

COMMON COUNCIL

Regular Meeting

November 21, 2011

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, November 21, 2011, at 7:00 P.M. All Council members were present, and Mayor Furgeson presided. The meeting was opened with the Pledge of Allegiance led by Councilman David Phares and Councilman Sponsel followed that with prayer.

Councilman Fero moved to accept the minutes of the regular meeting, November 7, 2011, and Councilman Nolley seconded. There was no public comment. The motion was carried on a 7-0 voice vote.

In old business, Mr. Robert Landwerlen of J&L Tool & Machine, Inc. was present to answer any questions on their compliance with statement of benefits. Councilwoman Owens asked how business was. Mr. Landwerlen replied that business is picking up and that they are in the process of trying to hire two additional employees. Councilman David Phares moved to approve the compliance with statement of benefit forms for J&L Tool & Machine, Inc., and Councilman Nolley seconded. There was no public comment. The motion was carried on a 7-0 voice vote.

Also in old business, Mr. John Dritt of Kroger Limited Partnership was present to answer any questions on their compliance with statement of benefits forms. Mr. Dritt reported that they have more employees than was expected. Councilman Nolley moved to approve the compliance with statement of benefit forms for Kroger Limited Partnership, and Councilman Asher seconded. There was no public comment. The motion was carried on a 7-0 voice vote.

In new business, Ordinance No. 11-2680, to repeal certain sections of the Shelbyville Zoning Code and Subdivision Control Ordinance and to adopt the City of Shelbyville Unified Development Ordinance, was considered on first reading. Councilman Fero moved to adopt this ordinance on first reading, and Councilman Nolley seconded. Plan Commissioner Tom DeBaun reported that a part of this ordinance concerns the issue of the placement of temporary signs. Councilman Sponsel asked if a formal vote on the four options concerning temporary signs that were discussed in the pre-meeting was needed. Mr. DeBaun replied that it should be made a part of the record. Councilman Nolley removed his second and Councilman Fero withdrew his motion. Councilman Nolley moved to adopt the ordinance on first reading with option one of the memo, and Councilwoman Owens seconded. Councilwoman Owens inquired if a public hearing will be held concerning this ordinance. Mr. DeBaun replied that it will be held next week. Councilman David Phares asked when this ordinance would take effect. Mr. DeBaun replied that it will take effect on January 1st. There was no public comment. The motion was carried on a 7-0 voice vote.

Also in new business, Resolution No. 2011-29, tax abatement for Knauf Insulation in the amount of \$10,945,000.00 for real estate, was presented for approval. Councilman Fero moved to adopt this resolution, and Councilman Sponsel seconded. Mr. Lee McNeely, legal counsel for Knauf, reported that this abatement will cover the cost of demolition of an existing building and the construction of a 245,000 square foot warehouse. Mr. McNeely added that eight new jobs will be created with this new construction. Mayor Furgeson asked what Knauf pays in property taxes. Mr. Steve Brown replied that they pay over a million dollars on an annual basis. Mr. Brown added that the building that is being razed is currently assessed for one million and the new building will be valued at over ten million. Councilman Sponsel told the students in attendance that what they are witnessing is a commitment by this Council to keep jobs in the community so they may have an opportunity for employment in the future. There was no public comment. The motion was carried on a 7-0 voice vote.

Finally in new business, Ordinance No. 11-2681, amending Title IX, "General Regulations", of the City Code to add "Chapter 100: Americans with Disabilities Act," was considered on first reading. Councilman Fero moved to adopt this ordinance on first reading, and Councilman Nolley seconded. Mayor Furgeson stated the reason for the creation of this ordinance is so the City may continue to receive federal grants. Mayor Furgeson added that this has been mandated by the federal government. Councilwoman Owens asked if the passage of this will help with the City's elder friendly community. Mayor Furgeson replied that it won't hurt. Councilman David

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Phares asked who has mandated this. City Engineer Rodger Keller replied that it is through the Department of Justice with the Federal Highway Commission acting as the enforcement agency. There was no public comment. The motion was carried on a 7-0 voice vote.

There was no miscellaneous business, reports from committees, boards and commissions, or comments or requests from citizens.

Mayor Furgeson asked the students in attendance to stand and introduce themselves.

There being no further business, Councilman Sponsel moved to adjourn, and Councilman Asher seconded. The motion was carried on a 7-0 voice vote.

Scott A. Furgeson
Mayor

ATTEST:

Rodney L. Meyerholtz
Clerk-Treasurer