

COMMON COUNCIL

Regular Meeting

February 2, 2015

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 2, 2015, at 7:00 P.M. The Tiger Scout Troop from St. Joseph opened with the Pledge of Allegiance, and Councilman Carmony followed that with a prayer. All Councilmen were present, Mayor DeBaun was sick with the flu, and Council President Brown presided.

Councilman Hamilton moved to approve the minutes of the previous meeting, January 5, 2015, and Councilman Asher seconded. There was no public comment. The motion was carried on a 7-0 voice vote.

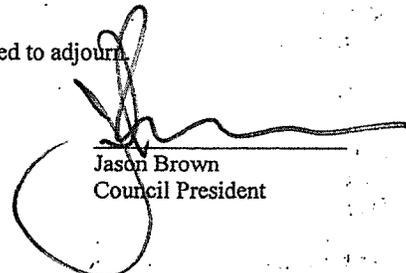
Under other business, Councilman Nolley moved to approve the City Financial Reports for December, and Councilman Hamilton seconded. The motion was carried on a 7-0 voice vote.

Under old business, Councilman Brown said he'd like to switch the order of the two Ordinances this evening, because two gentlemen have long drives to get back home tonight. On Ordinance No. 15-2761, it approves a lease between the Shelbyville Redevelopment Authority and the Shelbyville Redevelopment Commission on the Accel-IN building. Councilman Fero moved to approve this on second and final reading, and Councilman Nolley seconded. Under discussion, Councilman Hamilton asked what role the Shelbyville Authority has in this process. Attorney Bruce Donaldson, from Barnes and Thornburg, and bond counsel on this Ordinance, said a Redevelopment Authority is a statutory entity set up to do the same exact thing as the Redevelopment Commission. He said the Authority serves as the lessor body, so when Redevelopment Commissions need to do, instead of direct bonding, a lease financing, they are by statute delegated to lease those facilities from a Redevelopment Authority. So he said the Redevelopment Authority is the functional equivalent of a non-profit building corporation, and it serves as a conduit, issuing bonds, but then the lease payments from the Redevelopment Commission pay the bonds. Bruce said the Redevelopment Commission is still the source of the credit for it. The motion was carried on a 6-0-1 voice vote, with Councilman Phares abstaining.

On Ordinance No. 15-2760, to rezone 4.2 acres West of 375 Progress Rd., on E. Michigan Rd., from a BH classification to an IL classification, Councilman Fero moved to approve this on second and final reading, and Councilman Carmony seconded. Under discussion, Councilman Nolley noted that there was a stipulation made by the Plan Commission after the first Council reading, and it was included in red for second reading. The Council withdrew their original motions. Councilman Fero moved to amend the Ordinance by adding the stipulation, and Councilman Asher seconded. The motion was carried on a 7-0 voice vote on second and final reading.

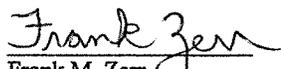
Under new business, there were three Uniform Conflict of Interest Disclosure Statements presented to the Council. They were for Joanne Bowen, Robert G. (Gary) Bowen, Jr., and James Maulden. Councilman Nolley moved to approve and accept them, and Councilman Hamilton seconded. The motion was carried on a 7-0 voice vote.

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



Jason Brown
Council President

ATTEST:



Frank M. Zerr
Clerk-Treasurer