

**BEECH GROVE CITY COUNCIL
MEETING MINUTES
MONDAY, DECEMBER 5th, 2016**

Mayor Dennis Buckley called the meeting to order at 7:00 p.m.

ROLL CALL: Present: City Council Members, Bud Templin, Dave Harrison, Jim Brooks, Ed Bell, Kevin Day, Chris Duffer, and Elizabeth Lamping. Also present were, Mayor Dennis Buckley, Clerk Treasurer Dan McMillan and City Attorney Craig Wiley.

All joined in the Pledge of Allegiance to our flag.

SPECIAL PRESENTATIONS:

In Recognition of the 5th Year Anniversary of Richard Byland Day, December 6, 2011 – Councilor Duffer gave a brief presentation.

Proclamation from the State of Indiana in Recognition of the 200th Anniversary of the State of Indiana, December 11, 2016- Mayor Buckley read the proclamation into the record and proclaimed December 11, 2016 to be set-in recognition of the 200th Anniversary of the State of Indiana.

APPROVAL OF MINUTES:

Councilor Lamping corrected the spelling of Narcan in two places. It is currently spelled Narcam and should be Narcan.

Councilor Duffer moved to amend the minutes on page four, it currently reads “Mayor Buckley asked what does they tell the people” correct to read “what does he tell the people”. He also asked a question regarding the process of passing an ordinance in one evening.

Councilor Lamping moved to approve the minutes with the amendments. Councilor Duffer seconded the Motion; which was approved by unanimous voice vote.

PUBLIC COMMENTS:

Firefighter Paul Cloyd- Spoke in favor of the new employee handbook and the change in medical insurance.

COMMITTEE REPORTS:

Mayor's Youth Council - The high school principal gave a brief update of upcoming events, including the upcoming concerts this month, the upcoming spring play; which will be the "Scarlet Letter" and the community garden and grant.

RDC Committee – Will be part of a new business presentation.

ABC – Ashley Piland reported that there were two renewals this month Harvey's Tavern and the V.F.W. Post No. 5626. One violation was reported was Lucky's Pub and they are in transition of changing owners and the new owner is taking that on, so it will be coming up in the next few months.

Greenscape Commission – Report on file.

Compliance Division- Report on file.

Public Safety – Chief Swartz reported that they used the Narcan and it was successful on this case. The state is issuing a recall on all the free Narcan that was distributed because it is failing to mist correctly. Shots fired at Beech Grove Village, but the victim didn't call in until 45 minutes after the shots were fired. Neighbors heard it, but they did not report it. That apartment complex has received reports of drug deals going on. Police have been assigned in the area and a vehicle and buyer have been identified, so this has stopped. Management of the complex have been the eyes and ears for the department. There have been a couple of armed robberies with guns, no injuries, they got the money and left, no cameras, and bad descriptions, suspects fled north or south. Information on the drug box was reported. The second radar unit has been placed on Grovewood Drive. It collects data and they will be able to determine the time and speed of the operators, to strategically place the officers to catch the offenders. Data is being collected from both units. Halloween went good. The area where the fuel tank was removed is still being tested and monitored.

Financial Report- Clerk-Treasurer, Dan McMillan

Good Evening Councilors,

I have included the following requests for approval this evening:

Transfers from Chief Cheshire and myself, none of which raise the budget.

A Resolution granting permission to borrow \$400,000.00 from the Rainy-Day Fund to establish a Beech Grove Trust Fund to pay-out run-out claims. These claims must be paid by December 31, 2016 to receive re-imburement. Any claims not submitted before December 31, 2016 will be 100% the responsibility of the City of Beech Grove. Those claims will be paid in part with Health Savings Account appropriations and possibly an additional appropriation if necessary.

Also on the agenda is Second and Third Readings on the TAW Ordinance and a correction to Resolution No.13, that was approved last month, to correct it to be Resolution No.14, 2016. It was a Resolution to encumber funds for next year.

On Saturday, I transferred money from the sewage to the corporation to pay the remaining balance owed the city, per the budget, the ROI payment was \$353, 446.00 and the PILOT payment was

\$71, 096.00. The sewage still owes the city approximately \$425,000.00 from 2015.

This week we will make the final payment on the 2016 TAW in the amount of \$924, 012.83.

In November, we had the Clerk-Treasurer's offices and Mayors, offices as well as the kitchen and bathrooms and halls painted. Tonight, the BOW approved money to replace the floors in the Clerk Treasurer's Office, including the bathrooms and hall. We will also be replacing the flooring in the hall leading to the Mayor's office and the kitchen. The current flooring will be replaced with laminate. Mayor Buckley chose to keep the carpet in his offices.

The City Website continues to grow and is a great asset to the citizens. It is a valuable resource to many. It still has not cost the taxpayers one penny since its inception.

Community events can be added free of charge by emailing me at dan.mcmillan@beechgrove.com

Thanks to the website volunteers who continue to keep it updated at no cost to the taxpayers. Financial Reports, Debt Service, Bank Balances and more can be found on the City Website at www.beechgrove.com.

The bank balances are listed below:

City Corporation	\$3,235,559.35
City utilities/Sewage/Wastewater	\$1,109,936.63
Main Street Redevelopment/Main Street Loans	\$0.00
City Court	\$196,332.00
Criminal Investigations (CIF)	\$180, 364.86
Redevelopment Commission (RDC) General	\$196,964.06
Redevelopment Commission (RDC) Debt Service	\$584,842.97
BNY-Mellon 2004 SRF Debt Service Reserve	\$136,332.64
Huntington National Bank Reserve	\$64,149.23

As always, if you have any questions my door is always open. Thank you.

Respectfully Submitted,

Dan McMillan, Clerk Treasurer
City of Beech Grove

OLD BUSINESS:

General Ordinance No 21, 2016

...Amends the entire Personnel Manual for the City of Beech Grove

Mayor Buckley read amendments which he would like to have approved. I have not received those in word form to add to the minutes and when I do, those amendments will be added.

Councilor Brooks moved to approve the amendments suggested by Mayor Buckley. Councilor Harrison seconded the Motion; which was approved by unanimous voice vote.

Councilor Duffer emailed the following amendments in word form.

- Page 11, section 1, subsection B Police Department: Employees who are assigned to the city court are under the control of the city judge. The City Court, Judge sets the work schedule. The schedule may fluctuate due to court, **but shall not be less than 160 hours per 28-day work period.**
- Page 13, Section 4 Payroll Documentation: All departments shall submit their payroll forms to the clerk treasurer for payroll distribution in a timely manner. Included in the payroll documentation form shall be the number of vacation, sick days, compensatory time taken, holiday return time for holiday pay received. **Also, included in this form shall be the balance remaining of accrued time for vacation, sick days, compensatory time, for each employee.**
- Page 16, Article V. Insurance, section 1, Medical Hospitalization Insurance, subsection A. Employees insurance benefits: Any employee who does not have health insurance coverage through the city, but would like to participate, must wait for the open enrollment period unless they have a change of life event. **Likewise, employees can only choose to leave the health insurance plan during open enrollment, or if they have a change of life event.** Employees who leave employment prior to eligibility of retirement benefits may continue the life insurance benefits through COBRA.
- Page 17, subsection B. RETIREES INSURANCE AGE 65 AND OLDER: Retirees and their spouses sign up for "supplemental insurance" through the city of Beech Grove. If you choose the city's supplemental policy, it also includes Medicare part D prescription drug plan. The Board of Public Works and Safety is the oversight board on this matter and approves the insurance generally on an annual basis. Premiums for supplemental insurance are paid monthly to the City of Beech Grove by retired members and spouses either by a personal check or payroll deduction if the retiree is paid by the city of Beech Grove. Premiums are set by cost incurred and are passed on year to year. ~~Retirees and spouses not stay current on their insurance premium payments may cause their policy to be canceled.~~ **Policies for retirees and spouses shall be canceled if delinquent for greater than sixty (60) days.**
- Page 17, Subsection C. RETIREE INSURANCE FOR RETIREES UP TO AGE 65, *Picking up at the following sentence near the bottom of the paragraph:* Payment shall be made to the City of Beech Grove monthly, either by a personal check from the retiree or if the city pays your retirement, through the payroll process. Enrollment of retiree's health insurance must take place during the enrollment period. **Policies for retirees and spouses shall be canceled if delinquent for greater than sixty (60) days.**

- Page 18, at very top of page shall now read: All permanent full time employees, **mayor, clerk-treasurer and judge**, are eligible for life insurance benefits through the City of Beech Grove. Part time employees are not eligible for this benefit.
- Page 19, bullet item 6): The employee shall be responsible for the payment of the premium and deductible amount of any family coverage not covered under the plan design. **Should the employee become delinquent by greater than sixty (60) days, the coverage shall be cancelled.** Should the employee obtain his /her own health insurance by other employment or otherwise, the city shall cease his/her individual coverage and/or other health insurance coverage.
- Page 23, Section 4. Sick Day Buy Back Benefit: **It was proposed that this section be moved back to page 45 or 46 under Separation of Employment.**
- Page 26, bullet point 12): The employee shall be responsible for the payment of the premium and deductible amount of any family coverage not covered under the plan. **Should the employee become delinquent by greater than sixty (60) days, the coverage shall be cancelled.** Should the employee obtain his/her...
- Page 30, Subsection D Continuation of Health Insurance: An employee on Family and Medical Leave is ~~entitled~~ **entitled** to remain on the City's health...
- Page 42 Section 12 Anti-Harassment, 4th paragraph down, 2nd sentence: Any employee found to have ~~engages~~ **engaged** in harassment will be subject to...

Councilor Brooks moved to approve the amendments other than the life insurance. Councilor Templin seconded the Motion; which was approved by unanimous voice vote.

Page 18, at very top of page shall now read: All permanent full time employees, **mayor, clerk-treasurer and judge**, are eligible for life insurance benefits through the City of Beech Grove. Part time employees are not eligible for this benefit.

Councilor Templin moved to approve with the above amendment other than the life insurance. Councilor Duffer seconded the Motion; which was approved by a 6 -1, voice vote, Councilor Lamping voting no.

Councilor Duffer moved to read General Ordinance No.21, 2016 into the record by Title only. Councilor Brooks seconded the Motion; which was approved by unanimous voice vote.

Clerk-Treasurer McMillan read the ordinance into the record.

Councilor Templin moved to approve the ordinance with the amendments. Councilor Brooks seconded the Motion; which was approved by a 6-1 voice vote, Councilor Lamping voting no. General Ordinance No. 26, 2016 was approved for the Third and Final Reading.

General Ordinance No. 25, 2016

...Creates a Department of Economic Development

Tabled until January 3, 2017

Resolution No.13, 2016

...Encumbering Funds

Resolution No. 13, 2016 was used twice. It was approved November 7, 2016. This is just for information purposes so the Council is aware the resolution number was corrected to Resolution No.14, 2016.

General Ordinance No. 26, 2016

...Amends Chapter 77 of the Code of Ordinances for the City of Beech Grove Pursuant to One-Way Streets and Alleys

Councilor Harrison moved to read General Ordinance No.26, 2016 into the record by Title only. Councilor Duffer seconded the Motion; which was approved by unanimous voice vote.

Clerk-Treasurer McMillan read the ordinance into the record.

Councilor Brooks moved to approve the ordinance. Councilor Harrison seconded the Motion; which was approved by unanimous voice vote. General Ordinance No. 26, 2016 was approved for Second Reading.

General Ordinance No.27, 2016

...Amends Chapter 96 of the Code of Ordinances for the City of Beech Grove Pursuant to Heavy Trash Pick-Up

Councilor Brooks moved to read the ordinance into the record by Title only. Councilor Duffer seconded the Motion; which was approved by unanimous voice vote.

Clerk-Treasurer McMillan read the ordinance into the record.

Councilor Brooks moved to approve the ordinance. Councilor Templin seconded the Motion; which was approved by unanimous voice vote. General Ordinance No. 27, 2016 was approved for Second Reading.

General Ordinance No.29, 2016

...Tax Anticipation Warrant

Councilor Duffer moved to read by title only. Councilor Templin seconded the Motion; which was approved by unanimous voice vote.

Clerk-Treasurer McMillan read the ordinance into the record.

Councilor Templin moved to approve the ordinance. Councilor Brooks seconded the Motion; which was approved by unanimous voice vote. General Ordinance No. 29, 2016 was approved for Second Reading.

Councilor Duffer moved to read by title only. Councilor Brooks seconded the Motion; which was approved by unanimous voice vote.

Clerk-Treasurer McMillan read the ordinance into the record.

Councilor Lamping moved to approve the ordinance. Councilor Duffer seconded the Motion; which was approved by unanimous voice vote. General Ordinance No. 29, 2016 was approved for Third and Final Reading.

NEW BUSINESS:

[RDC Budget and 2016 Update](#)- presented by Don Webb

Councilor Lamping moved to approve the 2017 RDC Budget. Councilor Bell seconded the Motion; which was approved by unanimous voice vote.

[Resolution No.15 2016](#)

...Refinancing of TIF Bonds

Clerk-Treasurer McMillan read the resolution into the record.

Councilor Lamping moved to approve the resolution. Councilor Duffer seconded the Motion; which was approved by unanimous voice vote.

[Resolution No.16, 2016](#)

...Request to Transfer \$400,000.00 From the Rainy-Day Fund to the Beech Grove Health Trust Fund

Clerk-Treasurer McMillan read the resolution into the record.

Councilor Bell moved to approve the resolution. Councilor Lamping seconded the Motion; which was approved by unanimous voice vote.

Transfer of Appropriations:

Clerk-Treasurer McMillan read the requests for transfer of appropriations into the record.

Councilor Duffer moved to approve the resolution. Councilor Harrison seconded the Motion; which was approved by unanimous voice vote.

General Ordinance No.22, 2016

...Salary Ordinance Amendment - Amend to Add a Full-Time IDACS Coordinator

Chief Swartz asked that an amendment be made to General Ordinance No. 22, 2016, to include an IDACS Coordinator position with an annual base salary not to exceed \$47,000.00.

Councilor Harrison moved to approve the amendment to General Ordinance No.22, 2016. Councilor Brooks seconded the Motion; which was approved by unanimous voice vote.

The Clerk-Treasurer explained the conflict of interest, nepotism and contract forms, that must be completed and turned into the Clerk's office before the next Council Meeting on December 5th.

COUNCIL COMMENTS:

Councilor Templin- Thanked the Byland family for being here in recognition of Richard Byland and appreciation for things done to improve this environment. He also thanked the previous Clerk-Treasurer, Chris Duffer and previous Mayor, Terry Dilk for the restoration of City Hall. This third administration that is here has done a good job at keeping things going the same way. There was a comment made earlier at the Board of Works meeting and I understood the position of the person making the comment, they're standing up to remind us of the important things for police and fire, but in that I think it is important to know and I wouldn't tell you this if it wasn't true, but I know talking to Dan and talking to the Mayor and others, at heart there is no one that wants to do for the employees more than this council, the mayor and the Clerk-Treasurer. I know that sometimes they must make tough decisions and hopefully these decisions can be made better and easier for them and maybe we can find some solutions. There are some RDC appointments coming up and Councilor day may want to make a comment also, Jay Oswald is interested in serving on the RDC. I wanted to bring forth his name this evening so Councilors could check this out. I also want to say that Jay has been an outstanding member of this community and has been a member of the Promoters Club and has been on there a long time. I want to thank all the people that serve on the RDC. That is a lot of work and that is a lot of things that are important for the future of Beech Grove, and I appreciate your time and commitment and attending the meeting this evening, as well as Mr. Rund and Mr. Peters good to see you guys here as well. I did have a question and I just want to say it publicly, I know that when we approved the budget for 2017, we had a line item for supporting health savings accounts. I know that as we move on with the new pricing and healthcare, that things get looked at differently, but as a Councilor, when we passed that budget in our mind it included funding for health savings accounts. I know we could also be presented with stuff that said were going to buy a new printer, we don't sit around and do the buying up here, but I hope there can be some consideration and it can be discussed and the budget part explained behind the scenes with Dan and the Mayor.

Councilor Brooks- Thank everybody for showing up and I wish everyone a Merry Christmas and Happy New year, because I'm going to be here next year.

Councilor Harrison – Even though it's late, I'm going to get my say in. Mayor Buckley, what is Beech Grove's current stormwater rate. It is \$2.25. From time to time I get emails, because I signed up for the email thing on our website and I just want to let everyone know and I'm sad that some people left because I really wanted to direct it at them, but maybe they'll get the message anyway when I do this. They talk about how high our taxes are and our rates are in here Beech Grove, well the City of Portage put this out, and I don't think they are any smaller or larger than we are, maybe they're a Class Three city, I don't know, I think they're close to us, but their sewage rate is \$32.50 per month, trash pick-up is \$18.00 per month, they pick-up bulk items at an extra charge, but get this, it states, "we don't pick-up grass clippings at all", stormwater is \$11.50 per month, they do give a senior discount of \$3.00, their total rate is \$62.00 and they're rate is going up \$12.00 every year. When I hear, people say how high our rates are you better start looking across the State of Indiana because we're not all that high. Thank you. That is all I have.

Councilor Bell- I want to personally thank Councilor Duffer for his fine tuning on amending the employee manual, because I was on the committee, Paul was, many others and we worked on it for over two years and it was hard. After you look at it sometimes you graze right over it, so I just want to say I appreciate your work on it. Thank you. Councilor Templin, thanked Councilor Bell as well.

Councilor Lamping – I just want to say that I enjoyed the shop locally last Saturday, in Beech Grove, it was fun going from business to business and I recognized a lot of people, that I knew there when I shopped locally and next Saturday, is the Polar Express, so lots of fun things happening in our city. Thanks, everyone for participating in our meeting tonight and Merry Christmas.

Councilor Duffer- Back at you, Ed. Going through that, I can't imagine the challenge you had to put that together, just the bits and pieces from scratch, and really you did a pretty good job on that, but just like you said when you go over something so many times, it helps to have a second set of eyes, but thank you and everyone else that is involved with that. I did want to thank Richard Byland for what he had done to this room. I described it earlier in the meeting, a little bit, but kind of a quick, funny story, I wanted to tell, the fireman will certainly appreciate this, I grew up in this city and I used to be in this building, riding my bicycle and sitting with the fireman, watching TV. Colin Rhynes and Wilbur (Webb) Huntzinger, you guys remember some of those guys, but when I got to be Clerk-Treasurer and we started working on this room, inside this closet just to the right is a shaft, I guess you guys hung your hoses in to dry, well it's not well lit in there and I opened up that door and almost stepped in, and I thought, I don't know what is in there, let me get a light on first, and there was like a pull string and I seen that I would've dropped about thirty feet or however high we are, so when we had this room redone we put a platform in, so that no idiot like me can step off that, but this place was a mess, and Richard did a good job and I'm very grateful to him. Thank you to the Councilors and Merry Christmas to everyone.

Councilor Day- Thanks to everyone for coming. Councilor Day asked Chief Swartz, when is Shop with a Cop? Chief Swartz replied that it's this Saturday, at 7:00am at Walmart.

In Memory:

Mayor Buckley asked to add:

David Mobley, passed away last week, former Beech Grove City Councilman, from January of 2012 through December of 2015.

Bill Bowers, passed away this year, retired Beech Grove Firefighter serving the City for 31 years.

Mike Fitzgerald, passed away this year and he served as Building Commissioner from 2012 to 2016. Councilor Harrison asked if Mike was a firefighter. Mike was a retired Indianapolis Firefighter.

Clerk- Treasurer McMillan asked to add:

Dan Challis, passed away this year, former Beech Grove Police Chief.

Councilor Brooks asked to add:

Bill Messer, passed away this year, former Beech Grove City Councilman.

ADJOURNMENT: Councilor Brooks moved to adjourn. Councilor Harrison seconded the Motion. The meeting was adjourned at 9:34pm. The next Council meeting will be Tuesday, January 3, 2017 at 7:00pm in Council Chambers.

Dennis Buckley, Mayor

Dan McMillan, Clerk- Treasurer