Board of Public Works and Safety
Regular Meeting Minutes
May 7, 2012

The regular meeting of the Board of Public Works and Safety of the City of Franklin, Indiana was called to order at 5:15 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, Planning Director Krista Linke, Street Commissioner Ron Collins, Clerk Treasurer Janet Alexander, Records Clerk Kathy Cragen, and City Attorney Lynnette Gray were also in attendance.

Mayor McGuinness offered an invocation immediately followed by the Pledge of Allegiance.

Announcement and Presentations

Code Enforcement Officer Rhoni Oliver came forward to obtain the Board's approval to pay D & D Hunt $39,750.00 for work completed on the demolition of the Red Carpet Inn. Mr. Swinehamer made a motion to approve, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. No members stating nay. The motion carried. Mr. Swinehamer asked if the sale of the Red Carpet Inn property to the FDC was moving forward. Ms. Oliver stated that she has heard that they are moving forward. She also stated that a lien for the cost of the demolition will be filed against the property.

Public Comments

Mayor McGuinness asked if anyone present wished to speak on any topic not listed on the agenda. No one asked to speak.

Consent Agenda

Mayor McGuinness asked the Board to add two resolutions to this meeting's agenda titled Budgetary Resolution(s) 12-01 and 12-02 authorizing additional appropriations from Sewer Utility and MS4.

1. **Approval of Minutes from meetings held April 16, & 25, 2012**

2. **Board of Works Claims.**
    - Payroll in the amount of $304,631.33
    - #041812 RDC-TIF in the amount of $44,201.57
    - #042112 Sewer Utilities in the amount of $866.82
    - #042012 BOW Utilities in the amount of $174,142.39
    - Pension Payroll in the amount of $56,588.07
    - Payroll in the amount of $47.00
    - #042812 Sewer Utilities in the amount of $101.16
    - #042712 BOW Utilities in the amount of $16,196.57
    - #042512 BOW Utilities in the amount of $5,273.93
    - Payroll in the amount of $307,336.47

- #050712 BOW Meeting in the amount of $57,133.03
- #050612 Sewer Utilities in the amount of $94,330.16
- #050812 BOW Buy-Out in the amount of $57,575.00
- #050512 Sewer Utilities in the amount of $81,745.22
- #050212 RDC-TIF in the amount of $1,695.78
- #050112 Buy-Out in the amount of $1,613.84
- #050412 BOW Utilities in the amount of $36,068.84
- Payroll MVH in the amount of $84.00

3. **Uniform Conflict of Interest Form submitted by Frank Schumacher, Jr., and Uniform Conflict of Interest Form submitted by Janet P. Alexander**

4. **Request Approval of Draft Reservation Form for Board of Works & Draft Noise Variance Reservation Form for Board of Works prepared by Clerk-Treasurer Janet P. Alexander**

5. **Request for Sign Permit Refund as recommended by Staff Planner Kevin Tolloty**

Mr. Swinehamer made a motion that the consent agenda be approved as to items 1, 2, 3, 4, & 5 and to allow the addition of the two named resolutions to the agenda, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

Old Business

There was no Old Business to conduct.

New Business

Proposed Lease of 66 S. Water Street to Franklin College - Mayor McGuinness stated that this was a project between his office and Franklin College to lease a section of City Hall where Clementine's Fabric Store used to be. The proposal is to use the area as a juice bar, coffeehouse, and college bookstore selling college gear and art. The shop would be run by college students. The Mayor said that he thinks this is a great opportunity for Franklin residents to mingle with the college students. Ms. Lisa Fears, Vice-President of Planning & Plant Technology Department of Franklin College also spoke, stating that the college is excited about this and believes that it will be a great learning opportunity for the students also. Ms. Fears said that the college has a great fine arts program and this will provide a great showcase for students to display and sell their art. Mr. Barnett stated that he fully supports this project. Mr. Swinehamer also stated that he thinks this is a great idea. He stated that he has spoken to some people who have suggested that the City add additional street lights between City Hall and Branigin Blvd. He thinks this should be something we should be able to do. This matter will be brought back to the Board once the lease is ready.

Mayor McGuinness asked permission to move the Artcraft's request for alley design changes up on the agenda. Mr. Barnett made a motion to approve moving the request for design changes to the alley between Don & Dona's and the Artcraft Theatre forward on the agenda, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

Request Consideration of Design Changes to Alley between Don & Dona's and Artcraft Theatre – Rob Shilts the Director of Franklin Heritage came forward and explained that the alley adjacent to the theatre is narrow and used primarily as a pedestrian alley. He requested that the City consider some recommendations to be added to the plan prepared by Wessler Engineering to improve drainage in the alleyway. He requested that the City add lighting; improve the pavement and a mechanical bollard to block vehicle traffic during festivals or community events. A discussion was held. Wessler Engineering has recently prepared a plan addressing drainage and sanitary sewer issues in this alley. Mr. Barnett made a motion to forward these recommendations to Wessler Engineering to analyze what could be done in this alley, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

Request to Remove Center Island of Cul-de-sac on Golfview Court – Gloria Schiavarelli came forward and presented a request for the entire neighborhood. Ms. Schiavarelli stated that due to the center island in the cul-de-sac they experience difficulties with trash pickup, street clearing and other issues. Because of this the residents are requesting that the island and the light pole be removed and the area paved over. Street Commissioner Ron Collins agreed. Mr. Swinehamer made a motion to remove the island and the light fixture and to pave over this area, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

Request Approval of Proposed Franklin Township Fire Protection Contract - Mayor McGuinness stated that this was not signed in time for the City Attorney to look it over before this meeting, and he would like to table this item until she has a chance to review the agreement provided by the Franklin Township Trustee. Mr. Swinehamer asked Ms. Campbell if her board had signed the contract, she stated that the board has signed, but that she had only signed the contract right before this meeting. Mr. Swinehamer made a motion to table this item until the May 21st meeting, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. No members stating nay. The motion was tabled.

Award Recommendation for Franklin Tech Park Sanitary Sewer Relocation Bids received April 25, 2012 – Mr. Greg Ilko of Crossroad Engineers recommended that the Board award the bid for the Franklin Tech Park Sanitary Sewer Relocation project to the lowest bidder Dotlich Contractors for $234,213.60. A discussion was held. Mayor McGuinness made a motion to approve, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

Senior Planner Joanna Myers came forward and stated that all of the alleys listed for vacation on the agenda are located in the buy-out area. She requested that the Board of Works forward this request to vacate these alleys to the City Council with a favorable recommendation.

Proposal to Vacate North-South Alley East of 451,454,455 & 459 Dunn Street and West of 450,474,480 & 498 South Jackson Street - Senior Planner Joanna Myers stated there are no utilities in this alley. Mr. Barnett made a motion to recommend this alley be vacated, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

Proposal to Vacate East-West Alley South of 425 Center Street and North of 427 Center Street – Ms. Myers stated that there are sanitary sewer lines that run through this alley. Ms. Myers has tried to speak with the people who own the adjoining property, but has not been able to make contact. Mayor McGuinness made a motion to table this proposal, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. No members stating nay. The matter was tabled.

Proposal to Vacate East-West Alley South of 424 Center Street and North of 446 Center Street – Ms. Myers stated that there are no utilities located within this alley. Mr. Swinehamer made a motion to approve, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. No members stating nay. The matter carried.

Proposal to Vacate East-West Alley South of 448 Center Street & North of 456 Center Street – Ms. Myers stated that this is an asphalt alley and that there is a power line. She has discussed the alley vacation with Duke Energy and they did not object. Mr. Swinehamer made a motion to approve, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

Proposal to Vacate East-West Alley South of 15 West South Street and 420 South Main Street and North of 450 South Main Street - Senior Planner Joanna Myers stated that the owner of 420 S. Main Street signed the application to have this alley vacated. Ms. Myers stated that this is an asphalt alley with no utilities. Mr. Swinehamer made a motion to approve, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

Proposal to Vacate East-West Alley South of 454 Dunn Street and 474 S. Jackson Street and North of 455 Dunn Street and 480 S. Jackson Street – Ms. Myers stated that there are no utilities in this asphalt alley. Mr. Swinehamer made a motion to approve, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

Budgetary Resolution 12-01 - A Budgetary Resolution – A Board of Works Budgetary Resolution Authorizing an Additional Appropriation of $25,000.00 from Sewer Utility for City Engineer

Mr. Swinehamer made a motion to approve, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

Budgetary Resolution 12-02 – A Budgetary Resolution – A Board of Works Budgetary Resolution Authorizing an Additional Appropriation of $25,000.00 from MS4 for City Engineer

Mayor McGuinness explained that the Engineer’s salary for 2012 would be pro-rated for the rest of the year; with 40% paid from the General Fund, 30% from the Sewer Fund and 30% from MS4. Clerk-Treasurer Alexander stated that since we don’t have an actual salary, all figures presented are estimated using a range of $50,000 – $68,000 to include the cost of salaries and paid employee benefits (PERF, Insurance, etc.). The projected expense for the engineer this year is $75,000 - $80,000. Mr. Swinehamer made a motion to approve, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

<u>Other Business</u>

Mr. Swinehamer asked about the issue brought up by Street Commissioner Collins concerning the charges for the dumpsters located at the new and old street garage. Street Commissioner Collins asked to bring this issue back up at a future meeting. Mr. Swinehamer also asked about the status of the removal or modification of the speed hump on King Street. Mayor McGuinness stated the solution is still under discussion in an effort to make a well thought out decision.

Mr. Barnett stated that Mr. Jim Crane was in the audience and he has been asking about the buyout area. Mr. Barnett thinks that we need to move forward and pave South Street.

<u>Department Reports / Staff Reports</u>

Planning Department

Planning Director Krista Linke asked the Board to approve closing the sidewalk in front of 112 West Jefferson Street for two to three weeks. They are repairing the facade. Mayor McGuinness made a motion to approve, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. No members stating nay. The motion carried.

Mr. Jim Crane came forward and asked about the status of the northwest quadrant of the flood buyout area. He said he would like the Parks Department to start working in this area. Mayor McGuinness stated that until all alleys and other items in the areas are settled the property will not be turned over to the Parks Department.

<u>Adjournment</u>

As there was no further business to come before the Board of Works a motion was made and seconded to adjourn. The meeting adjourned at 6:30 p.m.

Respectfully submitted,

Janet P. Alexander
Clerk Treasurer

Enrolled: 5/17/2012
Approved by the Board of Works: ______________