Mr. Underhill stated that paving is scheduled for King Street later this week, and that work would be starting in the next couple of weeks on Christian Blvd. Mr. Underhill also stated they received bids this afternoon for mill patch and overlay, which they had estimated would be around 1.15 million. A low unverified bid was received for one million fifty-five thousand from Dave O'Mara Contracting. The contract for this project will be brought forward at the next meeting.

City Attorney Lynn Gray gave an update on the bids for the purchase of a new fire truck, and stated they would be bringing them forward at the next meeting. Ms. Gray told the Board a letter had been received from the County Commissioners stating that City Court must vacate their building by June 2017. City Attorney Gray stated there would be a meeting between herself, Judge VanValer, and County Attorney Hash to determine what items in the current City Court belong to the City. Ms. Gray stated they would like to set up a small committee for site selections with one member from the Board of Works, and one member from the Council to look at different sites to relocate City Court. A discussion was held. Mr. Barnett made a motion for Mayor McGuinness to represent the Board of Works on this committee, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. Mayor McGuinness recused himself from voting. The motion carried.

Adjournment

As there was no further business to come before the Board of Works, a motion and a second were made to adjourn at 5:33 p.m.

Respectfully submitted,

Jayne Rhoades, Clerk-Treasurer
Enrolled: 6/13/16

Joseph McGuinness, Mayor

Attest:

Jayne Rhoades, Clerk-Treasurer