

BEECH GROVE CITY COUNCIL

MINUTES

Monday, April 2nd, 2012

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

ROLL CALL: Present: City Council Members, Dave Harrison, Anthony Davidson, Ed Bell, Kathy Coates Mary Stewart and Dave Mobley. Also present were Mayor Dennis Buckley, Deputy-Clerk Treasurer Heather Brown, and City Attorney Craig Wiley. John Jennings and Dan McMillan had excused absences.

All joined in the Pledge of Allegiance to our flag.

MEETING MINUTES: Deputy-Clerk Treasurer Heather Brown read the minutes from the March 19th, 2012 meeting. Councilor Mary Stewart made a motion to accept the minutes as read. Councilor Dave Mobley seconded the motion. The minutes were approved as read by voice vote.

Community Liaison Report: Mr. Gary Loveless complimented the City and thanked them on how nice it is to work with us. Mr. Loveless gave updates on different events happening around the Southside. The City of Indianapolis is working on the west side of Emerson doing repairs to the street. Mayor Ballard will have a Mayor's Night Out on April 10th at 6p.m. at Grace Church at Arlington and Southport. Mayor Buckley asked about the intersection Edgewood and Gray. Mr. Loveless stated that there have been no new plans on that intersection. Councilor Dave Harrison asked when the Emerson Avenue project was supposed to be done. Mr. Loveless answered that it would be sometime next year. Councilor Kathy Coates asked about the I-465 interchange and who maintains that area. Mr. Loveless replied that the state does repairs, but does coordinate with the City. Councilor Ed Bell stated that he has been asked by citizens that live along the 465 corridor if there will be a sound barriers put up. Mr. Loveless replied that they would consider the idea, but it is not always automatic; you would have to contact the State. Councilor Anthony Davidson asked if there was going to be any work done on the Sherman Street bridge; since it already has been recently redone. Mr. Loveless replied that he did not know but that he would find out.

SPECIAL PRESENTATIONS: None

COMMENTS BY CITIZENS: Anthony Kindle of 61 N 8th Avenue wanted to know more information on the storm water rate study. Would this be levied on a monthly sewer bill or on property taxes? Councilor Ed Bell responded that the rates are not based on property tax bill; it will go on the sewer bill. The committee that is reviewing the rates and are leaning towards having this done in 6 months. Anthony Kindle asked if the money could be used for paving. Mayor Dennis Buckley responded that it depended on if it could be tied in with a storm water issue. The plan would be to do paving of the storm water and sanitary. Mr. Kindle also wanted to discuss the juveniles fighting in the park. Are there any citations or warnings given out for this kind of behavior? Chief Swartz responded that they do not write warnings for disorderly conduct. They could write a warning if it is on City property for trespassing. Mr. Kindle suggested that he would like to see community service put in place as their discipline. Craig Wiley, City Attorney responded that the Beech Grove City Court has in place community service for minors. He is working with Brad Meriwether, Director of Public Works, Chief Swartz and Tom Hannan, Director of Parks on this issue. Instead of a fine, there would be a 4 hour minimum of community service either in the parks or public works departments.

Pam Stallard of 711 Churchman commented on Dave Mobley's arrest.

Mike Jarvis of 73 S 2nd commented on the first Faith, Hope and Love meeting. There are a lot of spots being filled to help. The next meeting is April 18th at 7p.m. here at City Hall where they will be formulating a plan on what areas of the city need help the most. Mr. Jarvis also wanted the council and public to understand that this is not a one time thing, it will be ongoing either quarterly or biannually to the areas of Beech Grove. He requested the council's input of their areas in their district that needed help the most.

REPORTS:

Greenscape Commission—Tim Latimer stated that the City was re-certified as a Tree City again for the 7th year in a row. April 21st is Clean Up Day in the Parks; this is a joint effort between the Promoters Club, Greenscape Commission and the Parks Department. The Promoters Club will meet at 4th and Main at 7am to clean up Main Street and alleys. He asked for volunteers to meet at the maintenance building in Sarah T. Bolton Park at 10am. Volunteers are asked to bring gloves and a rake. Tim also stated that Bill Ciriello, Jr. sent out letters to various organizations reminding them about clean up day. As to date, only four organizations have responded. The Greenscape Commission also made a bid to maintain the landscape on Emerson and the Roundabout. The commission also discussed change in wording to the ordinance

regarding tree service contractors. The limbs would have to be removed by the contractor at the residence they worked at. The second ordinance word change proposed has to do with the bundling of tree limbs and shrubbery. The next Greenscape Commission meeting will be on Monday April 16th at the Hornet Park Community Center at 6p.m. Mayor Dennis Buckley informed the Council that the ordinance word changes that have been proposed have been distributed and asked the Council to review them, so it can be submitted into ordinance form.

Redevelopment Commission– John Morgan informed the Council and citizens that the notice for bids for the sale of the rock pile come out in tomorrow’s paper, by statute they have to wait seven days, then they can start accepting bids. The redevelopment Commission voted to have Crossroad Engineers do the survey for the property and the plat vacations. Mr. Morgan thanked Brad Meriwether for his part in helping the city find someone to start removing debris from the rock pile. Councilor Anthony Davidson asked the Redevelopment Commission that after the bid is accepted, that they would inform the other bidders that there are other properties in Beech Grove that may need work. Mayor Buckley informed everyone that the fire department is going to be picking up trash along Churchman on April 21st.

There will be no finance report due to the Clerk–Treasurer’s absence. Mayor Buckley stated that he would ask the Clerk–Treasurer to give a financial report at the next meeting.

PUBLIC SAFETY– Fire Chief Rob Cheshire reported that the Public Safety meetings will be held the last Wednesday of each month here at City Hall. The focus for the committee is emergency preparedness for the citizen’s of Beech Grove. The committee is also updating the emergency response plans. Deputy Chief Michael Maurice wants to implement the CERT program for the Citizen’s Police Academy. Councilor Anthony Davidson asked about the blue hazardous containers behind Little and Sons. These containers were stolen from a dialysis center. Fire Chief Rob Cheshire reported that the fire department and Marion County Health Department were both called and upon investigating the containers they determined that there were no hazardous materials and nothing was spilled. The bins were taken away. Mayor Buckley introduced Debbie Springer who is also a part of the committee. Debbie runs the Crime Watch for the city. Mayor Buckley also introduced Heather Brown, who is the Victim’s Advocate for the city.

UNFINISHED BUSINESS: None

NEW BUSINESS:

Transfer of Funds–Park Department Restroom– Mayor Buckley read the transfer of funds for the restroom to be transferred into the parks department appropriation of Building and Equipment. The restrooms will be torn down and the Parks Board will decide on how to proceed with the restroom facilities. Mayor Buckley asked the

Council for consideration on the transfer of \$14,886.11 from the 101999600.100 General Misc to Building and Equipment 101500440.008. This will allow the Parks Director to pay for the demolition and other needs that arise at which the Parks Board will decide. Parks Board President Ed Marks commented on the series of events concerning the fire damage to the restrooms. Councilor Kathy Coates asked if the \$14,886.11 would cover the demolition and the rebuilding. Mayor Buckley responded, no the City has a \$10,000 deductible, so it ended up costing the City about \$25,000. Parks Board President Ed Marks also commented that there were other parties that had items in storage that took a loss. Mayor Buckley called for a motion to allow the Clerk-Treasurer to transfer the funds. Councilor Ed Bell made a motion to allow the Clerk-Treasurer to transfer the funds, Councilor Dave Mobley seconded, motion approved by voice vote.

Transfer of Funds-Parks Department- Mayor Buckley read the letter from Parks Director Tom Hannan asking for a transfer of funds in the amount of \$7,000 from Parks/Temporary Salaries to Parks/Contractual Services. This will allow the parks to pay for contract mowing services without depleting the Contractual Services category. Mayor Buckley informed the Council that Tom Hannan is the only full-time employee. There are three part-time employees that help, but with the good early weather, we are 1 to 2 months behind and there is too much for the department to handle. Councilor Anthony Davidson asked how many mowers the City had and also how many part time people. Mayor Buckley responded that we have 2 mowers and 3 part time personnel. Mayor Buckley asked for a motion to accept the transfer recommended by the Parks Director. Councilor Mary Stewart made a motion to approve the transfer of funds; Councilor Dave Harrison seconded the motion. Motion approved by a 5 to 1 voice vote.

Special Ordinance #1, 2012- Transfer of Funds from 243 to 301 for the purpose of reducing the property taxes required to pay the debt was introduced for first reading. This will transfer \$20596.17 from the 243 to the 301 in the amount of \$20596.17. Councilor Kathy Coates asked if this is money that was already there or are we taking it away from the fund. Mayor Buckley replied that this is money leftover from funds already spent from the 243 fund with the exception of this amount. Mayor Buckley called for a recommendation to approve Special Ordinance #1 2012. Councilor Ed Bell made a motion to accept recommendation, Councilor Mary Stewart seconded. Mayor Buckley stated that we will hear this on second and third reading at the next meeting on April 16th.

Special Ordinance #2, 2012 - Request name change of South Grove Park to Don Challis Park located at the 900 block of south 9th. Mayor Buckley asked the Council President Ed Bell to read the ordinance into record. Councilor Ed Bell made a comment that it is an honor and privilege to read this ordinance into record. Councilor Mary Stewart made the comment that it is an honor to bring this before the Council and that there is no finer man to name the park after. This is also long overdue. Joe Prindle

told the council and citizens about Don Challis, who he was and what he did. Ed Marks introduced the other Park Board members, Cindy Montgomery and Beth Berg. The Parks Board unanimously voted to approve this ordinance. Mayor Buckley introduced Don Challis' daughters Allison Challis Gurganus and Erin Challis Land. Mayor Buckley called for a motion to accept Special Ordinance #2 2012 into first reading. Councilor Ed Bell made a motion to approve Special Ordinance #2 2012, Mary Stewart seconded. Motion approved by voice vote. Mayor Buckley stated that the council will hear this on second and third reading at the April 16th meeting.

General Ordinance #9, 2012– Amendment to General Ordinance #22 1984 Chapter 77 Traffic Schedules and Speed Limits. Mayor Buckley asked Councilor Anthony Davidson to read the ordinance into record. Councilor Anthony Davidson commented that he did not see a speed limit sign on 17th Avenue south of Main Street. He would like to request that one be put up. Mayor Buckley stated that it may need approval to put up a sign unless it is already established in an ordinance; but he will check on that. Mayor Buckley asked for a motion to approve Ordinance # 9 2012 on first reading. Councilor Anthony Davidson made a motion to approve on 1st reading, Councilor Ed Bell seconded. Motion approved on 1st reading by voice vote. Mayor Buckley stated that the council will hear this on the second and third reading at the April 16th meeting.

General Ordinance #10, 2012– Amendment to Chapter 99 of section 99.15a of the Code of Ordinances of the City of Beech Grove. Mayor Buckley asked Councilor Anthony Davidson to read the ordinance into record. There were several comments and questions by the Councilors. The public made comments. Mayor Buckley made a motion to accept General Ordinance #10, 2012 for first reading. Councilor Davidson made a motion to accept General Ordinance #10, 2012. No one seconded, motion was withdrawn.

General Ordinance #11, 2012, – Amendment to Chapter 35 , section 35.011 of the Code of Ordinances of the City of Beech Grove pursuant to the appointments to the Park Board. Councilor Davidson read the ordinance into record. Councilor Coates made a motion to hear General Ordinance #13 first, Councilor Bell seconded, motion to temporarily withdraw General Ordinance #11 and hear General Ordinance #13 out of order approved by voice vote. Mayor Buckley re-read General Ordinance #11, 2012. Councilor Davidson made a motion to withdraw General Ordinance #11, 2012 due to the failed motion of General Ordinance #13, 2012. Councilor Mobley seconded. Motion withdrawn by voice vote.

General Ordinance #12, 2012, – Amendment to Chapter 77 section 4 of the Code of Ordinances of the City of Beech Grove regarding speed limits pursuant to the roundabout located at 17th Avenue, Churchman Avenue and Albany Street. Councilor Davidson read the ordinance into record. Councilor Stewart asked if the speed limit

has always been 15 mph, just not enforced. Councilor Davidson replied that yes it is 15mph, but it was never enforced. Councilor Bell made a motion to approve General Ordinance #12, 2012 on 1st reading. Councilor Stewart seconded. Motion approved by voice vote. Mayor Buckley stated that the council will hear this ordinance on 2nd and 3rd reading at the April 16th meeting.

General Ordinance #13, 2012– Amends Chapter 35 of section 35.21 of the Code of Ordinances of the City of Beech Grove to establish a Youth Advisory Board. Councilor Davidson read the ordinance into record. Councilor Bell asked if any other communities have taken on boards like this and what was there result. Councilor Davidson replied that he looked at other states that have boards, but within the State of Indiana most communities have a Youth Council. Councilor Bell asked about the number of times they meet and the difficulty of getting the youth to come to the meetings. Councilor Coates asked about the process of selection of the board. Councilor Davidson replied that most communities have the Council appoint the members. Councilor Harrison asked about the Clerk–Treasurer’s role for the board. Councilor Davidson replied that the board will have a secretary; the Clerk–Treasurer will be acting as a liaison to make sure they are following the rules. Councilor Stewart made several comments concerning the past two ordinances and how she wished she had the luxury to go through all the ordinances. Several comments were made by Councilors and citizens. Councilor Davidson made a motion to approve General Ordinance #13, 2012 on 1st reading. Councilor Coates seconded. Mayor Buckley took individual voice vote by councilors. Councilors Mobley, Harrison, Bell and Stewart voted nay, Councilors Davidson and Coates voted yea. Motion to approve General Ordinance #13, 2012 on 1st reading failed 4–2.

MISCELLANEOUS BUSINESS: None

COMMENTS BY COUNCILORS: Councilor Harrison stated that he liked the concept of the Youth Advisory Board, just not everything in the ordinance. Councilor Davidson thanked Mike Jarvis for stepping up for the Faith, Hope and Love group. He also wanted to mention that there will be a public meeting concerning the I–465 project on April 10th at 6pm at South Grove Intermediate. Councilor Davidson commented on how disappointed he was in the council on the Youth Board decision and about the council’s involvement on the city website. Councilor Bell thanked Councilor Davidson for his hard work. The Youth Board is a good idea; the wording just needs to be cleaned up. Councilor Stewart agreed with Councilors Harrison and Bell. The Youth Board ordinance needs to be polished and thanked Councilor Davidson for all his research. Councilor Coates thanked everyone who came tonight and also thanked

Councilor Davidson and apologized if he felt a lack of support from the council. Mayor Buckley read a letter given to him by Richard Templin from the Historical Society regarding the Lick Creek cemetery in Sarah T. Bolton Park. He asked the council to give this consideration and advice on how they want to proceed at the next meeting. Mayor Buckley wished everyone a Happy Easter.

The next meeting will be Monday, April 16th, 2012, at 7:00pm

ADJOURNMENT: Councilor Mary Stewart made a motion to adjourn. Councilor Dave Harrison seconded the motion. Meeting adjourned at 8:49 p.m.

Dennis Buckley, Mayor
Treasurer

Dan McMillan, Clerk-