

**BEECH GROVE CITY COUNCIL
MINUTES
August 4, 2008**

Mayor Wright called the meeting to order at 7:01 P.M.

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

All joined in the Pledge of Allegiance to our flag.

Minutes from the July 7, 2008 City Council Meeting were read. John Jennings motioned to accept the minutes as read. Bill Cincebox seconded the motion, which was approved by voice vote. Minutes from the July 21, 2008 City Council Special Meeting were read. John Jennings motioned to accept the minutes as read. Ross Barton seconded the motion, which was approved by voice vote.

SPECIAL PRESENTATIONS: Mayor Wright proudly announced that the Beech Grove Adopt a Platoon recently sent 57 boxes of various items. Additionally, approximately \$1,000 was raised in postage, which allowed the recent shipment to be sent for \$560 and allows a jump start on the next shipment's postage costs. All who donated and gave are thanked.

COMMENTS BY CITIZENS: None

REPORTS: Beth Berg gave a report for the Greenscape Committee. Tim Showalter gave a report for the Cable Authority. Cindy Kirchofer gave a report for the RDC. Chief Witmer gave a report for the Public Safety Committee.

UNFINISHED BUSINESS: Deputy City Attorney Tricia Leminger read into record for 2nd reading Special Ordinance No. 5, 2008, an Ordinance Addressing Certain Public Nuisance Matters, Including High Grass, Weeds and Vegetation and Amending Section 98.02 of the Beech Grove Code of Ordinances. John Jennings motioned to accept Special Ordinance No. 5, 2008 on second reading. Bill Cincebox seconded the motion. Ed Bell expressed his desire to see the term "properly maintained" still be better defined. Tricia Leminger stated that the ordinance was crafted by using other examples in other cities and was consistent with those ordinances. Mayor Wright stated that the city court wouldn't rule on any items until later in the process, and all questionable vegetation would first be judged by Public Works and the Fire Chief. The motion was approved by voice vote. Ed Bell motioned to amend Special Ordinance No. 5, 2008 as discussed and reflected on the black line (see ordinance). John Jennings seconded the motion, which was approved by voice vote. John Jennings motioned to accept Special Ordinance No. 5, 2008 on second reading as amended. Ed Bell seconded the motion, which was approved by voice vote. Deputy City Attorney Tricia Leminger read into record for 3rd reading the

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amended Special Ordinance No. 5, 2008. Bud Templin motioned to adopt Special Ordinance No. 5, 2008 as amended on third reading. Bill Cincebox seconded the motion. The motion was adopted by voice vote.

Deputy City Attorney Tricia Leminger read into record for 2nd reading Special Ordinance No. 6, 2008, an Ordinance Providing for an Amendment to Beech Grove Ordinance Section 98.99, the Penalty Provision for Nuisances. Mike Pence motioned to accept Special Ordinance No. 6, 2008 on second reading. John Jennings seconded the motion. The motion was approved by voice vote. John Jennings motioned to amend Special Ordinance No. 6, 2008 as discussed and reflected on the black line (see ordinance). Mike Pence seconded the motion, which was approved by voice vote. Bud Templin motioned to accept Special Ordinance No. 6, 2008 on second reading as amended. John Jennings seconded the motion, which was approved by voice vote. Deputy City Attorney Tricia Leminger read into record for 3rd reading the amended Special Ordinance No. 6, 2008. John Jennings motioned to adopt Special Ordinance No. 6, 2008 as amended on third reading. Bill Cincebox seconded the motion. The motion was adopted by voice vote.

NEW BUSINESS: Deputy City Attorney Tricia Leminger introduced new business including the establishment of a working group (if approved) for the implementation of a merit system. Bud Templin clarified that only a yes or no action from council was required to start the discussions of the working group. Brian Butler of the Local 416 asked the council to consider the addition of one more union member. Mike Pence motioned to allow the creation of a working group with regard to the implementation of a merit system. Bud Templin seconded the motion, which was approved by voice vote. Ms. Leminger recommended the council make a motion that clarified the creation of a working group that also included the make-up of the group. Ed Bell motioned to create a Merit System implementation working group consistent of 7 people, including: 1 republican, 1 democrat, 1 Board of Works member, 1 Fire Chief, and 3 union members. Bud Templin seconded the motion, which was approved by voice vote.

For the Republican appointment, John Jennings motioned to nominate Bill Cincebox to the working group. Mike Pence seconded the motion, which was approved by voice vote. John Jennings motioned to close nominations. Mike Pence seconded the motion, which was approved by voice vote. For the Democrat appointment, Mary Stewart motioned to nominate Ed Bell to the working group. Ed Bell seconded the motion, which was approved by voice vote. John Jennings motioned to close nominations. Mike Pence seconded the motion, which was approved by voice vote.

Deputy City Attorney Tricia Leminger introduced and read into record A Resolution Providing for an Appointment to the Redevelopment Commission. John Jennings motioned to hear the resolution. Mary Stewart seconded the motion, which was approved by voice vote. Ed Bell motioned to amend the resolution to reflect Dan McMillan as the

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appointment. Mary Stewart seconded the motion. In discussion, Bud Templin and Ed Bell stated their reasons for supporting Dan McMillan as the council appointment to the RDC. Ross Barton stated that while he was impressed with Dan was in favor of Will Bach as the appointment. A role call vote was taken and the amendment passed 4-3. Mary Stewart motioned to accept the Resolution as amended. Bud Templin seconded the motion. Ross Barton stated further support for Will Bach as the appointment. Ed Bell and Bud Templin expressed the desire to have had more time to decide. John Jennings suggested a postponement of the vote to allow time to meet both candidates. Ed Bell stated that was not necessary. A role call vote was taken resulting in a 3 for, 4 against vote; the motion failed as amended. Mary Stewart expressed her disappointment with the lack of choices and feels that there was no choice or time. Mayor Wright stated that more time would be given to allow council to gather more information. Mary Stewart motioned to table the resolution. Ross seconded the motion, which was approved by voice vote.

COMMENTS: Councilman Templin commended Police Chief Witmer on his "business as usual" approach to daily duties while also planning the funeral of Danny Farnworth.

Councilwoman Stewart thanked Tom Hannan and the Street Department for the new sign on 12th Street.

Mayor Wright informed citizens that all city ordinances are online and searchable at the City Court's webpage. He also wished Pauline Saylor a happy 101st birthday.

Mary Stewart motioned to adjourn. John Jennings seconded the motion, which was approved by voice vote. The meeting was adjourned at 8:05 P.M.



Joe Wright, Mayor



Sarah M. Kincaid, Clerk-Treasurer