

**BEECH GROVE CITY COUNCIL
MINUTES
June 5, 2008**

Mayor Wright called the meeting to order at 7:02 P.M.

ROLL CALL: City Council members Ross Barton, Ed Bell, John Jennings, Mike Pence, Mary Stewart, and Bud Templin were present at the meeting. Also attending were, Clerk-Treasurer Sarah Kincaid and City Attorney Brian Bosma.

All joined in the Pledge of Allegiance to our flag.

Minutes from the May 5, 2008 Common Council Meeting were read. John Jennings motioned to accept the minutes as read. Mike Pence seconded the motion, which was approved by voice vote. Minutes from the May 7, 2008 Common Council Special Meeting were read. John Jennings motioned to accept the minutes as read. Mike Pence seconded the motion, which was approved by voice vote.

COMMENTS BY CITIZENS: Three attendees signed up to speak. Mike Pence motioned to allow each speaker 6 minutes to speak. Bud Templin seconded the motion which was approved by voice vote.

Dave Grenoble spoke to the council and expressed concerns over the Group B TIF areas being voted on this evening.

Brian Butler spoke to the council to better explain the Fire Departments' desire to implement a Merit System, as well as the process they will take to allow the council to consider this.

Joe Griffin spoke to the council on RDC matters and concerns.

SPECIAL PRESENTATIONS: NONE

REPORTS: Mike Masterson gave a report for the Greenscape Committee. Terry Dilk gave a report on the RDC. Tim Showalter gave a report for the Cable Authority. Mayor Wright gave a report on behalf of the Youth Council. Chief Witmer gave a report for the Public Safety Committee.

UNFINISHED BUSINESS: None

NEW BUSINESS: City Attorney Brian Bosma introduced the first item of business concerning the establishment of a Merit system for the Beech Grove Fire Department. Mr. Bosma stated that several critical steps were missing from the process. First a letter must be submitted to the Clerk Treasurer to request a Merit Board. After this letter is submitted a 60 day period exists for the council to act. Mr. Bosma explained these steps to Mr. Butler, who will be submitting a letter the following Monday after the meeting. Mr. Bosma stated that the council had 60 days to act. No further action was taken on this item at this meeting as it was ineligible.

City Attorney Brian Bosma read into record Resolution 7, 2008 a Resolution Adopting a Comprehensive Plan for the City of Beech Grove. Mayor Wright invited Mike Shaver to introduce Resolution 7, 2008. Ross Barton motioned to adopt Resolution 7, 2008, a Resolution Adopting a Comprehensive Plan for the City of Beech Grove. John Jennings seconded the

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motion. Bud Templin stated he did not receive the complete comprehensive plan (only to page 11) which he felt would justify his vote. 3 voted in favor and 3 against. Brian Bosma explained that in the event of a tie vote the President of the Council may break a tie. Mayor Wright exercised that right and voted in favor. The motion was approved.

Mayor Wright introduced Resolution 8, 2008, a Resolution Approving Certain Matters in Connection with the Expansion of the Redevelopment Area and an Allocation Area and the Approval of an Amended Redevelopment Plan for Said Area. Brian Bosma read into record Resolution 8, 2008. Mayor Wright opened the floor to the council for any questions. Bud Templin asked where the council had the ability to note amendments that had been previously discussed. Brian Bosma spoke to the question that the council is not able to amend the Comprehensive Plan, but that the amendments in the resolution can serve as recommendations for the RDC to change the Comprehensive Plan. Mike Shaver understood that the three amendments requested were to integrate the landfill, eliminate residential properties, and integrate Elmwood Avenue. Brad Bingham did confirm that the resolution would serve as a recommendation back to the RDC.

Bud Templin expressed concern over integrating the landfill property into the Comprehensive Plan. Brian Bosma spoke to the condition of the landfill. It has been closed properly and is appropriate for its suggested use. The City also would not be eligible for federal grants if it is not included in the redevelopment area, but if included could receive federal dollars to develop this area. Bud did agree with the City taking over the area, but does not agree with the proposed use. Ross Barton stated he did agree with the area being used as a recreational area and put to good use. Bud did not want to see good money go to bad things, and is concerned that the RDC has the final say so. Ross felt that the council did have say so through communication with RDC members and it is a good idea to include amendments. Brian Bosma stated that if the council wishes to amend the Resolution, they must do so before it passes.

Bud Templin motioned to include the Elmwood Avenue right of ways from Emerson Ave to Churchman Bypass including the Elmwood Court right of ways and Churchman Avenue. Ed Bell seconded the motion. Ross Barton wished to clarify the areas as they are vague. Brian Bosma sought clarification on the areas and amendments and suggested the addition of a new section 3 to the resolution to include the areas described. The resolution would read "The council hereby recommends that the RDC amend the consolidated redevelopment area to include the following property and to designate such areas as an allocation area pursuant to section 39 of the act, the plan for the consolidated area is to be amended to include:" listing each area thereafter. Mr. Bosma recommended re-voting on each area separately with a motion to do so starting with Elmwood Avenue right of ways from Emerson Ave to Churchman Bypass including Elmwood Court right of way. John Jennings motioned by saying "so moved". Bud Templin seconded the motion which was approved by voice vote. Mr. Bosma stated the second area to include would be Churchman Ave from Emerson Ave to Arlington Ave. John Jennings motioned to approve. Ed Bell seconded the motion which was approved by voice vote. Mr. Bosma stated the third area to consider is Arlington Ave right of way from Churchman Ave to Elmwood Ave. John Jennings motioned to approve. Mary Stewart seconded the motion which was approved by voice vote. Bud Templin motioned that the Residential properties of the greater St. Francis area in TIF Group B be excluded. John Jennings seconded the motion which was approved by voice vote. Bud Templin motioned to remove the Subway landfill park from

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the Group B TIF area. Ed Bell seconded the motion. 3 voted for and 3 voted against. Mayor Wright voted against the motion, and the motion failed.

Brian Bosma sought a procedural clarification by putting together a Resolution 8A to attach to Resolution 8, 2008 including all of the language previously voted on to be signed by the Mayor, President Pro-Temp, and Clerk Treasurer to ensure it can move quickly. Mayor Wright entertained a motion to adopt Resolution 8, 2008 as amended. Mary Stewart motioned to approve. John Jennings seconded the motion. 4 voted for and 2 against; the motion carried.

Bud Templin stated that he was unclear on what had actually been voted on and would like to change his vote. Mr. Bosma stated that the prior vote could be withdrawn and re-voted on. John Jennings motioned to withdraw the prior vote. Bud Templin seconded the motion which was approved by unanimous vote. Brian Bosma put a motion on the floor that Resolution 8, 2008 be adopted as amended. John Jennings motioned to adopt. Ross Barton seconded the motion. 3 voted for, 3 voted against. Mayor Wright broke the tie by voting for the resolution as amended. The motion carried.

COMMENTS: Councilman Templin expressed his disappointment in the movement of the council meeting from Monday to Thursday and would like to see business take place on the advertised night of meetings. He also offered congratulations to the Mayor on his new grandson.

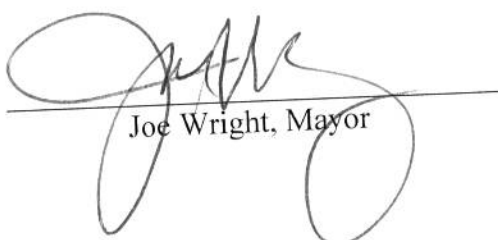
Councilman Pence announced the July 3rd fireworks and Lion's Club Pork Chop Dinner. He hopes to see many people at this exciting event.

Councilman Barton thanked all who took the time to discuss the Merit System with him. He also wished Judge Hunter a speedy recovery.

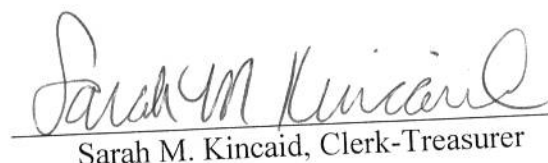
Councilman Jennings announced the Relay for Life Walk-a-Thon on June 7 starting at 10am.

Mayor Wright reported that the Judge is doing well with a slow and steady recovery and wished him a "get well soon". He commended the Rock N the Grove event and felt it worked well with Public Safety. He reminded the citizens of Beech Grove that solicitors and peddlers must have a permit to operate (with the exception of churches and some non-profit organizations), and any citizen has a right to demand to see their permit. None have been filed to date with the city. If citizens see solicitors at their door, they are encouraged to call the police. He also encouraged all attending are very excited to see progress occur and he also stated that the current information mitigates questions about the land being unsafe.

John Jennings motioned to adjourn. Bud Templin seconded the motion, which was approved by voice vote. The meeting was adjourned at 8:45 P.M.



Joe Wright, Mayor



Sarah M. Kincaid, Clerk-Treasurer