COMMON COUNCIL

Regular Meeting December 17, 2012

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, December 17, 2012, at 7:00 P.M. Councilman Brown opened with the Pledge of Allegiance and Councilman Hamilton followed with a prayer. All Councilmen were present and Mayor DeBaun presided.

Councilman Fero moved to approve the minutes of the previous meeting, December 3, 2012, and Councilman Brown seconded. There was no public comment. The motion was carried on a 6-0-1 voice vote, with Councilman Nolley abstaining.

Under old business, on Ordinance No. 12-2707, dividing the City of Shelbyville into five Council manic Districts, Councilman Nolley moved to approve this on second and final reading, and Councilman Phares seconded. City Attorney Trent Meltzer said when there is a 10 year US census conducted, the State asks everyone to look at their wards to make sure that the population is as equal as possible. During the last 10 years, wards 3 and 5 had grown on the high side, and wards 1 and 2 were on the low side. Trent said Councilman Nolley shifted a few areas in the wards to equal them out population wise, and the areas weren't changed too drastically. Trent recommended a couple amendments to the Ordinance as it was presented on first reading. The first was to insert a new paragraph 7, reading "the Common Council certifies that any census blocks crossed by a boundary line have no population, and are not likely to ever have population." The rest of the numbers would be renumbered in the subsequent paragraphs. The second amendment would be to shift one census block from ward 4 to ward 5, and although it doesn't add population, it does increase contiguity in the 5th ward. Councilman Nolley moved to approve the amendments requested by City Attorney Meltzer, and Councilman Phares seconded. The motion was carried on a 7-0 voice vote to adopt the amendments. The motion was carried on a 7-0 voice vote to adopt the Ordinance on second and final reading.

Under new business, on Resolution No. 2012-34, PK U.S.A., Inc. requested approval of their tax abatement for new manufacturing and new logistical equipment. Councilman Nolley moved to approve the request, and Councilman Asher seconded. Attorney Peter DePrez and Bill Kent form PK were present saying this equipment would be used as a continuation of modernization for the Nissan prospects. The motion was carried on a 7-0 voice vote.

On Resolution No. 2012-35, transfers of funds were requested by various departments. Councilman Fero moved to approve the transfer requests, and Councilman Asher seconded. There being no further discussion, the motion was carried on a 7-0 voice vote.

On Resolution No. 2012-36, reducing 2012 appropriations, Councilman Fero moved to approve the reductions, and Councilman Nolley seconded. Mayor DeBaun said this was a reduction of monies that were appropriated for the 2012 budget, and he wanted to thank all of his Department Heads for being very judicious in their expenditures this year. Councilman Hamilton also wanted to commend the various Department Heads, saying they put a lot of work into this, and that they care about the taxpayers' money. Councilman Brown also agreed with Councilman Hamilton.

On Resolution No. 2012-37, special appropriations were requested from the Riverboat Fund. Councilman Nolley moved to approve the request, and Councilman Brown seconded. Clerk-Treasurer Zerr said this was passed in 2003, whereby monies could be placed into funds approved by the City Council. There being no further discussion, the motion was carried by a 7-0 voice vote.

On Ordinance No. 12-2708, adopting the 2012 S-9 Supplement to the City of Shelbyville Code of Ordinances, Councilman Fero moved to approve on first reading, and Councilman Asher seconded. The motion was carried on a 7-0 voice vote. Councilman Nolley moved to suspend the rules and pass this on second and final reading, and Councilman Phares seconded. The motion was carried on a 7-0 voice vote. Councilman Brown moved to pass this on second and final reading, and Councilman Nolley seconded. The motion was carried on a 7-0 voice vote.

On Ordinance No. 12-2709, ratifying and extending a temporary loan for the Insurance Fund, Councilman Nolley moved to approve this on first reading, and Councilman Brown seconded. The motion was carried on a 7-0 voice vote. Wanting to pass this before the end of the year, Councilman Asher moved to suspend the rules and pass this on second and final reading, and Councilman Nolley seconded. The motion was carried on a 7-0 voice vote to suspend the rules. Councilman Fero moved to approve this on second and final reading, and Councilman Nolley seconded. The motion was carried on a 7-0 voice vote to approve on second and final reading.

On Ordinance No. 12-2710, amending the City's Salary Ordinance No. 12-2699 for 2013, Councilman Fero moved to approve this on first reading, and Councilman Nolley seconded. Mayor DeBaun said there was a TAC shift add-on in the Police Department that wasn't in the Step Plan, so it was requested to be put in there by the union. The second thing was to add the MS4 Director as a Department Head in 2013, which Mayor DeBaun had wanted to do. The motion was carried on a 7-0 voice vote on first reading.

Under comments, Mayor DeBaun said this is the end of the first year, he appreciates the learning experience and the cooperation that everyone has had, and he looks for good things for the next three years. Councilman Brown wanted to congratulate the Mayor and his wife, on behalf of all the Council, on their new baby girl.

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

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Thomas D. DeBaun
Mayor

ATTEST:

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Frank M. Zerr
Clerk-Treasurer