

I. Call Meeting to Order

The Common Council of the City of Greenwood, Johnson County, Indiana met in its regular session on Monday, July 15, 2013 at 7:00 p.m. in the regular place, the Council Chambers of the Greenwood Municipal Building, 2 North Madison Avenue, Greenwood, Indiana. The Council President, David Hopper, presided and Clerk, Jeannine Myers ("Ms. Myers"), was present to memorialize the proceedings.

The audience recited the pledge in unison, after which Shan Rutherford, Greenwood Christian Church, led in prayer.

Roll Call: Present on the roll call were Council Members: Bruce Armstrong ("Mr. Armstrong"); Ron Bates ("Mr. Bates"); Mike Campbell ("Mr. Campbell"); Brent Corey ("Mr. Corey"); Linda Gibson ("Ms. Gibson"); Ezra Hill ("Mr. Hill"); David Hopper ("Mr. Hopper"); Thom Hord ("Mr. Hord") and Tim McLaughlin ("Mr. McLaughlin"). A quorum was obtained.

Additional Officials Present: Mark Myers ("Mayor Myers"), City of Greenwood Mayor; Terry McLaughlin, City of Greenwood Deputy Mayor; Krista Taggart ("Ms. Taggart"), Corporation Counsel; James Sipes ("Chief Sipes"), Greenwood Fire Chief; John Laut ("Chief Laut"), Greenwood Chief of Police; and Adam Stone ("Mr. Stone"), Controller.

II. Minutes for the Regular Meeting on July 1, 2013

Motion to approve the minutes from the regular meeting on July 1, 2013 moved by Mr. Bates. Seconded by Mr. Corey. **Vote: Ayes: Armstrong, Bates, Corey, Campbell, Gibson, Hill, Hopper, and McLaughlin. Mr. Hord abstained. Motion carries.**

III. Audience Requests

Mr. Campbell requested that the Council consider setting a hard deadline for setting the agenda with regard to future Council meetings.

Ms. Taggart stated that if transparency is the primary concern with Mr. Campbell's request, then having items added to the agenda late would be more transparent to the public than having these items presented to the Council as walk-ons.

Mr. Corey requested that this discussion be moved to Council Business near the end of the meeting.

IV. Reports

A. Corporation Counsel

Ms. Taggart stated that the council had been given a copy of her report and asked if there were any questions regarding the report.

Ms. Taggart stated that the six-month report on the City's IDEM Compliance Plan was submitted and approved to the Board of Public Works and Safety, and is ready to be submitted to IDEM.

Ms. Taggart noted that the Council amendments to Ordinance No. 13-27 had been accepted by the Plan Commission, and that the ordinance now needs to be signed by the Council.

B. Controller

Mr. Stone presented the Council with the process for completing the necessary requirements for complying with the recently enacted Indiana House Enrollment Act 1116 regarding Redevelopment Commissions. Mr. Stone also gave the Council a copy and summary of the report put together by the Controller's Office.

Mr. Stone stated that if the Council approves the report, he would like to request that the Council make a motion to delegate the authority to the Controller's Office to submit the report to the DLGF on their behalf.

C. Committee & Board Reports

Mr. Campbell stated that the Redevelopment Commission had met, and that he had submitted his report from the meeting to the Council, including a draft of the I-65/Worthsville Road Interchange Land Use Plan.

Mr. Bates stated that the committee to discuss Ordinance No. 13-28 had met and that Ms. Taggart will be drafting a revised version of Ordinance No. 13-28 to be submitted to the Council for further discussion.

Motion to remove Ordinance No. 13-28 from the table to be included on the agenda of the next regular Council meeting moved by Mr. Corey. Seconded by Ms. McLaughlin. **Vote: Ayes. Motion carries.**

Mr. Bates stated that the Board of Zoning Appeals had met and approved a dimensional variance for the Steak N' Shake located at U.S. 31 and Smith Valley Road.

Mr. Bates stated that the Plan Commission had met and approved the primary plat for Center Grove Center, Lot 3, and discussed and approved Fee Schedule Increases.

D. Miscellaneous Council Business

Ms. Taggart stated that Nachi Technology has requested an amendment be made to their SB-1 form, and that the City's Economic Development Commission had approved the amendment.

Motion to approve the Nachi Technology SB-1 as amended moved by Mr. Corey. Seconded by Mr. Hord. **Vote: Ayes. Motion carries.**

V. Ordinances and Resolutions

A. Notice of Intent to Consider

None.

B. First Reading

None.

C. Second Reading

RESOLUTION NO. 13-13 A RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS FOR THE PURPOSE OF PROVIDING FUNDS TO BE APPLIED TO PAY FOR COSTS OF THE POOL PROJECT AND THE COSTS OF THE INTERCHANGE PROJECT, AND INCIDENTAL EXPENSES IN CONNECTION THEREWITH AND ON ACCOUNT OF THE ISSUANCE OF THE BONDS (*Sponsored by: Mr. Campbell*)

Motion for the second reading of Resolution No. 13-13 moved by Mr. Hord. Seconded by Mr. Campbell. **Vote: Ayes. Campbell, Corey, Gibson, Hill, Hopper, Hord, McLaughlin, and Bates. Nays: Armstrong. Motion carries.**

VI. New Business - Introduction of New Ordinances and Resolutions

ORDINANCE NO. 13-37 AN ORDINANCE AMENDING THE 2013 SALARY ORDINANCE, COMMON COUNCIL ORDINANCE NO. 12-43, AS AMENDED, TO INCREASE SALARY FOR AVIATION TECHNICIAN (*Sponsored by Ms. Gibson*)

Ms. Taggart stated that a representative from the Board of Aviation Commissioners would appear before the Council at the next regular meeting for the first reading of Ordinance No. 13-37.

ORDINANCE NO. 13-38 AN ORDINANCE PROVIDING FOR AN ADDITIONAL APPROPRIATION FROM THE AVIATION FUND OPERATING BALANCE TO BUDGET CLASSIFICATION 222 IN THE AVIATION FUND FOR ADDITIONAL FUEL PURCHASES (\$60,000.00) (*Sponsored by Ms. Gibson*)

Mr. Stone stated that this will be the second additional appropriation for additional fuel purchases this year, but noted that the entirety of this would be funded by fuel sales and other aviation related revenue. Mr. Stone requested suspension of the rules through first reading, due to the lengthy approval process.

Mr. Armstrong asked if there was an estimate on the amount of revenue generated by these fuel sales. Mr. Stone stated that his office is looking into it, but he would estimate that it is approximately 15% or less.

Motion to suspend the rules through first reading for Ordinance No. 13-38 moved by Mr. Corey. Seconded by Mr. Hord. **Vote: Ayes. Motion carries.**

Motion for the first reading of Ordinance No. 13-38 moved by Mr. Hord. Seconded by Ms. Gibson. **Vote: Ayes. Motion carries.**

ORDINANCE NO. 13-39 AN ORDINANCE AMENDING THE GREENWOOD MUNICIPAL CODE (1993), CHAPTER 4, ARTICLE 2, DIVISION VI, SECTION 4-66 REGARDING THE OFFICIAL FEE SCHEDULE FOR ZONING AND PLANNING (*Sponsored by Mr. Armstrong, Mr. Bates, Mr. Campbell, Mr. Corey, Mr. Hill, Ms. Gibson, Mr. Hord, and Mr. McLaughlin*)

Mr. Richards stated that the City's Zoning and Planning Fee Schedule is significantly out of date, and much lower than most others in the Central Indiana area. Mr. Richards stated that many services cannot be performed at the current rates without the Zoning and Planning Department losing money. Mr. Richards noted that the increased fee schedule would help the Department to become revenue neutral.

Mr. Richards noted that there is a technology fee included as a part of the new fees, which would allow for the City to do things such as online permitting, managing its own Beacon Geographic Information System, etc.

Mr. Corey asked if this technology fee was included as a part of the fees in the updated fee schedule, or if this fee was in addition to the updated fees. Mr. Richards stated that this fee is not in addition to the updated fees, but included as a part of the fees in the updated fee schedule being presented to the Council.

Mr. Hopper stated that he received a request from a representative from the Builders Association of Greater Indianapolis (BAGI) to not take any action on Ordinance No. 13-39 until they have an opportunity to review the ordinance.

Motion to suspend the rules through first reading for Ordinance No. 13-39 moved by Mr. Corey. Seconded by Ms. Gibson. **Vote: Ayes: Hill, Hord, McLaughlin, Campbell, Corey, and Gibson. Nays: Hopper, Armstrong, and Bates.**

Motion for the first reading of Ordinance No. 13-39 moved by Mr. Corey. Seconded by Mr. Hord.

Mr. Hill inquired as to how the City would rank with regard to Zoning and Planning fees against other cities in the County if this new fee schedule is adopted.

Mr. Richards stated that the City would remain somewhere between 4 through 6 out of the 10 cities and towns in the area.

Mr. Hord requested to hear the concerns of the dissenting Council Members on the previous vote for suspension.

Mr. Bates stated that there was no request from the staff for a suspension of the rules. Mr. Bates further stated that though he is in favor of Ordinance No. 13-39, he would prefer the ordinance go through the normal process to allow for greater transparency.

Mr. Armstrong also stated he has no problem with any of the fees in the updated schedule, but would like for the ordinance to go through the normal process without any suspension of the rules.

Mr. Hopper stated concern with the some of the fees and the implementation of a new Geographic Information System.

**Vote: Ayes: Hord, McLaughlin, Armstrong, Bates, Campbell, Corey, Gibson, and Hill.
Nays: Hopper. Motion carries.**

ORDINANCE NO. 13-40 AN ADDITIONAL APPROPRIATION FROM THE FIRE FUND FOR FIRE PREVENTION AND SAFETY GRANT PROGRAM FOR SMOKE DETECTORS AND CARBON MONOXIDE DETECTOR DRIVE (\$52,620) (*Sponsored by Mr. Campbell, Mr. Hord, Ms. Gibson, and Mr. Corey*)

Chief Sipes stated that this grant will allow for the Fire Department to provide smoke and carbon monoxide detectors, as well as safety education throughout the community. Chief Sipes noted that this grant will a 10% match.

Chief Sipes stated that the Fire Department's campaign enabled by this great will be for Greenwood residents, but there are plans to target primarily low-income areas and other areas of need.

Motion to suspend the rules through first reading for Ordinance No. 13-40 moved by Mr. Corey. Seconded by Ms. Gibson. **Vote: Ayes. Motion carries.**

Motion for the first reading of Ordinance No. 13-40 moved by Mr. Campbell. Seconded by Mr. Corey. **Vote: Ayes. Motion carries.**

RESOLUTION NO. 13-14 A RESOLUTION DECLARING AN AREA IN DOWNTOWN GREENWOOD, INDIANA AN AREA IN NEED OF REDEVELOPMENT (*Sponsored by Mr. Hill*)

Mr. Hill stated that the Restore Old Town Greenwood group had acquired Indiana Main Street status, which will allow for the group to team up with the City in applying for certain grants from the State. Mr. Hill explained that the purpose of this resolution is to establish boundaries that will make the specified area eligible for these grants. Mr. Hill stated that the main area of focus for upcoming projects will be in the Main Street and Madison Street area.

Mr. Corey stated that he would like to see these boundaries extended further, and that there are areas outside the current boundaries that are also in need of revitalization.

Mr. Armstrong suggested making the boundaries smaller, to ensure that future money gets allocated to the areas with the greatest need.

RESOLUTION NO. 13-15 A RESOLUTION OF THE GREENWOOD COMMON COUNCIL APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF GREENWOOD AND JOHNSON COUNTY REGARDING ALLOCATION OF 2013 BYRNE JUSTICE ALLOCATION GRANT AND RELATED MATTERS (*Sponsored by Mr. McLaughlin*)

Chief Laut stated that this agreement stipulates that a portion of this grant money will be awarded to the Greenwood Police Department for equipment purchases, and that another portion will be allocated for the Johnson County Sherriff's Office.

Motion to suspend the rules through first reading for Resolution No. 13-15 moved by Mr. Corey. Seconded by Mr. McLaughlin. **Vote: Ayes. Motion carries.**

Motion for the first reading of Resolution No. 13-15 moved by Mr. Campbell. Seconded by Mr. McLaughlin. **Vote: Ayes. Motion carries.**

RESOLUTION NO. 13-16 A RESOLUTION OF THE GREENWOOD COMMON COUNCIL AUTHORIZING THE FILING OF AN APPLICATION FOR, THE ACCEPTANCE OF, AND IMPLEMENTATION OF, AN EDWARD BYRNE JUSTICE ASSISTANCE GRANT IN THE AMOUNT OF \$19,029 WITH THE U.S. DEPARTMENT OF JUSTICE AND RELATED MATTERS (FUNDING FOR PURCHASE OF EQUIPMENT) (*Sponsored by Mr. McLaughlin*)

Motion to suspend the rules through first reading for Resolution No. 13-16 moved by Mr. Corey. Seconded by Mr. McLaughlin. **Vote: Ayes. Motion carries.**

Motion for the first reading of Resolution No. 13-16 moved by Mr. Campbell. Seconded by Ms. Gibson. **Vote: Ayes. Motion carries.**

VII. Miscellaneous Business

A. Council

Mr. Bates inquired about the change in the signature block on Council items. Mr. Armstrong stated that he had made the request for the change, hoping to allow for individual votes to be more legible and more easily referenced in the future.

Mr. Campbell noted that the next Town Hall meeting is scheduled for Saturday, July 20 from 12:00 p.m. to 2:00 p.m.

Mr. Campbell stated that he would prefer having a cut-off date established for agenda distribution.

Mr. Hopper stated that he prefers having the agenda and changes to the agenda given to him as soon as possible.

Mr. Bates stated that he prefers having a deadline, but understands that there are times of extenuating circumstances and would like for the Council to remain flexible.

Ms. Taggart stated that instituting a deadline would cause the Law Department to become less flexible in working with City staff in drafting new Council items.

Ms. Myers stated that she had been of the understanding that the agenda had to be published 48 hours prior to the meeting, but after having learned that the 48 hour restriction only applied to the meeting notice and not the agenda, she feels more comfortable with the current standard for setting the Council agendas.

Mr. Hopper stated that the Council will maintain the current standard for setting agendas.

B. Audience

None.

C. Other Miscellaneous

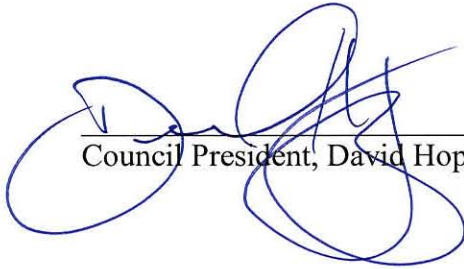
None.

D. Mayor

None.

VIII. Adjournment

With no further business, the meeting adjourned at 8:25 p.m. Next regular Greenwood Common Council to be held on Monday, August 5, at 7:00 p.m. at the regular place.



Council President, David Hopper



Clerk, Jeannine Myers