

## BOARD OF PUBLIC WORKS AND SAFETY

Regular Meeting

October 30, 2018

The regular meeting of the Board of Public Works and Safety of the City of Shelbyville, Indiana, was held in the Council Chambers of City Hall on Tuesday, October 30, 2018, at 8:38 A.M. All members were present, and Mayor DeBaun presided.

Mr. Williams moved to approve the minutes of the previous meeting held on October 23, 2018, and Mr. Finkel seconded. The motion was carried on a 3-0 voice vote.

Mr. Williams moved to approve the claims as presented, and Mr. Finkel seconded. The motion was carried on a 3-0 voice vote.

Under old business, Plan Commission Director Bryant Niehoff said asbestos was found when removing the home at 823 Center Street for the Blight Elimination Program. To fix the problem, the remediation total was \$3,060.00. Mr. Finkel moved to accept the change order, and Mr. Williams seconded. The motion was carried on a 3-0 voice vote.

Police Chief Mark Weidner recommended that 20 miles per hour speed limits be posted on S. Miller St. from Broadway St. to Colescott St. That area is very narrow in certain places, so he felt it would be better to slow the traffic. Mr. Williams moved to approve the request, and Mr. Finkel seconded. The motion was carried on a 3-0 voice vote.

Chief Weidner said he had a chance to send day shift officers last week to look at the traffic on Meridian Street between Doran Avenue and W. McKay Rd. There were 17 traffic stops made on those traveling 33 to 42 mph, in a 20 mph speed zone. Mr. Williams said stop signs are not to be used for speed control, and he's not in favor of putting in stop signs at that location. Mr. Finkel, Mayor DeBaun, and Chief Weidner tended to agree, but felt something had to be done since there are no sidewalks in that area. Mr. Finkel moved to allow all-way stop signs be placed at that T intersection, and Mayor DeBaun seconded. The motion was carried on a 2-1 voice vote, with Mr. Williams voting no.

Chief Weidner said he was asked to look about the possibility of putting in a crosswalk on S. Miller St., south of Doran Avenue, and since there is a portion of a sidewalk off Doran Ave., Chief Weidner felt a crosswalk should be painted there. Shelbyville High School is across the street at that location. Mr. Finkel said he thought it might be good to place a streetlight at that intersection sometime in the future. Mr. Williams moved to approve painting a crosswalk as requested, and Mr. Finkel seconded. The motion was carried on a 3-0 voice vote.

Under new business, Chief Weidner requested approval of a minor change in SOP #43, in two or three places. What it does, he said, is to change the criteria on when an Officer should or may be involved with a mentally ill person. Mr. Finkel moved to approve the changes, and Mr. Williams seconded. The motion was carried on a 3-0 voice vote.

Bryant Niehoff, Plan Commission Director, said a letter was sent to Maynard and Rosemary Jones, at 821 State St., to abate their property. He said there is debris littered across the property, as well as abandoned vehicles. The letter was sent on October 11, giving the owners ten days to clean up the property. When a visit was made ten days later, the only thing done was to move some of the wood. Pictures shown before the original letter were sent, as well as pictures from October 29, were shown to the Board. The owners are refusing to clean the property, so Mr. Niehoff asked the Board's approval to have them ordered to appear to explain their situation. Mayor DeBaun asked Mr. Niehoff to find out how many vehicles are either operable, or abandoned before the hearing. Mr. Finkel moved to have an order to appear issued to Maynard and Rosemary Jones, and Mr. Williams seconded. The motion was carried on a 3-0 voice vote.

Brandy Coomes, Executive Director of Main Street Shelbyville, said that as a part of the holiday celebration on December 8, they are having a "Mistletoe Market". She said it will be a mix of an artisan event, plus family activities such as reindeer, carriage rides, Santa, singing, food, and drinks. Brandy asked permission to close the west side of the interior of the Circle at 9:00 A.M., so things could be set up for different activities on the 8th. The event will be from 5:00P.M. until 8:00 P.M., and other events will be happening on the northwest quadrant of the Circle,

around the Methodist Building, and the Bradley Hall building. Mr. Williams moved to approve the request, and Mr. Finkel seconded. The motion was carried on a 3-0 voice vote.

It was brought up that because of election day next Tuesday, November 6, the Board will meet on Wednesday, November 7, at 8:30 A.M.

Mayor DeBaun asked for a brief recess before hearing the dog bite case, and said anyone wishing to leave may do so, except for those involved on the dog bite case.


The dog bite case convened at 9:03 A.M. Mayor DeBaun asked the victim, Bruce Basey, 1308 Miller Avenue, to come forward and explain what happened to him. He said he was picking up a friend at Major Manor, and while waiting, he saw someone he knew walking a dog. He had his arm at the downed window, when after talking for about a minute, Bruce said the dog jumped up and bit him pretty good on his arm. Ashlee Richey, 20 N. Pike Street, the owner of the dog, was asked to come forward. She said she's had the dog for about a year, and it was a puppy. Mrs. said there have been prior incidents with the dog, but nothing major had happened. Her daughter, Taylor Richey came forward to talk about the prior incidents. The Richey's do not have a fenced-in yard, and the yard is very small. The Richey's have a friend who picks the dog up and takes it out in the country to let it run and play in his yard. Although Taylor feels the dog is protective of her, Mr. Finkel noted that three incidents have occurred within a year, and the City cannot tolerate allowing the dog to bite others. Greg Pensinger, who lives in Hendricks Township, said he walks the dog on a leash here in the City, and let's her play out in the country. Animal Control Officer Jim Lane said he has not had any prior incidents with the dog. At the Animal Shelter, Jim said the dog seems depressed, it doesn't eat much, it stays out all day, and comes in in the evening. He said the dog also needs a rabies shot. Mr. Finkel said he would like to visit the dog, and the Board has a tough decision to make, but it's not afraid to make a tough decision, as public safety is the first concern. Mayor DeBaun said he would also like to visit the dog, read more about the prior incidents, get back together next Wednesday at 8:30 A.M., and have a final disposition on the case. In the meantime, Mayor DeBaun asked the people involved with the dog to get together and discuss possible options, whether it be training, finding a new home for the dog, or whatever, as it would be helpful to have ideas. It was stated that the dog must continue being quarantined at least until next Wednesday's hearing. Mr. Finkel moved to continue the case until next Wednesday, and Mr. Williams seconded. The motion was made to continue the case on a 3-0 voice vote.

There being no further business, Mr. Finkel moved to adjourn.

ATTEST:

  
Frank Zerr  
Clerk-Treasurer

BOW 10-30-18

  
Tom DeBaun  
Mayor