

## BOARD OF PUBLIC WORKS AND SAFETY

Regular Meeting

May 20, 2014

The regular meeting of the Board of Public Works and Safety of the City of Shelbyville, Indiana, was held in the Common Council Chambers of City Hall on Tuesday, May 20, 2014, at 8:35 A.M. All members were present, and Mayor DeBaun presided.

Mr. Williams moved to approve the minutes of the previous meeting held on May 5, 2014, and Mr. Finkel seconded. The motion was carried on a 3-0 voice vote.

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

Under old business, Mayor DeBaun said he received a notice from the Police Chief and Animal Control Director Keith Barrett that Randi Catt-Stacy has relinquished her dogs, so no further action will be taken.

Dann Bird, Building and Plan Commission Director, talked about 103 S. Hamilton St., where the property had 22 notices of violations, where some items were minor or major. The property is owned by First Financial Collateral, and Kurt Clements was here representing the realtor from CMS Real Estate Services. Dann said it's his understanding that the property is up for sale, and the owner would like to sell it as is. Looking at the nature of items, Dann said the property is determined to be unsuitable for human habitation. Mr. Clements wanted the Board to know that his company is actively pursuing to sell the property, saying it was first listed on March 18. He said he had one offer on it for \$7,500.00, while its list price was \$16,900.00. He said he has a bid on the repairs that need to be done, and he said the bank is not going to be making any money on selling this property. When he said it might go back to the City, Mr. Clements said the property taxes would not be paid and it would go up for tax sale. He said he has someone who mows the grass every two weeks, and the home is secured so no one can get inside. Mayor DeBaun didn't think it was fair to the City to wait and sit tight until the bank makes a buck trying and waiting until someone offers to buy the home. Mr. Clements said he understands, but he doesn't know what the solution is. He said that's why he's here to try to work something out, to let us know what they're doing, and he'll keep in touch with Crystal Nanney, from the Plan Commission Department. Mayor DeBaun said the bank might be better served financially by demolishing the home. In the past, Mayor DeBaun said he knew the City has issued a thirty day notice to repair or remove structures such as this to motivate the owner of the property. If the property is sold, the new buyer can come in to have a meeting with the City to revisit the issue, but he doesn't want to sit around waiting for something to happen. Mr. Finkel made a motion to give a thirty day notice to remediate or remove the property, and Mr. Williams seconded. Mr. Clements asked if he could get this order in writing, and he was told yes. There being no further discussion, the motion was carried on a 3-0 voice vote to give a thirty day notice to the owner.

Under new business, Mayor DeBaun said there was a request from the Bears of Blue River Festival Committee, asking the City to grant them certain rights and privileges concerning the Bears of Blue River Festival. He read a part of Resolution No. 2014-2, and then Mr. Finkel asked that this Resolution be put into the minutes because it's very lengthy in detail. Mr. Finkel moved to approve the Resolution, and Mr. Williams seconded. The motion was carried on a 3-0 voice vote.

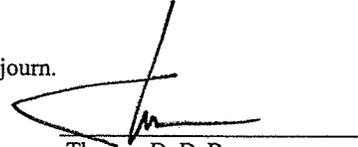
Street Commissioner Jennifer Jones said she got with Traffic Safety Officer Mark Newman about traffic issues on Elliott Street. If turning off W. Washington St. onto Elliott St., which is one of the main streets to and from the Babe Ruth Ball Park, there's not much yellow curb there. Because of traffic heading south on Elliott St., a car on Washington St. wanting to turn onto Elliott St. might have to stop on Washington St, causing a possible accident due to volume and speed on Washington St. Jennifer requested permission to extend the yellow "No Parking" zone on the east side of Elliott St. north an additional 25 feet from the Washington St. intersection. Mr. Williams moved to approve the request, and Mr. Finkel seconded. The motion was carried on a 3-0 voice vote.

Another traffic issue Jennifer had with Officer Newman concerned their not being any signage on Bassett Road, where vehicles travel in excess of 50 miles per hour (mph). Mr. Williams moved to approve a 40 mph speed limit on Bassett Road, and Mr. Finkel seconded to send this

request to the City Council for their approval through an ordinance. The motion was carried on a 3-0 voice vote.

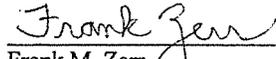
Concerning the possibility of opening up the former parking spot east of the Post Office, on E. Washington St., that's now marked in yellow, Mr. Williams said he'd like to delay the issue until he hears back from Traffic Safety Officer Mark Newman. He said he e-mailed him to check with the Newspaper Office about the no parking at that location, but he hasn't heard back from him.

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

A handwritten signature in black ink, appearing to read 'Thomas D. DeBaun', written over a horizontal line.

Thomas D. DeBaun  
Mayor

ATTEST:

  
Frank M. Zerr  
Clerk-Treasurer

RESOLUTION NO. 2014-2

**RESOLUTION OF THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF  
SHELBYVILLE, INDIANA CONCERNING THE BEARS OF BLUE RIVER FESTIVAL**

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WHEREAS, the City of Shelbyville, Indiana, is the site of the annual Bears of Blue River Festival;

WHEREAS, Bears of Blue River Festival Associates, Inc., an Indiana not for profit corporation, has been organized for the purpose of operating, managing and promoting the Festival; and

WHEREAS, the City of Shelbyville finds it to be in the public interest to assist the corporation in the operation and management of the Festival.

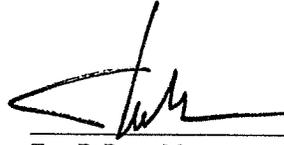
NOW, THEREFORE, BE IT DETERMINED, ESTABLISHED, AND RESOLVED by the City of Shelbyville, Indiana, as follows:

1. The City of Shelbyville designates the Bears of Blue River Festival Associates, Inc. as the agency responsible for the operation and management of the Bears of Blue River Festival.
2. The City of Shelbyville authorizes the use of the public ways in downtown Shelbyville and throughout the City for the various activities of the Festival and further authorizes the temporary closing as necessary of various public ways and areas during the Festival for the events and activities of the festival including the following: the Public Square, Harrison Street from its intersection with Broadway Street to its intersection with Mechanic Street, and Washington Street from its intersection with West Street to its intersection with Pike Street for the duration of the Festival; and Fair Avenue beginning at the Shelby County Fairgrounds and continuing west to Morris Avenue and continuing southwest on Morris Avenue to Vine Street, then continuing south on Vine Street to Washington Street, west on Washington Street through the Public Square and continuing west on Washington Street to Miller Street as necessary for the Bears of Blue River Festival Parade.
3. The City of Shelbyville grants the Bears of Blue River Festival Associates, Inc. the authority to exclude unauthorized individuals from certain public areas as may be necessary for the operation of the Festival and the safety of the vendors, performers, participants, and general public. Such areas include, but are not limited to, vendor spaces, areas around rides, areas used for events and attractions requiring tickets, and the Parade route.
4. The City of Shelbyville grants the Bears of Blue River Festival Associates, Inc. the authority to exclude from the public area in use for the Bears of Blue River Festival individuals who have, within said area, committed a crime, infraction, or ordinance violation, or who have refused to comply with a posted rule or an exclusion communicated to the individual pursuant to Section 3 of this Resolution.
5. In the interest of public safety, animals and vehicles are not permitted in the public area in use for the Festival except as otherwise authorized by the City or the Bears of Blue River Festival Associates, Inc. For purposes of this section, "animals" shall not include service animals. For purposes of this section, "vehicle" includes any means of personal transportation, including bicycles and

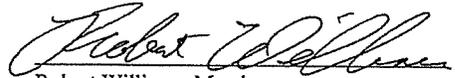
skateboards, but shall not include a personal mobility device, the use of which is necessitated by a disability.

6. The public areas to be used for the Festival and the rules relating to the Festival may be amended as needed, by order of the Board of Public Works and Safety.

Adopted this 20<sup>th</sup> day of May, 2014, by the City of Shelbyville, Indiana by and through its Board of Public Works and Safety.



Tom DeBaun, Mayor

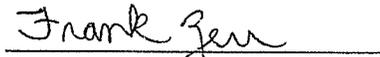


Robert Williams, Member



David Finkel, Member

Attest:

  
Frank Zerr, Clerk-Treasurer

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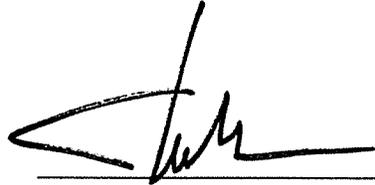
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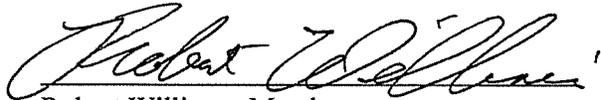
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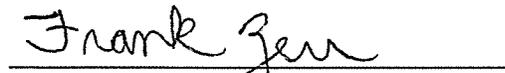


Robert Williams, Member



David Finkel, Member

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Frank Zerr, Clerk-Treasurer