

COMMON COUNCIL

Regular Meeting

February 18, 2019

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 18, 2019, at 8:30 A.M. Councilwoman Bowen opened with the Pledge of Allegiance, and Councilman Ridgeway followed that with a prayer. All Council members were present, and Mayor DeBaun presided.

Councilman Wright moved to approve the minutes of the February 4, 2019 meeting, and Councilman Phares seconded. The motion was carried on a 7-0 voice vote.

Under old business, on Ordinance No. 18-2846, Councilman Wright moved to rezone 1414 E. St. Rd. 44 from a BH to an IL Classification, but no one seconded. Councilman Nolley said this was sent to the Council with an unfavorable recommendation by the Plan Commission. Under discussion, Plan Commission Director Adam Rude came forward saying why the Plan Commission turned this request down on a 5-4 vote. John Haines and Tony Nicholson came forward saying why Mr. Hubler would like to have storage units placed in this area, that he has owned this land for thirty years, and there is still a need for more storage units in the City. Several Council members and the Mayor said they do not want big trucks and RV's going in the area because it's right by Blue River Memorial Park. Mr. Hanes said mostly cars and normal trucks would be going into these storage units, and they would be open to certain conditions to allow the units to be built. Councilman Wright removed his motion from the table. After a bit more discussion, Councilman Nolley moved to approve this request on second and final reading, and Councilman Phares seconded. The motion was carried on a 7-0 voice vote.

On Ordinance No. 19-2852, it approves and ratifies an Executive Order of the Mayor amending the Capital Improvement Plan on EDIT for 2019. Councilman Nolley moved to approve on second and final reading, and Councilman Phares seconded. The motion was carried on a 5-1-1 voice vote, with Councilman Ridgeway voting no, and Councilman Asher abstaining.

Under new business, Councilman Nolley moved to approve the conflict of interest disclosure statement on Fireman Jared Wilson, and Councilman Asher seconded. The motion was carried on a 7-0 voice vote.

On Ordinance No. 19-2855, reestablishing the Cumulative Capital Development Fund rate at \$0.05 for 2020, Councilman Ridgeway moved to approve the request on first reading, and Councilwoman Bowen seconded. The motion was carried on a 7-0 voice vote.

On Resolution No. 2019-7, approving the adoption of the City's most recent Comprehensive Plan, Councilwoman Bowen moved to approve, and Councilman Asher seconded. Under discussion, Councilman Ridgeway said he felt the Comprehensive Plan passed in 2010 and the Ball State Study done in 2014 had not been successfully implemented, nor had anything been done on the gateways to the City. Adam Rude said many things discussed in a Comprehensive Plan take from ten to thirty years to complete, and Councilman Phares said he's still trying to work with the State on gateways for the City. Mayor DeBaun said he had three pages of accomplishments that had been met on the two most recent studies done on the City. The motion was then carried on a 7-0 voice vote.


On Resolution No. 2019-8, Councilman Phares moved to approve a tax abatement request on real estate improvements for Plastic Moldings Corp. (PMC), and Councilman Asher seconded. Under discussion, Councilman Nolley talked about the tax abatement committee hearing held with PMC. The motion was carried on a 6-1 voice vote, with Councilman Ridgeway voting no.

On Resolution No. 2019-9, Councilman Asher moved to approve a tax abatement request on manufacturing and IT equipment for PMC, and Councilman Phares seconded. The motion was carried on a 6-1 voice vote, with Councilman Ridgeway voting no.

Under other business, James Scott Fuchs came forward saying he was confused on the vote taken two weeks ago to rescind and revoke his right to have a riverfront district alcohol license for Capone's Speakeasy. He said he has a land contract with the Smith's, who now operate Capone's Speakeasy. Mr. Fuchs said he has talked with Councilmen Ridgeway and Phares about


this, and he is still confused as to how this happened, since he still owns the building. Mayor DeBaun said the operator of the facility is the one who receives the alcohol license. Mr. Fuchs said he's going back to check with the State on this situation.

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



Thomas DeBaun
Mayor

ATTEST:



Frank M. Zerr
Clerk-Treasurer

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