

**BEECH GROVE CITY COUNCIL  
MEETING MINUTES  
MONDAY, APRIL 4<sup>th</sup>, 2016**

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

**ROLL CALL:** Present, City Councilors, Buddy Templin, Jim Brooks, Dave Harrison, Ed Bell, Elizabeth Lamping, Chris Duffer and Kevin Day 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:**

**Beech Grove Middle School 8<sup>th</sup> Grade Basketball Team-** Mayor Buckley recognized the team as Conference Champions. Coach Williams acknowledged the team members for their hard work and gave a brief description of their success and record.

**Citizens Energy-** representatives from Citizens Energy passed out literature and gave a brief description of the upcoming increases, what causes the increases; system improvements that have been made, such as hydrant replacements, aging water main replacements and the new Booster Station at the Beech Grove Water Tank. They have invested over six million dollars in the water system in Beech Grove. Citizens Energy water serves all of Marion County; with the exception of Speedway and Lawrence.

Kinetrix has invested over twenty-four million dollars in Beech Grove and fifteen permanent jobs.

Citizens Energy also serves all of Marion County wastewater. Wastewater is going through significant transformation county wide. They gave a brief description of what projects are being completed, money invested on the deep rock tunnel and money spent to prevent overflows as required by law.

He explained that all utilities are increasing and the increases are driven by the need to invest in the aging infrastructure.

Citizens Energy rates are regulated by the Indiana Regulatory Commission. He gave a description of probable increases coming forth.

Mayor Buckley commented on the 27% increase that Citizens Energy just discussed and will be forth coming, in addition to the monthly fees the City of Beech Grove already pays from the settlement reached in 2011. The Council has some tough work going forward regarding these utility increases and a responsibility to make decisions that will keep the utility solvent. IPL will be attending the May Council meeting to advise of their upcoming increases.

**MAYOR HOGSETT'S LIAISON'S REPORT:** *presented by Kelly Foulk*

**I-69 Project-** SR 37 has been chosen as the final leg or I-69. Southport Road is going to be an interchange. There is still room and time for input.

[“Sustain Indy” Public Open House](#) – Mayor Hogsett and City Officials will be on hand to discuss how Indy is moving forward with recycling. The open house will be held Wednesday, April 6, 2016 from 6:00 to 8:00pm at the Garfield Parks Art Gallery 2432 Conservatory drive, Indianapolis, IN 46203

[Beech Grove Chamber of Commerce](#) -April’ monthly networking meeting will welcome Donald Davidson, Indianapolis Motor Speedway Historian, to discuss the significance of the upcoming 100<sup>th</sup> running of the Indianapolis 500. The meeting will be held Thursday, April 14, 2016 at 11:30am at Hornet Park Community Center 5245 Hornet Park Avenue Beech Grove, IN 46107

[Candidates Forum](#)- sponsored by Franklin Township Civic League will be held April 27<sup>th</sup>, 2016 at 7:00pm.

[Perry Cultural Festival](#)- will be April 30· 2016 from 11:00am to 3:pm

[Indianapolis Animal Care & Control](#)- is looking for people to adopt or foster animals and also volunteers to walk the animals and take them outside.

[Route for the Brave April 12<sup>th</sup> Fundraiser](#) – Kevin Winton, Beech Grove Middle School Teacher is a participant in the “Route for the Brave/Helping Hands for Freedom”. New Bethel Ordinary located at 8838 Southeastern Avenue Wanamaker, IN. will be hosting a fundraiser on Tuesday, April 12, 2016 from 4:00pm to 9:30pm.

**APPROVAL OF MINUTES:**

Clerk-Treasurer Dan McMillan presented the meeting minutes from February 16<sup>th</sup>, 2016, Special Meeting to the Council. Councilor Bell moved to approve the minutes as presented. Councilor Harrison seconded the Motion; which was approved by unanimous voice vote.

Clerk-Treasurer Dan McMillan presented the meeting minutes from March 7<sup>th</sup>, 2016 to the Council. Councilor Brooks moved to approve the minutes as presented. Councilor Lamping seconded the Motion; which was approved by unanimous voice vote.

**PUBLIC COMMENTS:** none

**COMMITTEE REPORTS:**

**Youth Council**- none

**Greenscape Commission**- on file

**RDC**- none

**ABC**- on file

**Compliance**- on file

[Financial Report](#)- presented by Clerk-Treasurer, Dan McMillan

Good Evening Councilors,

We just recently kicked off Invoice Cloud. The program allows the sewage customers to pay their bills online or by telephone. The charge to pay online is \$1.95 and the charge to pay by phone is \$1.95 and an additional 75 cents. Also, the service offers the customers the ability to sign -up for auto bill pay.

We still cannot accept credit card payments in City Hall. State Statute does not allow us to pay service charges for credit card payments and it is against VISA compliance to charge a fee for face to face payments.

**Convenience Fees - General Requirements - U.S. Region 5.2.E**

In the U.S. Region, a Merchant that charges a Convenience Fee must ensure that the fee is:

Charged for a bona fide convenience in the form of an alternative payment channel outside the Merchant's customary payment channels

- Disclosed to the Cardholder as a charge for the alternative payment channel convenience
- **Added only to a non-face-to-face Transaction.** The requirement for an alternate payment channel means that Mail/Telephone Order and Electronic Commerce Merchants whose payment channels are exclusively non-face-to-face may **not** impose a Convenience Fee.
- A flat or fixed amount, regardless of the value of the payment due
- Applicable to all forms of payment accepted in the alternative payment channel
- Disclosed before the completion of the Transaction and the Cardholder is given the opportunity to cancel
- Included as a part of the total amount of the Transaction

Customers may now sign-up for paperless billing also.

The charges to the City, for the services offered by Invoice Cloud are \$50.00 per month; which in time will be recaptured from the reduced costs created from the paperless billing.

The only bond payments that were due and paid in March was the 2004 Monthly SRF payment in the amount of \$11,348.59.

The City Website continues to grow and is a great asset to the citizens. It is a valuable resource to many.

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](http://www.beechgrove.com).

The bank balances are listed below:

City Corporation	\$3,184,158.22
City utilities/Sewage/Wastewater	\$818,958.88
Main Street Redevelopment/Main Street Loans Closed Per Resolution No.4,2016	\$0.00
City Court	\$174,347.25
Criminal Investigations (CIF)	\$421,664.85
Redevelopment Commission (RDC) General	\$180,384.12
Redevelopment Commission (RDC) Debt Service	\$584,842.97
BNY-Mellon 2004 SRF Debt Service Reserve	\$136,178.37
Huntington National Bank Reserve	\$64,115.75

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

Respectfully Submitted,

Dan McMillan, Clerk Treasurer  
City of Beech Grove

Clerk-Treasurer McMillan also reported that since the recent hail storm, vendors have been knocking on doors across the City of Beech Grove and none have a license to do so. It is especially concerning for our senior citizens. Please call City Hall or the Police Department to report this.

### **Public Safety-**

#### ***Fire- presented by Chief Cheshire***

Chief Cheshire reported that they had an extremely busy month with 416 runs for EMS. No fire loss in the City for month of March. The Fire Department assisted the Beech Grove Police Department by checking a building for structure damage, from a vehicle that drove into it.

Chief also reminded everyone to check their smoke detectors and change the batteries with daylight savings time change. They just completed a three-day class with Mobilize. The program is designed for the inspector to complete reports online. It is done in real time, so it can be viewed immediately, by the firefighters, on their apparatus.

Please look at the reports. Maintenance repairs have been extremely high this year. Councilor Templin asked Chief Cheshire to express his gratitude to Chief Pierce for his work on the grant to purchase the Kubota.

#### ***Police- presented by Chief Swartz***

Chief Swartz reported that they investigated a “shots fired” report on 5<sup>th</sup> and Main Street. They had a witness, but the vehicle never returned.

They had an attempted strong arm robbery reported in Willow Glen Apartments, 1 to 2 males that tried to take a car. Their attempt was unsuccessful, but later in the day they were successful in the area of Thompson and Carson. Kudos to the

BGPD and IMPD Detectives who reached out to the Beech Grove Schools Resource Officer, Mark Parker and he was able to get pictures of some former Beech Grove kids and were able to identify some of the people involved as suspects in the incidence.

Remember to call 811 before you dig.

Saturday, April 23, 2016 is the Beech Grove Little League Parade the Police and Fire will be involved in that.

If you have a solicitor, please call 911 and they will dispatch the Police to the location and try to rectify that, possibly with a citation. Some organizations are allowed to solicit without permits, but home improvement companies are not one of them.

The Police Department ordered a new car using CIF Funds. There was also \$90,000.00 appropriated in the 2016 Budget, Public Safety Local Income Tax (LOIT) Fund to purchase new police vehicles in 2016. Councilor Templin asked if there are going to be any changes to the CIF Fund. Chief Swartz stated that he recently received a notice that they will start it up, but it might take a couple of months to review the applications and start it up again.

Mayor Buckley commented that every month on the Citizens Energy bill they remind people to check their smoke detectors. Citizens Energy has a program where they provide free smoke detectors to fire departments to distribute for free and they don't really broadcast that, so on behalf of the City of Beech Grove he wanted to acknowledge them and thank them for their contribution the community.

### **OLD BUSINESS:**

#### **General Ordinance No. 3, 2016**

*...Abandoned Vehicles*

Councilor Duffer moved that the ordinance be 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 Brooks moved to approve the ordinance. Councilor Bell seconded the Motion: which was approved by unanimous voice vote. General Ordinance No. 3, 2016 was approved for Third and Final reading

Mayor Buckley explained the intent of Ordinance No. 3, 2016 to everyone; which is to allow the compliance division to tag vehicles that are not properly parked, such as in yards, etc. and it does everything except the actual towing, that would be subject to the Police Officer, but the first two phases of it allows the compliance folks to do that for the Police department. It alleviates the burden from the Police Department.

#### **General Ordinance No. 4, 2016**

*...Pawn Shops*

Councilor Duffer moved that the ordinance be read by Title only. Councilor Bell seconded the Motion; which was approved by unanimous voice vote.

Clerk-Treasurer McMillan read the ordinance into the record.

Councilor Duffer moved to approve the ordinance. Councilor Bell seconded the Motion: which was approved by unanimous voice vote. General Ordinance No. 4, 2016 was approved for Third and Final Reading.

Mayor Buckley explained the intent of Ordinance No.4, 2016 to everyone; which is if a pawn shop is operational or moves into Beech Grove they are required to pay a fee of \$320.00 and be subject to inspection by Police, and their inventory program must be on an approved program by the Police Department, for inspection.

### **General Ordinance No. 5, 2016**

*...Trash Collection*

Councilor Duffer moved that the ordinance be 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 Bell moved to approve the ordinance. Councilor Lamping seconded the Motion; which was approved by unanimous voice vote. General Ordinance No. 5, 2016 was approved for Third and Final Reading.

Mayor Buckley commented that the Council should be commended for this ordinance. It is a very good ordinance. The mayor explained the intent of Ordinance No.5, 2016 to everyone; which is if you have a trash bag outside your trash tote it will not be picked up. All plastic bags are required to be in the tote. Also, internal policy will not allow DPW employees to open your trash tote lid or put their hands inside of it. This ordinance was brought forward to protect the DPW Workers from contaminated needles in trash totes.

### **General Ordinance No. 6, 2016**

*...Additional Appropriation for HUD Grant **B-09-SP-IN-0088***

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. 6, 2016 was approved for Second Reading.

Clerk-Treasurer McMillan read the ordinance into the record.

Councilor Bell moved to approve the ordinance. Councilor Brooks econded the Motion: which was approved by unanimous voice vote. General Ordinance No. 6, 2016 was approved for Third and Final Reading.

Mayor Buckley explained Ordinance No. 6, 2016 is permission to transfer money from the Rainy Day Fund into the Hornet Park Hud Grant Fund and reimbursements from the grant will be transferred back into the Rainy Day Fund when they are received. The City received a grant back in 2009 for \$237, 500.00 for an “at risk youth program” at Hornet Park Community Center and the City never finalized or utilized the grant, so it just stayed in limbo, until we received a letter in January asking if we were going to use the grant. We are in the process of finalizing everything with HUD and appreciate the Council’s approval on this. Councilor Templin thanked Mayor Buckley, Clerk-Treasurer McMillan and Jeff Peters for their work on the grant. Mayor Buckley stated that nothing will be done until all the steps have been completed.

### **General Ordinance No. 7, 2016**

*...Public Nuisance*

Councilor Duffer moved that the ordinance be read by Title only. Councilor Harrison 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. 7, 2016 was approved for Second Reading.

**NEW BUSINESS:**

**General Ordinance No. 8, 2016**

*...Sick Leave*

Councilor Duffer moved that the ordinance be 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.

Clerk-Treasurer McMillan explained the ordinance is designed to ensure the employee does not miss a paycheck while waiting on workman's comp settlement, but also ensures the city is reimbursed.

Councilor Bell moved to approve the ordinance. Councilor Lamping seconded the Motion: which was approved by unanimous voice vote. General Ordinance No. 8, 2016 was approved for First Reading.

**General Ordinance No. 9, 2016**

*...Drop*

Councilor Duffer moved that the ordinance be 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 Brooks moved to approve the ordinance. Councilor Lamping seconded the Motion: which was approved by unanimous voice vote. General Ordinance No. 9, 2016 was approved for First Reading.

**General Ordinance No. 10, 2016**

*...Separation of Employment*

Councilor Duffer moved that the ordinance be read by Title only. Councilor Templin seconded the Motion; which was approved by unanimous voice vote

Councilor Templin voiced concern for the thirty days' notice for retirement and Councilor Duffer wants to review and understand this better. Mayor Buckley remarked that the personnel manual has never addressed any of the issues in this ordinance. Mayor Buckley recommended that the Council look at the ordinance closely before the May meeting. Clerk-Treasurer McMillan commented that the ordinance is on the website for review. Mayor Buckley stated that this addresses what is expected of an employee when they separate employment from the city.

Clerk-Treasurer McMillan read the ordinance into the record.

Councilor Duffer moved to approve the ordinance. Councilor Harrison seconded the Motion: which was approved by unanimous voice vote. General Ordinance No. 10, 2016 was approved for First Reading.

**General Ordinance No. 11, 2016**

*...Pay Periods*

Councilor Duffer moved that the ordinance be read by Title only. Councilor Harrison seconded the Motion; which was approved by unanimous voice vote

Clerk-Treasurer McMillan read the ordinance into the record.

Clerk-Treasurer McMillan explained that the intent of this ordinance is an added internal control; which will require that sick days, vacation days and personal days are documented on time sheets and kept in both the department records and the Clerk-Treasurer's office. Councilor Templin questions the wording in the ordinance and he expressed concern that it may be too far reaching. Councilor Templin asked Attorney Craig Wiley if records of employee's vacation, sick and personal days are public record and he said they are. Clerk-Treasurer McMillan remarked that salaries are reported on the 100R twice a year to the state and county. Those employee names are checked to see if any outstanding tax warrants, child support or other payments are due the state or county. If so, they will issue a garnishment. Councilors will review the ordinance before the next meeting.

Councilor Duffer moved to approve the ordinance. Councilor Bell seconded the Motion: which was approved by unanimous voice vote. General Ordinance No. 11, 2016 was approved for First Reading.

**COMMENTS BY COUNCILORS:**

**Councilor Templin:** no comment.

**Councilor Brooks-**thanked everyone for showing up.

**Councilor Harrison-** thanked everyone for showing up and they will get home in time to see the title game.

**Councilor Bell-** thanked everyone for coming and offered congratulations to the 8<sup>th</sup> grade basketball team.

**Councilor Lamping-** offered a reminder to everyone that the Senior Center has a rummage sale coming up and they could use donations. The money that is made from the sale is used for entertainment at the Senior Center and she is going to cover up her Arbor Day tree

**Councilor Duffer-** no comment.

**Councilor Day-**thanked everyone for coming.

**Mayor Buckley** -in your packets should have been a memorandum from the DMD. Also, there is a street sweeping flyer and a copy of the letter concerning FEMA Flood control. It is what the Council adopted in March and a copy of the letter will be mailed out on April 19<sup>th</sup>, 2016.

**ADJOURNMENT:** Councilor Bell moved to adjourn. Councilor Lamping seconded the Motion. The meeting was adjourned at 8:14. The next Council Meeting will be Monday, May 2<sup>nd</sup>, 2016 at 7:00pm in Council Chambers.

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Dennis Buckley, Mayor

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Dan McMillan, Clerk-Treasurer



Minutes prepared by: Dan McMillan