

COMMON COUNCIL

Regular Meeting

September 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, September 5, 2018, at 7:01 P.M. Councilwoman Bowen opened with the Pledge of Allegiance, and Councilman Ridgeway followed that with a prayer. Councilman Carmony was absent, and Mayor DeBaun presided.

Councilman Nolley moved to approve the minutes of the August 20, 2018 meeting, and Councilman Asher seconded. The motion was carried on a 5-0-1 voice vote, with Councilman Wright abstaining.

Under miscellaneous business, Councilman Nolley moved to approve the City's financial reports, and Councilwoman Bowen seconded. The motion was carried on a 6-0 voice vote.

There was no old business.

Under new business, on Ordinance No. 18-2841, Councilwoman Bowen moved to approve the 2019 salary ordinance on first reading, and Councilman Wright seconded. Under discussion, Councilman Ridgeway asked if anyone in the City pays a wage of under \$7.00 per hour, and he was told no by Mayor DeBaun. The motion was carried to approve the 2019 salary ordinance on first reading by a 6-0 voice vote.

On Ordinance No. 18-2844, representatives from Timber Creek Village requested permission to annex 7.675 acres off Progress Parkway, by the Twelve Oaks subdivision. Councilman Asher moved to approve the request on first reading, and Councilman Wright seconded. Under discussion, Bill Utz, a partner and architect on the project, said they want to build an assisted living facility having 38,000 square feet, and 40 units of one and two bedrooms. It can have a capacity to add an additional 20 units, with a grand total of 65 beds. Councilwoman Bowen asked if a study was done to see if this type of facility was needed in Shelbyville, and they said it was needed. Shelley Welch, also a representative, said there are 13 other assisted living facilities, with the closest one being in Illinois. The motion to annex was carried on a 6-0 voice vote on first reading.

On Ordinance No. 18-2845, Timber Creek Village also requested permission to rezone 4.417 acres from a BN classification to an IS classification. Councilman Phares moved to approve this on first reading, and Councilman Nolley seconded. The motion to rezone this on first reading was carried on a 6-0 voice vote.

There were no reports from Committees, Boards, and Commissions.

Under comments or requests from citizens, Parks Director Karen Martin wanted everyone to know about the Dinner Under the Stars, Music in the Park event on Saturday, September 15. If someone wanted food that night, reserved tickets need to be purchased, or anyone can purchase general seating tickets. The event is called A Hard Day's Night, which will be a Beatles tribute.

Crystal Smothers came forward asking if it might be possible to pass an ordinance that will not allow smoking at bus stop areas around the City. She said she has a son who is a first grader at Loper Elementary, and he has respiratory asthma issues. She said he was very excited about going on a school bus on his first day, but there was a parent at the bus stop who was smoking. She pulled the parent aside, introduced herself, told her about her son's situation, and asked if she wouldn't smoke until after the bus left. The lady literally took one step back, and said the boy should be okay now. As her son got on the bus, he already had started wheezing, and she felt so bad for him. Crystal has done a lot of research on the issue of smoking, noting that although there is no smoking allowed at school areas, there is nothing stating someone cannot smoke at school bus stops. She drove around other bus stops in her area, and noted there were smokers in about one of every three locations. At one location, she said there were three adult smokers, saying she couldn't imagine how bad that must affect the children. Councilman Nolley said he passes two bus stops every day when going to work, and he always notes someone smoking at each stop. He said he is Chairman of the Ordinance Committee, and he will call a meeting, but we're in between City Attorneys at the moment, so once she comes in, he'll have

her do some research on the City's behalf before an ordinance is written. Crystal said she put this issue on Face book, and she's received many positive feedback answers saying they're asking others not to smoke at their locations. Councilman Ridgeway thanked Crystal for coming forward because this is how government works best when they listen to the people. Councilman Phares also wanted to thank Crystal for coming forward to let everyone know her situation. After the meeting, Mayor DeBaun asked Crystal to give her information to the Ordinance Committee so they can get in touch with her and others who might want to attend the Ordinance Committee meeting.

Under other business, Councilwoman Bowen had a question about grant recommendations brought up by Jennifer Jones today, with the Blue River Community Foundation, and attending the next City Council meeting with their recommendations. She said their usually are two Council members who attend that meeting to help choose who receives what from the City's Racino funds. Councilman Nolley said he was surprised when he got the e-mail today as well, because he was not notified either about choosing who receives what from the City. Councilman Nolley said he would reach out to Jennifer to find out about this, and he would stay in touch with the Council on what he finds out. Councilwoman Bowen said she would still be interested on being on the City Council Committee who chooses who receives what from Racino funds.

There being no further business, Councilmen Wright and Nolley moved to adjourn.

Thomas DeBaun
Mayor

ATTEST:

Frank M. Zerr
Clerk-Treasurer

COM 09-05-18