

**Board of Public Works and Safety
Regular Meeting Minutes
September 18, 2023**

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 Steve Barnett presiding. Board member Tina Gross answered roll call.

Board Member Ken Austin was absent.

Fire Chief Joshua Snyder, Deputy Chief of Police Scott Summers, Parks Department Superintendent Chip Orner, Sewer Billing Office Manager Sherry Phillips, DPW Superintendent Sally Brown, IT Director Rick Littleton, Community Development Director Krista Linke, City Engineer Mark Richards, Street Commissioner/Fleet Manager Brett Jones, Clerk Treasurer Jayne Rhoades, City Attorney Lynnette Gray were also in attendance.

Chief of Police Kirby Cochran was absent.

Mayor Barnett led the Pledge of Allegiance.

Announcements & Public Comments

There were no announcements or public comments.

Consent Agenda

Mayor Barnett presented the consent agenda for approval.

1. Approval of Minutes from meeting held September 5, 2023
2. Board of Works Claims.
 - Payroll in the amount of \$471,036.70
 - #090523 BOW Contracts/Utilities in the amount of \$77,149.77
 - #090623 Sewer Contracts/Utilities in the amount of \$31,350.08
 - #090823 RDC-TIF Contracts/Utilities in the amount of \$400,911.34
 - Separate Payroll in the amount of \$1375.00
 - #091723 BOW General Obligations in the amount of \$246,729.21
 - #091523 RDC-TIF General Obligations in the amount of \$22.80
 - #091623 Sewer General Obligations in the amount of \$54,452.69
 - #091323 Sewer Contracts/Utilities in the amount of \$21,395.83
 - #091223 BOW Contracts/Utilities in the amount of \$212,632.60
 - Pension Payroll in the amount of \$54,161.47
 - Pool Payroll in the amount of \$2,425.00

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

Old Business

There was no old business presented.

New Business

Request to put pavers from the sidewalk to the street at 153 Yandes Street - Cheryl

Cummings stated she is requesting pavers from the road to her front porch at 153 Yandes Street. City Engineer Mark Richards explained he put together a draft policy for installation of connecting sidewalks. City Attorney Lynn Gray stated that an official policy will be put in place to ensure everyone follows the same set of standards. Mayor Barnett made a motion to table the request until the October 2nd Board of Works meeting, seconded by Ms. Gross. A voice vote was taken with all members stating aye. The motion carried.

Request for street closure for Chalk the Walk as part of the Ethos Celebration of the Arts on the corner of Water and Monroe to Kuji Alley from 9 a.m. to 6 p.m. on October 7th -

Festival Country Ken Kosky and Shelby Morse explained they are requesting the street to be closed from Water Street to Kuji Alley. This event has been put on the past 3 years. Ms. Gross made a motion to approve the street closure request for October 7th, seconded by Mayor Barnett. A voice vote was taken with all members stating aye. The motion carried.

Request for street closures on October 7, 14 and 21 for Porchtobor - Creative Council of Franklin Patrick Tisdale stated the Creative Council plans on hosting 8 musical acts at downtown houses' porches during Saturdays in October. The street closure on October 7th would be North Water Street from Jefferson Street to the alley. The October 14th alley closure would be west of 149 East Monroe. The two street closures on October 21st would be at North Water Street and the street from East Monroe to East Wayne Street. Mayor Barnett stated there are other events on October 7th that would cause issues if the street was closed that night. Parks Department Superintendent Chip Orner explained the Creative Council should have contacted the Parks Department 90 days before the event. A discussion was held. Mayor Barnett made a motion to deny the October 7th request, seconded by Ms. Gross. A voice vote was taken with all members stating aye. The motion carried. Mayor Barnett made a motion to table the request for the October 14th and 21st street closures, seconded by Ms. Gross. A voice vote was taken with all members stating aye. The motion carried. The Creative Council plans to create flyers to notify residents of the closures and give them an opportunity to speak their opinion at the October 2nd Board of Works meeting where the October 14th and 21st requests will be reviewed.

Authorize advertising for bids for Belt Filter Press Conveyor Replacement - Wessler

Engineer Gary Ruston stated this replacement is at the WWTP and will replace the existing belt conveyor. The repairs will take 9 months and will cost approximately \$515,000.00. Bids will be opened on October 10th. The conveyor belt will be paid for from the Sewer Unappropriated fund. Ms. Gross made a motion to approve advertising bids for Belt Filter Press Conveyor Replacement, seconded by Mayor Barnett. A voice vote was taken with all members stating aye.

The motion carried.

Request approval of Change Order #2 on the Westside Interceptor Phase 1 Project - DPW Superintendent Sally Brown stated the change order is for a decrease of \$7,000.00. The city will now be doing the work so the funds can be saved. Ms. Gross made a motion to approve Change Order #2 with the Mayor signing on the Board's behalf, seconded by Mayor Barnett. A voice vote was taken with all members stating aye. The motion carried.

Request approval of Crosswalk Art in the intersection of Jackson and Monroe Street - Community Development Specialist Dana Monson & Ken Kosky stated the Public Art Advisory Commission wants to bring in more unique art to the city. This is the first mural that will be painted on the ground rather than on a building wall. The PAAC did apply for grants to help pay for the art. It will be at the intersection of Jackson and Monroe Street. The plan is to have the artist paint in October. Ms. Gross made a motion to approve the Crosswalk Art at the intersection of Jackson and Monroe Street, seconded by Mayor Barnett. A voice vote was taken with all members stating aye. The motion carried.

Request approval of mural in Kuji Alley and waiving of permit fees - Community Development Specialist Dana Monson & Ken Kosky explained the plan is upgrade the current koi fish painting and paint additional koi fish and representations of Japanese culture. Overall, the goal is to add more art throughout the alley to make it flow from the ground to the walls. Ms. Gross made a motion to approve the mural in Kuji Alley and waiver of permit fees, seconded by Mayor Barnett. A voice vote was taken with all members stating aye. The motion carried.

Request approval of Franklin Chamber of Commerce Banner - Community Development Specialist Dana Monson explained the city has a banner policy which requires all banners to be reviewed and approved by the city. The proposed banners display the message of "Genuine Franklin" which is a partnership between the city and the Chamber of Commerce. The banners will go up on King Street after Franklin College homecoming banners come down. Ms. Gross made a motion to approve the Franklin Chamber of Commerce Banners, seconded by Mayor Barnett. A voice vote was taken with all members stating aye. The motion carried.

Approval and Execution of Outdoor Lighting Service Agreement for Westwind at Cumberland, Sec. 1 - Senior Planner Joanna Tennell stated this a revised agreement. There are lights that will go up that will be approximately \$49.14/month. Ms. Gross made a motion to approve and execute the Lighting Service Agreement with the Mayor signing on the Board's behalf, seconded by Mayor Barnett. A voice vote was taken with all members stating aye. The motion carried.

Acceptance and execution of the following documents related to Westwind at Cumberland, Sec. 2: Sanitary Sewer Service Special Agreement, Earthwork & Paving Inspection Service Agreement and Storm & Sanitary Sewer Inspection Service Agreement - Senior Planner Joanna Tennell explained these are the last documents that need to be executed for Westwind at Cumberland Section 2. Ms. Gross made a motion to approve and execute the Sanitary Sewer

Service Special Agreement, Earthwork & Paving Inspection Service Agreement and Sanitary Sewer Inspection Service Agreement, seconded by Mayor Barnett. A voice vote was taken with all members stating aye. The motion carried.

Request the following Performance Letters of Credit and Agreements to be released and replaced with the following Maintenance Bonds to be accepted for Cumberland Trace -

Sec. 1 thru 4 - Senior Planner Joanna Tennell stated the Performance Letters of Credit and Agreements to be released for Section 1: #0155457526 Asphalt walking trail \$13,560.00, #0155457526-1 Erosion control & seeding \$67,486.80, #0155457526-2 Sidewalks \$37,152.00, #0155457526-3 Street signs \$3,000.00, #0155457526-5 Survey monuments \$3,600.00 and #0155457526-6 Street trees, landscaping \$15,480.00. Performance Letters of Credit and Agreements to be released for Section 2: #0155457550-2 Asphalt walking trail \$15,228.00, #0155457550-3 Sidewalks \$20,400.00, #0155457550-4 Street trees & landscaping \$21,000.00, #0155457550-5 Street signs \$2,400.00 #0155457550-6 Survey monuments \$3,000.00, #0155457550-8 Erosion control & seeding \$10,800.00 and #0155457550-9 Street lights \$4,320.00. Performance Letters of Credit and Agreements to be released for Section 3: #0155457576-4 Curbs \$30,360.00, #0155457576-6 Asphalt walking trail \$6,390.00, #0155457576-7 Sidewalks \$18,600.00, #0155457576-8 Street trees/landscaping \$19,200.00, #0155457576-9 Street signs \$3,000.00, #0155457576-10 Survey monuments \$2,160.00, #0155457576-12 Erosion control/seeding \$12,300.00 and #0155457576-13 Street lights \$5,400.00. Performance Letters of Credit and Agreements to be released for Section 4: #0155457592-4 Curbs \$21,877.20, #0155457592-6 Sidewalks \$15,000.00, #0155457592-7 Street trees/landscaping \$13,200.00, #0155457592-8 Street signs \$1,800.00, #0155457592-9 Survey monuments \$1,440.00, #0155457592-10 Erosion control/seeding \$8,700.00, #0155457592-11 Street lights \$3,000.00. Maintenance Bonds to be accepted for Section 1: Bond 254215 Asphalt walking trail, erosion control & seeding, street signs, survey monuments, street trees, landscaping \$21,484.75 and Bond BMIJ531719 Sidewalks \$7,740.00. Maintenance Bonds to be accepted for Section 2: Bond 254216 Asphalt walking trail, erosion control & seeding, street signs, survey monuments, street trees & landscaping, street lights \$11,822.50 and Bond BMIJ531722 Sidewalks \$4,250.00. Maintenance Bonds to be accepted for Section 3: Bond 254217 Asphalt walking trail, erosion control & seeding, street signs, survey monuments, street trees & landscaping, street lights \$10,093.75 and Bond BMIJ531723 Curbs and sidewalks \$10,200.00. Maintenance Bonds to be accepted for Section 4: Bond 254218 Erosion control & seeding, street signs, survey monuments, street trees & landscaping, street lights \$5,862.50 and Bond BMIJ540708 Curbs and sidewalks \$7,682.75. Mayor Barnett made a motion to release the listed Performance Letters of Credit and Agreements and accept the Maintenance Bonds listed, seconded by Ms. Gross. A voice vote was taken with all members stating aye. The motion carried.

Request approval of Settlement Agreement, Temporary Construction Easement Agreement, and Sanitary Sewer Easement Agreement, request acceptance of associated easements and authorize Mayor to sign all of the documents on the Board's behalf - City Engineer Mark Richards stated these agreements are for the Westside Interceptor Phase 2 project. These agreements are for Simon Farms. The city will be pay \$9,000.00 for the temporary and permanent easements. Ms. Gross made a motion to approve the Settlement Agreement, Temporary Construction Easement Agreement and Sanitary Sewer Easement Agreement with

the Mayor signing on the Board's behalf, seconded by Mayor Barnett. A voice vote was taken with all members stating aye. The motion carried.

Request acceptance of bids for the Crowell Street Parking Project, and award of project to Dave O'Mara Contractor, Inc. - City Engineer Mark Richards stated the bids were open September 11th, 2023. There were 4 timely bids received: All Star Paving \$282,166.25 & Alternate #1 \$11,730.00 (Total - \$293,896.25), CASE Construction \$230,715.02 & Alternate #1 \$31,110.00 (Total - \$261,825.02), Dave O'Mara Contractor Inc \$244,500.00 & Alternate #1 \$35,700.00 (Total - \$280,200) and Milestone Contractors LP \$344,723.50 & Alternate #1 \$28,560.00 (Total - \$373,283.50). The Engineer's estimate for the total is \$253,347.00. Ms. Gross made a motion to accept the bids and award the project to Dave O'Mara Contractor Inc due to them being the lowest, most responsive & responsible bidder with the notice of award being signed by the Mayor on the Board's behalf, seconded by Mayor Barnett. A voice vote was taken with all members stating aye. The motion carried.

Request permission to trade in Street Department vehicles – Mayor Barnett made a motion to table this topic until the October 2nd Board of Works meeting, seconded by Ms. Gross. A voice vote was taken with all members stating aye. The motion carried.

Other Business

Request to file liens on unkempt property - Mayor Steve Barnett made a motion to approve, seconded by Ms. Gross. A voice vote was taken with all member stating aye. The motion carried.

Halloween Hours 2023 (6:00 – 8:30 p.m.) – Mayor Steve Barnett stated that Johnson County approved Halloween hours to be from 6:00 – 8:30 p.m. on October 31st. Mayor Barnett made a motion to have Halloween hours on October 31st from 6:00 – 8:30 p.m., seconded by Ms. Gross. A voice vote was taken with all members stating aye. The motion carried.

Department Reports / Staff Reports

City Engineer Mark Richards stated there was a quote opening for the Water Street Parking Project on Friday September 15th. There were 4 timely quotes received: All Star Paving \$78,683.65, CASE Construction \$76,956.24, Dave O'Mara Contractor Inc \$92,700.00 and Robertson Paving \$93,831.50. Mr. Richards requested the project be awarded to CASE Construction. Ms. Gross made a motion to accept the quotes and award the contract to CASE Construction due to them being the lowest, most responsive & responsible bidder and with the notice of award being signed by the Mayor on the Board's behalf, seconded by Mayor Barnett. A voice vote was taken with all members stating aye. The motion carried.

Parks Department Superintendent Chip Orner stated the Fall Festival is next weekend September 29th and 30th. There will be bands at the amphitheater on both evenings. Mr. Orner and Mr. Richards will attend a pre-bid meeting on September 19th for the Community Park pickleball court conversion project and the repaving of the Boys and Girls Club parking lot.

Adjournment

As there was no further business to come before the Board of Works, a motion and a second were made to adjourn at 6:03 p.m.

Respectfully submitted,

Jayne Rhoades, Clerk-Treasurer
Enrolled:9/22/23

Steve Barnett, Mayor

Attest:

Jayne Rhoades, Clerk-Treasurer