

## COMMON COUNCIL

Regular Meeting

May 7, 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, May 7, 2012, at 7:03 P.M. Two Scouts from Troop 71 opened with the Pledge of Allegiance and Councilman Brown followed with a prayer. All Councilmen were present and Mayor DeBaun presided.

Councilman Fero moved to approve the minutes of the regular meeting, April 16, 2012, and Councilman Nolley seconded. There was no public comment. The motion was carried on a 7-0 voice vote.

Under old business, Mayor DeBaun said in the Pre meeting the Council discussed the financial reports that Clerk-Treasurer Frank Zerr had presented, and he will be gathering additional information as requested by the Council.

On Ordinance No. 12-2684, updating Right-of-Way Cut Permit fees, procedures, and requirements, 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.

On Ordinance No. 12-2691, amending Title VII, Chapter 75, Schedule VI: "Speed Limits", of the City Code of Ordinances, Councilman Fero moved to approve this on second and final reading, and Councilman Nolley seconded. Since there was no speed limit posted on Maple Drive, between Clearview and Berwick Additions, it was felt 20 mph was appropriate because of children in the area, and because the street is heavily traveled. The motion was carried on a 7-0 voice vote.

On Ordinance No. 12-2692, amending Title VII, Chapter 74, Schedule I: "No-Parking Zones", of the City Code of Ordinances, Councilman Fero moved to approve this on second and final reading, and Councilman Brown seconded. In order to have better view, it was determined to put a No-Parking sign on the west side of Montgomery St., between Miller Ave. and a point 100 feet north thereof. The motion was carried on a 7-0 voice vote.

Under new business, Councilman Fero read Ordinance No. 12-2693, amending Title III, Chapter 32, Section 32.17: "Nonreverting Capital Fund for Ambulance Replacement and Repair". Councilman Fero moved to approve this on first reading, and Councilman Asher seconded. Under discussion, Councilman Hamilton asked Fire Chief Tony Logan why words were added to the ordinance. Chief Logan said he wanted to replace the MS Chief's vehicle, and the Mayor and Clerk-Treasurer felt wording was needed to cover this vehicle for the Ambulance Division. Mayor DeBaun said he wanted to make an effort to do everything "above board". The motion was carried on a 7-0 voice vote.

On Ordinance No. 12-2694, amending Title IX, Chapter 91, Section 91.16: "False Alarms for Fire Alarm System", Councilman Fero moved to approve this on first reading, and Councilman Hamilton seconded. Mayor DeBaun said this was an ordinance that hadn't been amended since 1993, and it's an effort to bring up to date fees for false alarms. Chief Logan had contacted other communities and said this fee was in line with what they were charging, and the fee wouldn't start until January 1, 2013. He said he would prefer helping the users not have to use the alarm system over three times, because there has been \$200.00 or less collected per year for the last two years. There being no further discussion, the motion was carried on a 7-0 voice vote.

On Ordinance No. 12-2695, amending Title III, Chapter 30, adding new Section 30.39: "Miscellaneous Fees for the Fire Dept.", Councilman Fero moved to approve this on first reading, and Councilman Nolley seconded. Mayor DeBaun said Councilman Brown pointed out to him that in the body of the Ordinance, it showed Section 30.19 Miscellaneous Fees. Councilman Fero moved to amend the document to show Section 30.39, and Councilman Nolley seconded. Mayor DeBaun said these fees are being done to cover the costs of these items for the Fire Dept. The motion was carried as amended on first reading on a 7-0 voice vote.

Chris King, representing Mainstreet Shelbyville, thanked the Council for their \$50,000.00 support last year, as well as their \$25,000.00 for the façade grant program. He's asking for the

same amounts this year to come out of EDIT monies. Chris introduced several Mainstreet members who attended tonight's meeting. He talked about four businesses that started and completed their projects last year in the downtown area, and he talked about how successful the farmer's market was on Wednesday's and Saturday's. Chris and Amy Haacker talked about all of the plans that will be occurring this year, including the possible use of the Methodist building. Even though the façade grant money helps the property owners, Mayor DeBaun said it took courage for the businesses to shoulder the burden of all of their extra expenses. Many Councilmen complimented Mainstreet for all they have accomplished, and Mayor DeBaun thanked them for their presentation.

Dan Theobald, representing Shelby County Development Corporation, announced the new officers for this year, saying they're off to a good start, and is asking for the same amount of \$55,000.00, which they've received from the City for the last eight or nine years. Dan said they are a two-member staff, and Deborah Tracy is recognized as one of the best in economic development in the Central Indiana area. Dan talked about a couple businesses that might come to Shelbyville in the next few months, but he said what hurts Shelbyville now is the fact that Blue River Industries is no longer in existence, which was used to build spec buildings. He said he is strapped for not having existing spec buildings available for prospects. He said he's had to turn down at least 80% of leads that come in, because they are looking for existing buildings. Other communities are looking at putting in spec buildings, so Dan said we're going to have to figure out a way to build spec building(s) to make up for some of that 80%. After Dan talked about things that are keeping him busy working with others, including regionally, Mayor DeBaun thanked Dan for his presentation.

Under miscellaneous business, Councilman Phares asked Mayor DeBaun about the Parks Dept. and their signs. He said the Council has been beaten up on the sign policy, concerning the rules and hurdles people have to jump thru to get signs done. He thought it was a poor decision to have a government entity pass this. Mayor DeBaun said he appreciated the input.

Under Reports from Committees, Boards, and Commissions, Wastewater Treatment Plant Superintendent Brad Fix said he passed out copies of the Plant's Annual and Financial Reports to the Council, and if they have any questions, feel free to call or see him. Within the next few weeks, the Sewage Utility Board will suggest what they want to do with the rates.

Councilman Asher said he had attended the annual meeting last month with the Tourism Board, and they are trying to bring in larger sports type tournaments, where people would stay overnight. He said if anyone had any ideas, they could contact him or anyone on the Tourism Board.

Councilman Nolley told Brad Fix to bring the 65 pages of the industrial pre-treatment ordinance to the full Council after it's been reviewed by City Attorney Trent Meltzer.

Mayor DeBaun asked Amy Haacker to talk briefly about the Rose-Hulman project between the City and County officials. She said it's for 9<sup>th</sup> graders, who are high performing, but need some mentorship to realize what their goals might be. It will end with field trips, including "operation catapult", where incoming high school seniors would go to Rose-Hulman in the summertime to experience hands-on technology, and engineering work. Many Councilmen said they were very pleased with this type of concept, and were very eager to see it happen. The costs would also be split between the City and the County over the four year period. From the comments he heard tonight, Mayor DeBaun said it sounded like they were ready for contract documents, and no one objected to his getting them ready.

Mayor DeBaun said Municipal Government Day would be held on the Public Square on Thursday, May 17, where hot dogs and refreshments will be served. He said that day would also be "bike to work day", where he would lead bike riders from the Public Square at 1:00 P.M. Not only will those events happen, there also will be apparatus from various Departments, and Mayor DeBaun said he's invited the US Army to attend, and bring their climbing wall.

Trisha Tackett, Recreation Director from the Parks Department, wanted to invite everyone to a ribbon-cutting ceremony for Phase II of the Blue River Memorial Park on June 1, at 1:00 P.M. She also said the Department is getting ready to start their 5 year Master Plan, so public input

will be held on June 5, from 4:00 to 6:00 P.M., to voice their opinions on what they want to see, and where they want to go in the next five years.

Councilman Asher wanted to compliment Nick Cusack, from the Shelbyville News, and Fire Chief Tony Logan, on the article published today as to why a fire truck is always sent on an ambulance run.

Under comments or requests from citizens, Mayor DeBaun asked the two young Boy Scouts present to introduce themselves. He thanked them for coming, knowing they stayed longer to earn Merit Badges, so he hoped it was time well spent, and he wished them much success in their Scout career.

There being no further business, Councilman Brown moved to adjourn, and Councilman Asher seconded.

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Thomas D. DeBaun  
Mayor

ATTEST:

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Frank M. Zerr  
Clerk-Treasurer