

**BEECH GROVE CITY COUNCIL
MEETING MINUTES
MONDAY, JUNE 1st, 2015**

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

ROLL CALL: Present: City Council Members, Dave Mobley, John Jennings, Dave Harrison, Anthony Davidson, Ed Bell, Mary Stewart and Kathy Coates. 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 PRESENTATION:

Proclamation for EMS Week- *presented by Mayor Buckley*

Mayor Buckley proclaimed May 17th through May 23rd EMS Week and he read the proclamation into the record. Chief Cheshire thanked all EMS workers for their service and everyone for their support of EMS personnel.

[Promoters Club July 4th Fireworks](#)- *presented by Tim Latimer*

Food Sales and DJ will begin at approximately 5:00 pm
Children's Games in the Main Shelter Area will begin at approximately 8:00 pm
Craft Fair will be at the North end of the park (where cars are normally parked)
Vehicular parking in the park will only be allowed for handicap. No parking in the grass anymore.

Councilor Coates asked how this will impact parking for the fireworks. Tim commented that they will have to find parking outside the park. Councilor Jennings commented that he thinks this is an excellent idea. Councilor Bell mentioned that he believes the Methodist Church will be offering some type of shuttle program from the middle school to the park. Councilor Mobley commented that he doesn't think there will be 200 additional spaces available for people to park on the street. Councilor Davidson commented that it may be possible to park at St. Francis. Councilor Jennings stated that the new Little League parking lot would be a great place to park too and Councilor Harrison agreed.

MAYOR BALLARD LIAISON'S REPORT: *-presented by Kelly Foulk*

[Perry Cultural Festival](#) -Saturday, June 20th 9:00 am to 3:00 pm- at the Baxter YMCA 7960 Shelby Street. Sponsored by Positively Perry as well as many businesses. Many different cultures will be represented.

Some activities being offered include:

- Live Music
- Entertainment
- Family Walk/Run -10:am
- Cultural Food Vendors
- Craft Vendors

60th and Final Mayor's Night Out- will be on Thursday, June 4th from 5:30 to 7:00 pm at Riverside Park Family Center at 2420 East Riverside Drive.

7th Annual Mayor's Bike Ride- Saturday, June 6th at 10:00 am, starting location is the City Market.

Mayor's Action Center- there is a new system and it may take just a tad bit longer until all the kinks are worked out.

Coffee with a Cop- will be held on Wednesday, June 10th from 11:00 am to 1:00 pm at McDonalds at 4044 East Southport Road.

[Summer Servings](#)- breakfast and lunch are open to everyone.

Mayor community Service Award- this Saturday, June 6th is the last day that nominations will be accepted.

Mayor's Veterans & Family Appreciation Day Picnic& Fish Fry - will be held Saturday, June 13th 10:00 to 4:00 pm at Garfield Park.

Councilor Jennings asked for an update on the work on 465. Kelly explained that it is coming along and the sound wall when completed, will be approximately 10 to 15 feet high. It is an INDOT project, not a City of Indianapolis project.

APPROVAL OF MINUTES:

Clerk Treasurer McMillan presented the May 4th, 2015 meeting minutes to the Council. Councilor Stewart moved to accept the minutes as written. Councilor Davidson seconded the Motion; which was approved by unanimous vote.

COMMITTEE REPORTS:

Youth Council- none

Greenscape Commission- the report was filed with the Councilors.

Redevelopment Commission-the report was filed with the Councilors

ABC -none

Public Safety – no meeting was held this month.

Financial Report: - presented by Clerk-Treasurer Dan McMillan

We just filed the midyear 100 R on behalf of the City of Beech Grove. It is a form that has to be filed with the Marion County Clerk's Office and it lists all employees and their estimated income for this year. We use both the budget and payroll reports to complete this. The Marion County Clerk's Office reviews the lists of names to see if there are any outstanding liens, outstanding child support, garnishments, etc. that are filed.

I have been reviewing the "actual" revenue numbers for the first 4 months of the year and comparing those with the budgeted amounts. The sewage revenues are down in comparison to the same period last year and so we are reviewing that to determine the cause. Everything else looks good.

I am beginning the process of securing financing to purchase the Senior Center bus; which is in the budget. We purchased the new car for the Senior Center; which was also in the budget and we paid for that with cash/check. We budgeted \$25,000 and we spent \$22,581.20 including the decal that was \$85.00.

This evening we concluded the payments on the Little League paving project; which the paving came in at \$313,177.19 and Wessler Engineering has come in at \$32,577.31. The disbursements were split between, Stormwater, Sewage and LRS accordingly. Money is budgeted in LRS, Stormwater, and Sewage for projects. Projects do not have to be budgeted individually, rather just money budgeted in those funds for projects in general and the project has to meet the correct use for the fund.

Councilor Jennings asked me at the last meeting if the CCD Fund has any money in it, and it has a balance of \$2,835.24. The fund number is #402. 2010 was the last year that there was any activity in the fund, including receipts or disbursements. Also, in reference to Ordinance # 10, Chapter #38 encompasses both the CCD Fund and the Rainy Day Fund, so when you delete that will you create another ordinance to govern the Rainy Day Fund or just amend Ordinance # 10, so that it does not include eliminating the Rainy Day Fund.

The City Website continues to grow and is a great asset to the citizens. 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	\$2,080,844.77
City utilities/Sewage/Wastewater	\$808,737.69
Main Street Redevelopment/Main Street Loans	\$266, 758.03
City Court	\$176,811.30
Criminal Investigations (CIF)	\$260,648.98
Redevelopment Commission (RDC) General	\$916,819.83
Redevelopment Commission (RDC) Debt Service	\$584,842.97
BNY-Mellon 2004 SRF Debt Service Reserve	\$136,178.37
Huntington National Bank	\$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

Compliance- *presented by Derek Blice*

Derek reported they have seen quite a few violations since the weather has improved. In May they filed 184 violations most were complaints for high grass. Compliance is working with people to get the issues resolved. Two tickets were issued. One was a tall grass complaint and the property was owned by a bank and the other was a trash complaint and it was landlord issue.

Compliance is also assisting Mike Fitzgerald, Building Commissioner with reviewing construction that is taking place in the City without a permit. On three different occasions Derek has found that the companies did not have a permit and were not licensed in Beech Grove. Once made aware of the violations most contractors immediately comply, but there was one stop work order that had to be placed on one contractor because they refused to obtain the proper permits and later that same day the company did comply.

Fireworks- the city has a fireworks ordinance regarding selling fireworks and it requires anyone that is going to sell fireworks in the City to obtain a permit. The cost of the permit is \$276.00 and the permit is valid for 30 days from the day of issuance. There are 3 entities currently selling fireworks in Beech Grove. Two were approved this evening. One does not have a permit and is reluctant to obtain one. That is Walmart. They are selling fireworks and do not have a permit and have been reluctant to obtain one. They did not have a Department of Homeland Security permit, but they since obtained one. Councilor Jennings would welcome their counsel coming to talk to the City again. Derek will be keeping an eye out for any fireworks stands that pop up. Councilor Bell asked if compliance will be checking the ice cream trucks for permits too. He will if one is stopped and he can approach it, but he does not have lights and sirens to stop them. Clerk Treasurer McMillan also commented that these permits are for the safety of the citizens. An example would be the peddler's permits; which Derek & Dan both have caught door to door peddlers in the City targeting the elderly and they did not have permits.

Permits tend to deter these types from soliciting in Beech Grove. Another example would be an ice cream truck that was selling ice cream on the streets of Beech Grove and the operator was a convicted child predator. That was a few years ago. Derek agrees with Dan. Derek, commented that often time's homeowners are shocked when they find out that a company has misrepresented themselves as being licensed and insured, when in fact they are not. When obtaining a permit they have to show proof and the information is verified. Derek commented that there was an unsafe job where the weatherhead was falling off the building and it had 800 amp service, so you can imagine what would have happened if that would have fallen the rest of the way over. They put a stop work order on the job, the company came and got a permit and called Mike Fitzgerald to the scene so he could inspect and make sure it was safe for everyone involved. Councilor Davidson asked how the citizens could contact compliance if they see a violation. Derek said they can contact him by email at compliance@beechgrove.com, he gets those directly to his phone or they can call and leave a message at 803-9099

PUBLIC COMMENTS: -Councilor Harrison investigated many surrounding cities to obtain information on their loan programs for local businesses. As everyone remembers there was a Resolution presented to Council last month to disband the Main Street Loan program and deposit the remaining monies into the Rainy Day Fund, but Council voted it down. The program thus far has costs taxpayers thousands of dollars in bankruptcies and attorney fees. Councilor Harrison is in favor of disbanding the program. He spent a considerable amount of time researching this, so he did want to make the Council aware of his findings. They are as follows:

- **Avon-** don't and they won't- that was their exact words.
- **Greensburg-** they did have one but they quit back in 2004 because they got burnt worse than Beech Grove did. A complete failure, not successful.
- **Shelbyville-** too risky-they check into it.
- **Seymour-** they checked into it, but they did not want to do it. They have two buildings that went through the Main Street program through the State and they are the two nicest buildings on Main Street and they're both empty. They couldn't pay for it. The guy who owned them was a longtime resident of Seymour and he has since moved and no longer lives there.
- **Noblesville-**no
- **Plainfield-** their Clerk Treasurer is a CPA and he said no. He said why a city loan money would when they are 3rd or 4th in line. A bank would never do that. It's not a good business decision.
- **Martinsville-** no
- **Greenfield-** no
- **Connersville-** no
- **Brownsburg-** started a loan program two years ago and he has an email from them. They have made two loans in two years for \$4,000.00 each. The maximum they will loan is \$25,000. They also offer a FACET grant but no one has applied for one yet, so she does not feel like they could comment on the success or non-success of either program.

Councilor Harrison voted in favor of Resolution #4, 2015 to disband the Main Street Loan Program, but the resolution failed.

OLD BUSINESS:

General Ordinance No. 6, 2015

*Amends Article X Special Leaves, Section 2 Funerals of the City Personnel Manual
City Personnel Manual Article X, Section 2*

Clerk Treasurer McMillan read the ordinance into the record.

Councilor Jennings moved to approve the ordinance. Councilor Stewart seconded the Motion; which was approved by unanimous voice vote. General Ordinance No. 6, 2015 passed on Third and Final Reading.

Councilor Jennings asked for Clarification of the rules regarding reading ordinances by title only. Mayor Buckley explained the following:

- 1) the ordinance but must be more than one page long
- 2) a Motion must be made and seconded
- 3) every Councilor must vote in favor of it.

General Ordinance No. 7, 2015

*Amends Article XIV of the City Personnel Manual Concerning Residency Requirements
City Personnel Manual Article XIV, Section 2*

Councilor Jennings moved to read by Title Only. Councilor Bell seconded the Motion. The Motion failed 6 to 1 with Councilor Davidson voting no, because the Ordinance is not more than one page.

Clerk Treasurer McMillan read the ordinance into the record.

Councilor Stewart moved to approve the ordinance. Councilor Davidson seconded the Motion; which was approved by unanimous voice vote. General Ordinance No. 7, 2015 passed on Third and Final Reading.

General Ordinance No. 8, 2015

*Amends Article IV, Section 6 of the City Personnel Manual Pursuant to Minimum Call-Ins
City Personnel Manual Article IV, Section 6*

Councilor Jennings moved to read by Title Only. Councilor Stewart seconded the Motion which was approved by unanimous voice vote.

Clerk Treasurer McMillan read the ordinance into the record by Title Only.

Councilor Jennings moved to approve the ordinance. Councilor Mobley seconded the Motion; which was approved by unanimous voice vote. General Ordinance No. 8, 2015 passed on Third and Final Reading.

NEW BUSINESS:

General Ordinance No. 9, 2015

Amends Article V, Section 4 of the City Personnel Manual concerning PERF

Councilor Jennings moved to read by Title Only. Councilor Stewart seconded the Motion which was approved by unanimous voice vote.

Clerk Treasurer McMillan read the ordinance into the record by Title Only.

Councilor Stewart moved to approve the ordinance. Councilor Jennings seconded the Motion; which was approved by a 6 to 1 voice vote with Councilor Davidson voting no. General Ordinance No. 9, 2015 passed on Second Reading.

General Ordinance No. 10, 2015

Calls for elimination of the Cumulative Capital Development Fund (CCD)

Councilor Jennings moved to read by Title Only. Councilor Stewart seconded the Motion which was approved by unanimous voice vote.

Clerk Treasurer McMillan read the ordinance into the record.

Councilor Stewart moved to approve the ordinance. Councilor Jennings seconded the Motion; which was approved by a 6 to 1 voice vote with Councilor Davidson voting no. General Ordinance No. 10, 2015 passed on Second Reading.

General Ordinance No. 11, 2015

Amends Article IV "Extra Duty Compensation" of the City Personnel Manual concerning Compensatory Time

Councilor Jennings moved to read by Title Only. Councilor Stewart seconded the Motion which was approved by unanimous voice vote.

Clerk Treasurer McMillan read the ordinance into the record by Title Only.

Councilor Jennings moved to approve the ordinance. Councilor Bell seconded the Motion; which was approved by unanimous voice vote. General Ordinance No. 11, 2015 passed on Second Reading.

General Ordinance No. 12, 2015

Amends Chapter 98 of the Code of Ordinances for the City of Beech Grove

Councilor Jennings moved to read by Title Only. Councilor Stewart seconded the Motion which was approved by unanimous voice vote.

Clerk Treasurer McMillan read the ordinance into the record by Title Only.

Councilor Stewart moved to approve the ordinance. Councilor Jennings seconded the Motion; which was approved by a 6 to 1 voice vote. Councilor Davidson voted no. General Ordinance No. 12, 2015 passed on Second Reading.

General Ordinance No. 13, 2015

Amends Chapter 130 of the Code of Ordinances for the City of Beech Grove

Clerk Treasurer McMillan read the ordinance into the record.

Councilor Stewart moved to approve the ordinance. Councilor Davidson seconded the Motion; which was approved by unanimous voice vote. General Ordinance No. 13, 2015 passed on Second Reading.

COUNCIL COMMENTS:

Councilor Dave Mobley- hope everyone has a safe 4th of July and everyone should go to the park.

Councilor Jennings- he was fortunate enough to attend the Beech Grove High School Honors Award Program. There were 47 Seniors that received awards and are members in the Honor Society. They're awesome kids and it was a wonderful night. He hopes that after summer break, in about eight weeks, the students begin reporting back at the Council Meetings because he really enjoys hearing from them and the activities taking place in the school. He thinks the schools do an awesome job and he is happy to see the schools participating at the City Council Meeting.

Councilor Dave Harrison- the Little League is in full swing and parking lot is beautiful. It is much easier to get in and out of there now. He also commended the teachers/ladies that stand outside Beech Grove Schools daily and walk the children into school safely. They do it regardless of the weather or the temperature and he just wishes they could recognize them for their kindness and dedication to the kids.

Councilor Anthony Davidson- he echoed Councilor Jennings comments. Councilor Davidson attended Central Elementary Awards Program for the Second & Third Graders. They are a great group of kids. At the end of the day the parents were invited to pick up the students in their classrooms and it was touching to see the dedication and caring between the teachers and the students. The teachers were crying and the students were hugging the teachers. It showed how dedicated the teachers are and how much the students love their school. He thanked Beech Grove Schools.

Councilor Ed Bell- thank you for coming out. We have such a great community. Saturday, June 6th at 9:00 am, at Sarah T. Bolton Park, Beautify Beech Grove will be hosting a 5K walk and everyone is welcome. It is a family event. WFMS will be there and prizes will be given. Please, everyone come on down.

Councilor Mary Stewart: ditto to everything that all the Councilors have said. Thanks to everyone for coming and to the Department Heads for always attending.

Councilor Kathy Coates- thank you for coming. Everything has been said, there is nothing more to say.

Clerk Treasurer McMillan congratulated the BGHS Seniors and reminded everyone that Beech Grove High School Graduation is this Saturday, June 6th at 10:00. He also commented that Relay for Life will be held at the Beech Grove Middle School Pit on Saturday, June 20th beginning at 10:00 am. For more details please visit their website by clicking on the link [Relay for Life of Southeast Indy](#).

ADJOURNMENT: Councilor Jennings moved to adjourn. Councilor Harrison seconded the Motion. The meeting was adjourned at 8:56 pm. The next meeting will be Monday, July 6th, 2015 in City Hall Council Chambers.

Dennis Buckley, Mayor

Dan McMillan, Clerk–Treasurer

Minutes prepared by: Dan McMillan