

COMMON COUNCIL

Regular Meeting

February 5, 2018.

The regular meeting of the Common Council of the City of Shelbyville, Indiana, was held in the Common Council Chambers of City Hall on Monday, February 5, 2018, at 7:01 P.M. Councilwoman Bowen opened with the Pledge of Allegiance, and Councilman Carmony followed that with a prayer. All Council members were present, and Mayor DeBaun presided.

Councilman Wright moved to approve the minutes of the January 17, 2018 meeting, and Councilwoman Bowen seconded. The motion was carried on a 6-0-1 voice vote, with Councilman Carmony abstaining.

Under miscellaneous business, Councilman Nolley moved to approve the City's financial reports, and Councilman Asher seconded. The motion was carried on a 7-0 voice vote.

Under old business, on Ordinance No. 18-2829, Councilman Asher moved to approve annexing .73 acres for Williams, and Williams, LLC with a zoning classification of IL-Light Industrial, on second and final reading. Councilman Ridgeway seconded. The motion was carried on a 7-0 voice vote.

Under new business, on Resolution No. 2018-5, Councilman Wright moved to approve the fiscal plan for Williams and Williams LLC, and Councilwoman Bowen seconded. The motion was carried on a 7-0 voice vote.

Uniform Conflict of Interest Disclosure Statements were turned in by Gary and Joanne Bowen, Rob Nolley, Brian Asher, and Jared Wilson. Councilman Wright moved to approve the individuals disclosure statements, and Councilman Carmony seconded. The motion was carried on a 4-0-3 voice vote, with Council members Bowen, Nolley, and Asher abstaining.

On Ordinance No. 18-2830, amending the City's Unified Development Ordinance, Councilman Nolley moved to approve this on first reading, and Councilman Asher seconded. Building and Plan Commission Director Bryant Niehoff explained the changes that were made in the Ordinance, and why. Councilman Wright said he appreciated the time Bryant spent with him explaining the changes. The motion was carried on a 7-0 voice vote on first reading.

On Ordinance No. 18-2831, re-establishing the Cumulative Capital Development Fund at \$.05 for 2018, Councilman Asher moved to approve this on first reading, and Councilman Wright seconded. Mayor DeBaun opened the floor for discussion from the public, but no one spoke, so the public discussion was closed. The motion was carried on a 7-0 voice vote.

On Resolution No. 2018-3, a transfer of funds was requested by Aero Management for the Airport. Councilman Asher moved to approve the request, and Councilman Nolley seconded. The motion was carried on a 7-0 voice vote.

On Resolution No. 2018-4, approving adoption of the Shelbyville plan for public art, Councilwoman Bowen moved to approve the request, and Councilman Wright seconded. Under discussion, Mr. Niehoff came forward to speak about putting this into the City's comprehensive plan. Councilman Ridgeway said that while he is not against public art, the plan in this resolution is not detailed enough to be included in the comprehensive plan. He said he's afraid that this is policy, and it's a mandate. He felt the plan needs to be more detailed and financially sound, saying there's no funding mechanism for many of the eight projects. Amy Haacker, executive director of the Blue River Community Foundation, noted that the art plan does state that pursuing federal and state grants, and large private donations, are options. Councilmen Phares and Asher felt these discussions should have been held a few days earlier so this could have been discussed and possibly heard on another date, instead of all of this taking up time in the meeting. Councilman Ridgeway felt this should be debated in an open forum, and the public has a right to know how he feels about this issue. Mayor DeBaun felt a lot of this could have been avoided if everyone worked together collaboratively on this policy. He said if nothing else,

this process has created dialogue and there could be amendments made assuming this passes this evening. The motion was carried on a 6-1 voice vote.

City Attorney Trent Meltzer came forward to review certain changes that were required for the City's substance abuse policy by the Federal Department of Transportation for CDL drivers, and also included adding a few new drugs; changing the word opiates to opioids. Councilman Nolley moved to approve the changes, and Councilman Carmony seconded. The motion was carried on a 7-0 voice vote.

Under reports from Committees, Boards, and Commissions, Councilman Carmony said there was a Finance Committee meeting held on January 22, and he read a letter of the minutes on what transpired. It included a recommendation by the Finance Committee to approve a Parks impact study fee by Lehman and Lehman, costing from \$26,000 to \$29,000, which will have four public hearings. The hope is to start the fees in 2019, but not on current residents. The second part was about the need to make urgent repairs on the City's pool, totaling around \$89,000.00. Both of these were approved by the Finance Committee, and were asked to be approved by the entire Council. The next topic was on an update by Mayor DeBaun on the Methodist Building, and he said the possible Marketing position is still being discussed. Councilman Carmony moved to approve the Park impact study fee, and Councilman Phares seconded. The motion was carried on a 7-0 voice vote. Councilman Carmony voted to approve the expenditure of \$89,000.00 out of the N.R. Pool Replacement Fund for pool repairs, and Councilman Phares seconded. The motion was carried on a 7-0 voice vote.

Councilwoman Bowen said the first Downtown Revitalization Committee meeting was held today, with twelve people in attendance. She said it was an open meeting to see the timeline so far. The survey was finished as of today and bids will be opened June 18. Construction will hopefully start on E. Washington St. to the railroad tracks in August, with hopes of completion this year. She said no decisions were voted on at the meeting, but monthly meetings will probably be held from now on.

There being no further business, Councilman Wright moved to adjourn.



Thomas D. DeBaun
Mayor

ATTEST:



Frank M. Zerr
Clerk-Treasurer