

**BEECH GROVE CITY COUNCIL
MEETING & PUBLIC HEARING MINUTES
MONDAY, MARCH 3rd, 2014**

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

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

All joined in the Pledge of Allegiance to our flag.

APPROVAL OF MINUTES: Clerk Treasurer McMillan presented the February 3, 2014 meeting minutes to the council. Councilor John Jennings moved to accept the minutes as written. Councilor Mary Stewart seconded the Motion; which was approved by unanimous vote.

PUBLIC COMMENTS: (Non-Stormwater related)

City Attorney Craig Wiley stated to Mr. Roessler that he has three minutes for his comments. Councilor Jennings requested that Kevin state his name and address.

Kevin Roessler

Kevin stated he appreciated the opportunity to speak. He gave his name and address.

Kevin introduced copies of what was dropped off to City Hall in August of 2013. It was copies of two ordinances that the Town of Speedway has in effect; which are the following:

1) Public Nuisance and 2) Property Prohibited Conduct and Disorderly Houses. It is a tool that the Town of Speedway has been using since 2006 to clean up the city and to give them an extra tool actually to take care of things and fix the city.

Kevin reported the following;

The problem from what I understand going to one of the public safety meetings is that the Beech Grove Police turn over case after case to Marion County Prosecutor, it does not always get attention. What these ordinances would do is allow Beech Grove to handle the situation itself, if there is a disturbance or issue it could be taken care of very easily within Beech Grove Court systems.

Judge Wells also has a copy of this and I believe he would like to say a few things about this as well.

This will definitely address the issues we have had on 14th Street and the other issue of the woman that was shot in the stomach over on Kiefer Court. The problem they had with that is over and over they turn in case after case and Marion county prosecutors are not doing anything. If it were going through Beech Grove Court then we wouldn't have that issue, because the Beech Grove Police would handle it. Kevin also states how incredibly impressed he has been with the Beech Grove Police and how they handled the situation on 14th Street the last few weeks with 20-30 people in the street. They turned a bad situation around; they deserve our support and are doing a fantastic job. This would give them the tool that they currently do not have to be able to handle those issues.

My time is probably up or I went over on my time. Mr. Roessler asked if there are any questions. Mr. Roessler was told there are no questions, this is just public comments.

Judge Andrew Wells

Judge Wells greets the Council. I won't take up much of your time, and I will discuss General Ordinance No.1, but want to piggy back what Kevin was talking about. The Town of Speedway has two sections, I think what you have is 9.90; there is also 9.80 which is the public nuisance section that speedway adopted at the same time. They have been filing under the 9.80 and they are now starting to file under the 9.90. Its quality life issue, like Kevin said, it gives police and compliance officers, and the city more tools to help address the quality of life issues, that you are able to address at a local level when you have a city court, and have a quality police department and you are getting ready to establish something in compliance. I would encourage you to look at those. I think Speedway would tell you they have had a lot of success. When you have a court you can address things like that. As far as General Ordinance No. 1, I know there has been a lot of back and forth over what council says or what they don't say. I just wanted to make sure there was nothing illegal and my part is on the up and up. The take away was its not illegal, it is just not the way they would have written it, so he suggested a change. That change would be to take the language that I think is in chapter 33 sub sections 4. You would delete the language that says set aside \$5,000 dollars from the General Fund, to start the funds, and put in language that read, it would be section A, that 25% of all monies collected through the Beech Grove Safe Driver Deferral Program in the preceding year shall be appropriated to fund the program and Section B, Beech Grove Police Department annual will include an additional line item that corresponds with the appropriation for the program. Basically the program will start January 1, 2015, 25% of all deferral monies brought in for 2014 will be appropriated, in a secondary overtime line item so the police can use to administer it and in subsequent years you would then just set aside that monies each of the following years, so it would go on automatically, so that was the recommendation they set to make it cleaner, you're not moving monies around a lot you have just the one specific appropriation that results according to the Ordinance. Todd Austin can send the language if you want him to, but I think you get what I am getting at, and this was the take away I got from the conversation today.

OLD BUSINESS:

[General Ordinance No. 1, 2014](#)

....Establishes the BG Public Safety Program

Councilor Anthony Davidson motioned to table General Ordinance No.1, 2014 until the next meeting. Councilor John Jennings seconded the motion. The motion was approved by unanimous voice vote.

NEW BUSINESS:

[Public Hearing - Stormwater Utility](#)- opened by Mayor Dennis Buckley

Presentation given by Mary Atkins, Wessler Engineering – PowerPoint attached, Plus she handed a paper copy to Council.*

Mayor Buckley asked if there were any questions for Mary Atkins. The Council had none.

Mayor Buckley called upon DPW Director, Brad Meriwether, to discuss the stormwater utility. Brad has been the MS4 Operator for about five years. Brad stated that he came into this job, and did not know what MS4 meant. He found out quickly and there is quite a bit to it. Staying in compliance with IBM obviously is mandatory when you have a stormwater system and to carry that permit that is required by law. Something that we do every year as a team, which includes myself, Wessler, Jacob Barkley, Mary Atkins and now Phil Gurganus, who was brought back to deal with the sanitary and the sewage systems, so we need to at least annually discuss all these issues. As you look through that report, there are some main categories we have to stay in compliance on and work toward improving. The public outreach is a big one, to see you are reaching out whether it's through the schools, dropping off to daycare, whatever you have to do to stay in compliance. A couple of years ago, events like the fall festival and fireworks, would have anti-pollution signs on the sides, before you trash it, keep Beech Grove clean, something clever like that. All things are appreciated that you are trying to make the public aware about not polluting. There was a program awhile back where they were tagging the catch basin with placards with no, this drain goes into such, and such creek. Pretty much when you do a project it comes pre-stamped with no dumping or antipollution messages of some sort. I think we got back about 90 surveys a year or two ago when we did those. Questions asked people about their portion of Beech Grove, do they have any issues, are they noticing anything and to increase the communication between us and the public. We have the stormwater web page, which was averaging about 75 hits per month until this last month and now is averaging up to about 130, so there is some more recent interest. It does seem to be getting a fair amount of traffic, which is good, because when people go on there they are able to click on the links for information on things we would like to educate them on. Brad reported on; Illicit discharge detection and elimination; Construction Site Storm Water Run Off Control; Post Construction Site Storm Water Run Off Control; and Municipal Operations Pollution Prevention and Good House Keeping. All these summaries are also attached. * One thing mentioned is that Amtrak is one of the biggest contributors of the stormwater that is tax exempt. Last year there was a rainfall of 4.4 inches that affected the sanitary system

Citizen, Ted Pierson asked if the City has maps of where the sewer lines are. Brad responds, yes – MS4 has updated maps from the Bellefontaine Project was approved between 8th and 9th; alley Alton to Churchman, 645 ft. of the sanitary system, almost double the standard. Adding a manhole that should have been there already. Situation final segment the only used 6 inch pipe, going to increase to 8 inch pipe. There is a 2 inch mineral deposit in that area. Correcting that whole area and replace small sewer to large. At 9th and Churchman. The Mayor asked, “When this was recommended?” Phil responds, “Since 2003 it's been on a back burner”. The Mayor asked, if there were any questions for Phil. No questions but Council wanted to thank Phil.

MAYOR'S LIAISON – *presented by Ashley Davis*

Thank you for having me to talk about the City of Indianapolis as a whole, we went through the same thing but on a much larger scale. We are doing it county wide, we have identified 380 problem areas, the one good thing about us, is that we have had this in place for quite some time, so now we are going to have an adjustment to have an increase of \$1.05. Previously the rate was at \$2.25, it is now going to be at \$3.30. That will be on the property taxes once a year. We are hoping with these funds within 20 years to complete these projects. Did any of you notice the 20 years? She states this is with 380 projects compared to the 30 projects Beech Grove has, they might want to look at the \$1.50 of course you would have to introduce it and approach a reasonable amount. Compared to the other cities, we are the lowest, Indianapolis is \$7.00, we are pretty close to Greenwood but they are at \$5.00, so our rates are pretty standard. We have had to go a step further and we are building the deep rock tunnel. I am sure you guys are familiar with that.

That will be 250 thousand miles of storage space for the run off, septic, sewer, stormwater that we have no place to put. So as of right now that is where we are. Mayor Buckley asked, if there are any questions and if the rate will go up again next year. Ashley responds, yes Indianapolis will probably go up annually for some time. Obviously this will have to go through City County Council each time. They might hold out every other year. I know we would like to do this every year until we get to a place that there are not huge gaps on curbsides, coverts are not exposed, and pipes aren't coming up in pavement, we are going to play catch up like everyone else.

PUBLIC COMMENTS: (Stormwater Related)

City Attorney, Craig Wiley called Citizens forward that were wishing to comment.

Paula Rietel

We have ditches there for our storm water that are not maintained, we try to maintain them, but we get all the run off from the businesses behind us, if it rains, it just comes across our yard to the ditches that have very small holes, basically my acre and half is flooded, coming off of this big building, any time it rains you can check it out, it's like a river, we are off a beaten path and it seems like we are forgotten about, it's pretty bad.

Ted Pierson

I moved to Beech Grove in 1922 with my folks, I have seen a lot of changes in this place, but the thing that upsets me the most is trying to do something each party will say we are going to fix it up, and never do. That's why we are in the fix we are in today folks. When I first lived here we had outhouses, I have seen them put the sewers in and improvements in Beech Grove, it cost money, you have to have taxes, you have to have income, if you don't have any income you don't go anyplace. The thing that really upsets me the most is things that need to be done in Beech Grove should have been done 20-30 years ago. So give these people some credit to make things better. The young lady there is talking about Indianapolis as we see in the paper, that we are going to do this and going to do that, now 20-30 years later we decide to start doing something. If you keep putting it off, the more it's going to cost. You are not saving any money, it's going to cost the later generation. So folks back these people and let them do their jobs.

Donna Ward

Let me elaborate exactly where Butler Avenue is. Right down the street from the Expo Bowl and Greatimes. My main concern is yes we have ditches, but unfortunately the front and back yard we have impervious areas due to other problems, that are not residential and that creates a big problem, because we are on septic tanks and there is no drainage, so when it storms it sits on our properties, at least on my property and gushes to my neighbors' property, and the ditches get so full, one other question that I have is that our ditches have never been drudged and I was under the understanding that they are supposed to be drudged and taken care of, we mow them and keep them under control, but I don't remember what year it was but the gas company came through there and ran new lines, to their meters and I know that by my driveway because of all of this rainwater and everything, my driveway is actually deteriorating on the sides and is caving in on the ditch which eventually is going to cave in on the covert, which makes the drain not work properly, my concerns are not only to the front of the property but the back too, because of the septic and in the front it backs up into our garage. I would like to add that is also creating a problem for our road, on both Butler and Adelaide. If you drive down our road it is terrible and deteriorating , we don't have sidewalks for the kids and the road is so bad you have to pull over just to get by one another, just terrible just really bad in our area.

Debra Stevens

I am here to talk about my drains, some of the drains that they were talking about are wide open where a kid can fall down is on my corner. I have lived here going on 28 years; this corner here has seemed to be a problem for many years. With the work they have done on Main, it doesn't seem as bad right now. I do know as many times as it rains, whether it be a simple rain or a hard rain, that you can't even tell there is a street there from all the water that just stays on the street. My neighbors and I try to keep it clean and clear, but we can only do so much. My concern along with the drainage concern is that I have a pond in front of my house, and that goes along with the Church that sits next door. The Church tried to do a 5 pitch drain, which is helping but from the Church past my house is just a puddle every time, given my main concern besides the flood is the big drain with all the kids that go to the bus stop, I am all the time telling them to walk over that or don't walk in that corner and that is one of the biggest concerns at this point. That is a problem and has been for a long time. Councilor Dave Mobley asked which corner. It's at 4th & Alton, North Corner, Debra responds. You can't miss it, they are all cut the same, but that one particular is huge, facing the tan and white house at the corner.

Tammy Oakley

(The Mayor stated before Tammy speaks, the Council is notified that they should have pictures in their packets of her property).

Referred to as the land time forgot – we all have large properties, anywhere from an acre to five, something like that. I started documenting back when we moved to this property in 1999. I started documenting as far back as I can track in 2007. When it would rain, we would refer to it as Lake Oakley and if you looked at the pictures you will see what I am referencing. We have a unique situation, which one side of the street is Indianapolis and the other is Beech Grove. A few years ago I tried putting some feelers up to see who is responsible and how do we get help, and it's amazing how I got this it's not us it's them. Fortunately Beech Grove has been wonderful, since I was able to hook up to sanitary water, after the big rain in December, we had literally, by 11 p.m. that night we were totally surrounded by water, and if emergency vehicles needed to get to us I guess they could have. I reached out with the Marion county storm waste mgmt. system, but I have to tell you I received a letter on Friday this week pretty much saying, sorry about your luck. Maybe we might be looking at something west of you and maybe if it is done we might be able to include you and it's really not our fault. Everybody is responsible for their own personal drainage. Well that's fine, we try to maintain ours, and our neighbors maintain theirs, but all it takes is the one or two that doesn't or older property that hasn't been maintained over the years, it just causes more problems. We would welcome the opportunity to see something like this happen and get this kind of progress in Beech Grove. We know it's only going to improve the value of our property and homes. The other houses on Sumner whether it be Beech Grove side or Indianapolis, obviously Indianapolis is going to benefit from it if this happens because we share the street. We would love to see this happen. And again the pictures kind of speak for themselves. At any given time we have ducks and high water and just could go for a swim. The Mayor commented to Tammy, in all fairness Tammy that area of the City was identified back in 2007 and 2009 and is on the project list that we have currently, since then there has been literally nothing done to fix it. Tammy said she was told, and her letter states, I'm sure you have a copy, that there are no funds. Indianapolis has point blank said, sorry about your luck, there is no money. If by means some money becomes available we will let you know, but there are no guarantees. Basically take care of your own property and hope for the best. Indianapolis Liaison Ashley Davis asked Tammy, did you email me about this? Tammy responds, "I believe we did." Ashley states, your situation is unique; we have actually put hers on the cities list as well. Tammy follows up with we will support this, and would love to see this happen.

Penny Sedam

Our issue is that we need drainage by the alley. Our alley way has been built up and built up, and our garage sits lower than the alley, my neighbor Jan is here too. Whenever it rains our garage ends up with 6 inches of water.

Now we were told I would probably say it has been 10 years ago since I complained about it and maybe 7 years ago that somebody from the city came out, about 4 years ago I believe Mary Atkins came out and took pictures. When it floods and then it freezes, we have an ice skating rink in my garage. We have a refrigerator in the garage but it's on boards because we know the water gets in. And 2 years ago my husband finally redid the garage. He kept waiting because he was getting told it would be fixed and it hasn't been fixed. We had to do it because the garage door frame was rotting out from water constantly being flooded into our garage.

Now Jan's garage same thing and the water just sits, it like dips between our two properties and really what needs to be done is to put an inlet in like they did down the street 4 or 5 years ago and they stopped half way up the alley and I know there was new stuff put in the alley about 10 years ago, my husband isn't here cause he works nights but whatever they put through there collapsed. It was just a waste of time to even put it in there. My husband has considered digging a hole, sticking in a sump pump across the alley, it's just a lot there we just can't deal with, this water on our property constantly and our garage, we keep getting told, it will be fixed, it will be fixed, and I am not opposed to a small utility fee to fix these problems but I am very angry that I have been dealing with this for 10 years. Like I said and my husband redid the garage and didn't want to redo the garage until this was fixed to make sure it wouldn't rot out again, puts us in the same predicament, yes he put in a new garage but again those are wood frames and he did everything he could that when water does sit there that it won't rot, but if it goes too many more years it's just going to do the same thing. This really needs to be addressed.

Jan Slutterly

I live right next to Penny, when it rains any reasonable amount the rain comes down between my garage and hers, I could almost put fish in there and hire somebody to come and you know, a pay lake, basically have a pay lake. I'm telling you it's terrible and it doesn't get any better, its gets deeper and deeper and deeper and the more they build it up the deeper it gets and it's on going. We desperately need some kind of drainage to stop that, my son in law has to come dig a sump pump out of my yard across the alley, it just sits it's that bad and in the summer that could be a mosquito problem. I appreciate your time and I am hoping for resolution.

Sherry Brewster

House was built in 1996 and basically have had standing water there ever since, its wet all year round, it's to the point now that its buckled the sidewalks, you can't open the barn door in back, in the summer its full of mosquitos, I called the city last year and they came out and at that point couldn't do anything, its ruining the barn because of the standing water, flooding the bottom of my barn out, I need something done I have pictures, I took pictures last Saturday and still have standing water from last year, I just constantly have water.

Carol Ball

Since I have lived there for 16 years we have dealt with water and I don't mean a little water, I mean water up to your waist. Almost lost a dog back there because I didn't realize it was flooded in the back yard. We have dealt with this goes from the front yard. Cant mow the grass until July cause of the trees, the ground is so wet and as the water finally goes down. I have a drain in my backyard, and the neighbor has one in her backyard, we try to keep it clean from all the leaves and debris, sometimes it gets a little hard when we have 20 inches of snow back there we try to keep it clean we also have a drain in the front that is collapsing we as citizens have gone out there with the neighbors to clean off the snow plus my drive way is flooded from all this snow so I would appreciate if someone would do something, a gentlemen down the street said the drains were small and they don't get a lot of water and he can hear the water down in there where it's not going anywhere just sitting there so I would surely appreciate some help. I would like to mow my yard before July it gets pretty high.

Clem Sare

Some of the problems that I have with drainage had been addressed by Mary Atkins of Wessler Engineering and I have brought it to the attention of our Mayor and they looked at it like everybody else, we have to wait for the money to come in for them to be able to do something about it. I have lived on my property for 48 years, I do want to say to Phil, I hope you get a picture of the drain pipes and drain grills on Grovewood Drive. When our weather is good or anytime, coming from Emerson, toward 9th street there is one of the drain grills that have fallen down so much there is like a pothole there now, In addition, when the cars are parked on one side of the street, then two cars can go by without a problem, but if you are approaching that drainpipe there, it is so bad, like a pothole. I usually have to stop if someone is coming at the same time, because otherwise I am going to get tire damage by hitting that hole. I hope this is one of the areas that is going to be fixed as quickly as possible. I'm glad to know that something is starting to be considered concerning our drain problem all over the city and I know that my problem is that I get a drain off, what do you call that on that picture? That comes from underneath the highway where they built 465 and that drain comes from the other side of Redfern Drive. I really don't know where that water comes from but it comes under the highway and comes by my house, there's an easement there the years that I have been there because of that very strong drainage there has been considerable erosion just cause my land to settle and settle and settle, like I said I have already talked about it and I'm glad to know something is getting done hopefully before I die they're going get that fixed.

Jim Coffman

The Mayor stated, Jim is on the committee and has an interesting perspective on the stormwater.

At first I just thought it was another fee or tax and I wasn't that happy about it, we already pay a lot, so I will be a part of it and see what has to be done and what the problems are and after all the meetings, we met with Mary Atkins, bunch of us, big group of people, we learned there are a lot of problems out there and there is no money to fix it. This is going to benefit a lot of people both residential and businesses here in Beech Grove, I think it's necessary. Now looking back once again it should have been done a long time ago. I think it will be good. The Council thanked him for serving on that committee.

The Mayor redirects to Phil for a minute. Phil every one of these projects they talked about is on this list but there are significant issues, one of them being Sumner, they are all significant I really think the Council needs to know about Mann Drive. Phil states, Mann Drive has a lot of problems, they got a 36 inch covert in the backyard, the city back in the 70's used to have a policy if the homeowners would buy the pipe the city would install it, so they put a lot of metal pipes in those back yards back then and most the people participated there were some spots that didn't get pipe but they have that restriction cause its really smaller pipe and it needs to be, that pipe comes down the back of those homes on Mann to 25th Street and it goes back to the north and ends up going to a ditch that leaves Beech Grove by Main Street, and that needs cleaned out so you got a lot of restrictions and none of the drains are as good as they once was because of sanitation, you can't get back in there to clean those pipes which needs improvement and that whole Mann Drive area and Sumner are linked together I've been around long enough that some of those residents that live back there they called it the Black Lagoon it was so bad but there is a lot of water and a lot of it comes from Indianapolis to Beech Grove and it all gets there to Mann from 25th and then it has nowhere to go but a small 12 inch pipe that Indianapolis put in and brings it over to an already overloaded sewer on 25th there are a lot of problems there, it's so bad you almost need a regional detention area there that the pipes and land could store that water and then release it slowly because of the pipe system being so small. The Mayor stated, we are losing Grovewood Drive there at the 700 and 800 block how it's pitched and the drainage it's scary. Phil stated, there is a 50 ft. drop probably from Emerson and 465 down to Grovewood from where all the water is coming down to beech creek it has all kinds of velocity.

We were successful in doing that Victory Run project a number of years ago that stopped a lot of that erosion to Victory Run but that water running down towards Edwards and Grovewood, catch basins are 40-50 years old now. They are made out of that brick and are all falling in.

The Mayor states, I've been by there, they called me last fall I have been by that property when it rains. Are there any suggestions there? Because that's a mess when it rains! Phil responds it needs some engineering to go back in there and get some easements and give it a positive route out of there it just needs drains across there it finds small ditches and needs master plan, they need to look at it and study it, and bring it out, either at a controlled rate or hold it somewhere back in a detention area, all of these old neighborhoods have no detention area. The streets serve as a detention area, if you go back in the Carrington they have a pond, Park Meadow has a swell they are required to hold the water back. Years ago there were no requirements and Beech Grove so densely developed they have small lots houses garages concrete there is nowhere for the water to go it sits in the streets and if it gets too deep in the street and comes up in the yards, it's a problem. The good thing is, you being Councilors you heard a whole lot of complaints but didn't hear anybody telling you they didn't want to pay. Usually in this type of meeting you get the people that don't want to participate and don't think its necessary venue. I have lived in Beech Grove long enough that to address some of these problems a number of years I worked for the Public Works Department and I heard it all, but knew there were no funds, its' nice to see them moving forward.

Bob Rietel

I'm kind of shy about doing this, so bear with me. I think you guys are doing a great job and I think it going be a good idea. I would like to know once this goes in to effect or whenever you pass it, how long is it going to take to start seeing these results? I would like to see what you are doing with the maps and stuff, in other words if you can shrink it down and mail it to me cause I don't even know if you're doing anything over by Butler.

Robert Ferguson

First I want to say thank you and you guys have a job that is hard at times, especially when you have a lot of people concerned with issues you guys generally hear about. I know where I live at we really don't have any problems with water it drains out perfectly, I do know my alley sits up at the highest point of our alley and its down about 6 inches from where the gravel is. How effective that drain is, I'm not sure, I don't see how it's effective at all. I do know over the last 5 years every year the department just comes in and throws more gravel down to fix the issues that we get in the alley, with the pot holes in it and erosion that happens over the winter time I guess over those years of happening it's just raised the level of the alley way to where that drain is ineffective. It's almost to the point, why do we even have one in the alley. Second of all, I'm just curious on some of the topics out there with rate increase, but how many of these ERU's are we looking at for the city total? How much money is this going to generate each year. I know there is a proposed rate increase for every year all the way to 2018 which is proposed for \$2.25 increase from the initial rate that we are at. How much is it going to increase, how much is it going to generate and then is there going to be something put into place to limit the access to those funds by the city. Is the city going to be ear marked for water works or is the city going to be able to take money for this fund to use for other projects? That's my only concern about that. I have no problem paying this, I think everyone is willing to pay for this, but I want to make sure this money goes towards the water waste verses other projects, pet projects that council members might have in their back pocket, look we are going to have a surplus of money to 2018 let's use this money for something else verses being proactive and use it toward being ahead of these issues verses the other issues. The Mayor States, those are two good points. The ordinance itself has strong restrictions on where the money is going to be used for and the gentleman from Crowe Horwath is going to address the council of the types of revenue that's going to be raised over the next 3 years. Is there anyone else that would like to speak that did not sign up? If not I will turn it over to John Skomp with Crowe Horwath.

Mr. Horwath states he knows this is the first time to go over this report that is *attached, so if there are any questions his phone is (317) 269-6699.

Mayor Buckley asked if there are any questions. Ted Pierson has a question. Why don't we start the rate up a little bit higher than a gradual increase, can you do it that way? You can get it quicker and then you can get to more projects.

General Ordinance No. 2, 2014

...Establishes Policies and Procedures for the Stormwater Utility and a Stormwater User Fee

Mayor Buckley went through the ordinance to talk about some key points.

On page 4 of the attachment*, the assessment of user fee all residential properties will be charged a user fee. User fee for all non-residential will be based upon the impervious space area contained within the property. Now that the user fee for each resident has been determined based upon using area photography and field measurements; every house will be billed one ERU per month \$1.50 and then every other property will be based on the ERU. On the next page are stormwater user fees. The fee per one equivalent residential unit effective August 1, 2014 is a \$1.50; effective January 1, 2016 is \$ 2.25; effective January 1, 2017 \$3.00 and effective January 1, 2018 \$ 3.75.

Section 50.203 billing and collection of stormwater fee. It will show on the Beech Grove utilities monthly utility bill. Currently you will see stormwater fee is zero. Probably the most important part of this is the bottom section 50.204 is the debt and return on investment

- A) Return on investment calculated or paid from the Beech Grove stormwater utility to the cities' general fund, we will not collect stormwater fees and transfer it over to the general fund to use for other things, these fees will be used to make improvements to stormwater.
- B) No debt or bond issues shall be issued until after January 1, 2018 except for equipment to repair or maintain the stormwater system. So what the council is telling you is that we are not going to go into debt to fix this, we are going to pay as we go. Those are very relevant points. This ordinance will go into effect August 2014.

No further Public Comments.

The Public Comments have been closed.

Councilor Mary Stewart made a Motion to read by Title only; Councilor Ed Bell seconded the Motion; which was approved by unanimous voice vote.

Clerk Treasurer McMillan read the Ordinance into the record.

Councilor John Jennings made a Motion to accept General Ordinance No. 2, 2014 for First Reading; Councilor Dave Harrison seconded the Motion; which was approved by a 4-1 voice vote. Councilor Anthony Davidson voted no, against the Ordinance.

COUNCIL COMMENTS:

Councilor John Jennings- my weekly basketball report, we are in sectionals so get out and support your local teams, of course my kid plays for the basketball team so that's closest to my heart. Go support your local teams, girls' team, boys' team, and volleyball, go see your young athletes.

These are the people that you expect to take care of you in another 50 years. Show them your support. They'll be good to you, they are good kids.

The basketball team is a very proud spot for me , great kids, great representatives of our city , they try hard, If you go watch them, you will be so proud of their behavior, Beech Grove boys, it's a good group, you've only got three more chances, season it is almost over and my son Mike, is going to graduate, so go see him now.

I would like to mention that Warren Whitaker passed away and I do not know of many people that were as big of fan of Beech Grove as Warren, except maybe Jim Hensley. Probably, until recently we lost two, so we need more people to step up and be fans of Beech Grove. I know people are out there bashing Beech Grove, from inside Beech Grove, those of us who live in Beech Grove, speak highly of it! Its' a good place to live or we all would have left. That is all I have.

Councilor Dave Harrison: I appreciate everyone coming, nice turnout, first time I really heard something positive from a lot of people.

Councilor Anthony Davidson: kind of going to go with what John said. I didn't have a real good chance to catch up to Warren for a while, and actually I used Warren's pen tonight; just to kind of have him here at least one last time. It's a little eerie having ice cream at the Whistle Stop looking at Warrens old office, it's sad to lose somebody like that. That is all I have.

Councilor Ed Bell- first, I want to thank everyone for coming and all those that commented, it makes us, or at least myself, feel better going forward as needed. I want to thank Mary and John for all your help on the Committee and Jim, Phil, Brad Meriwether, and Linda Mohr. It has been a long hard study but I think we are getting there. I appreciate all the help.

Councilor Mary Stewart- I too want to thank everyone for taking the time out of their busy schedules to come out and give their opinions of what they think; also what they know is going on in Beech Grove and their thoughts, of what they believe is the best decision to solve the problem.

John, you forgot to mention, I think sectionals for Beech Grove start tomorrow night at Beech Grove; which is awesome. I believe we play against Tri-West; which is great.

I want to thank everyone for their support and I really expected so many people to just be up in arms about the rate increase, because that is what we got the last time. I am so relieved it wasn't that. Thank you because it's much needed and I appreciate everybody knowing it is necessary and we are all doing what is best for Beech Grove and what's best for everybody's future, and Ted, I wish that we were all in the position to go ahead and go to \$5.00, but were not, but we appreciate that suggestion.

Ted Pierson states, I want to tell you all you have to have tax dollars to operate and if you do not think so you're all wrong, that's why we're in the situation like we are today. You don't take care of things and they keep putting it off. People are scared to lose their jobs. Taxes are a bad thing to say. People are out there not worried about being elected again.

Councilor Mary Stewart- thank you to Phil, Brad, and Tom and everybody that has done so much to make our City better. Underneath when nobody sees that stuff, you people are so good about knowing what goes on with the bottom side of Beech Grove and we appreciate that very, very much.

Mayor Buckley- I want to thank everyone who showed up this evening. This is the second difficult ordinance this council has heard over the last 2 years. This council on my recommendation raised sewer rates; which needed to be done, they fixed the problem in the City and now we are solvent and we are doing projects. I have said it before and I will say it again, this Council acted appropriately and when they did it, we had no choice and here we are again and recommending that we institute the Stormwater Utility. I'm not doing it because all of our neighbors are doing it, I am doing it because we have problems, and I don't care about the tough decision, it's what is in the best interest of this City.

The folks tonight, I have talked to every one of them about storm water problems and I could have had 20-30 more people come up here to talk to the Council about their storm water issues, because it is that bad in this City. It's going to take a little time, but I'm convinced this Council will do the right thing and we will correct this problem over time, so with that I ask a motion to adjourn.

ADJOURNMENT:

Councilor Jennings made a Motion to adjourn; Councilor Stewart seconded the Motion. The meeting was adjourned at 8:54 p.m.

The next meeting will be Monday, April 7, 2013 at 7:00 pm in Council Chambers at City Hall

Dennis Buckley, Mayor

Dan McMillan, Clerk-Treasurer

Minutes prepared by: Janet Moore