I. Call Meeting to Order

Council President Brent Corey called the meeting to order at 7:00 p.m.

The audience recited the Pledge of Allegiance in unison after which Chaplain Margarita Hart, Executive Director of Esperanza Ministries, led in prayer.

PRESENT: Council Members Bruce Armstrong, Ron Bates, Brent Corey, Ron Deer, Linda Gibson, and Mr. McLaughlin; Clerk Treasurer Jeannine Myers; City Attorney Shawna Koons.

II. Minutes of the Regular Meeting on April 5th, 2010

Mr. Bates moved to approve the regular meeting minutes of the Greenwood Common Council of April 5th, 2010. Second by Ms. Gibson. **Vote: Ayes. Motion carries.**

III. Unfinished Business

A. Items from the City Attorney

City Attorney Shawna Koons asked the Council Members if they had received the copy of the report on the Matters of Litigation, and if there were any questions.

City Attorney Shawna Koons introduced Park Board Member Karen Bair and Evan Springer, Executive Director of the Parks and Recreation Department, and stated that they would like to ask permission to spend CCI money that was budgeted for Park Capital Improvements. Ms. Bair asked to spend $360,000 of CCI Funds for Park Capital Improvements. Moved by Mr. Bates. Second by Ms. Gibson. **Vote: Ayes. Motion carries.**

B. Committee Reports

Ms. Gibson stated that she had distributed a memo from the last Planning Commission meeting.

Mr. Deer stated that the Solid Waste Committee had met regarding the annual spring disposal but that Mr. Bates attended in his place.

IV. Ordinances and Resolutions in Process

1. Notice of Intent to Consider

ORDINANCE NO. 10-14 - AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP ADOPTED BY REFERENCE IN ZONING ORDINANCE NO. 82-1 ENTITLED "AN ORDINANCE ESTABLISHING COMPREHENSIVE ZONING REGULATIONS FOR THE CITY OF GREENWOOD, INDIANA, AND PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT, AND AMENDMENT THEREOF, IN ACCORDANCE WITH THE PROVISIONS OF I.C 36-7-4-600 et seq. LAWS OF INDIANA AS AMENDED, AND FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH" (Proposed Rezoning of 2435 S. SR 135, commonly known as the Morrison Property)

City Attorney Shawna Koons stated that the owner had asked for a continuance on this and a memo had been distributed to the Council. Mr. Bates moved to continue Ordinance No. 10-14 until the May 5th 2010 meeting. Second by Ms. Gibson. **Vote: Ayes. Motion carries.**

2. First Reading

ORDINANCE NO. 10-08 - AN ORDINANCE TRANSFERRING FUNDS WITHIN THE BUDGET OF THE FIRE DEPARTMENT ($45,000.00)

Moved by Mr. Deer. Second by Ms. Gibson. Fire Chief James Sipes stated that the money would be transferred out of the Salaries and Wages Fund into the Equipment and Uniforms Fund. This is connected to Ordinance No. 10-09 which will change how clothing allowance is done. **Vote: Ayes. Passed first reading.**

ORDINANCE NO. 10-09 - AN ORDINANCE AMENDING THE 2010 SALARY ORDINANCE, COMMON COUNCIL ORDINANCE NO. 09-25, ESTABLISHING A CLOTHING ALLOWANCE FOR SWORN AND CIVILIAN MEMBERS OF THE FIRE DEPARTMENT

Moved by Mr. McLaughlin. Second by Mr. Deer. Fire Chief James Sipes stated that a smaller amount of clothing allowance will be distributed to the Fire Fighters and the rest will be for the Quartermasters use. **Vote: Ayes. Passed first reading.**

ORDINANCE NO. 10-10 - AN ORDINANCE TO AMEND GREENWOOD COMMON COUNCIL ORDINANCE NO. 87-61AND GREENWOOD MUNICIPAL CODE (1993), AS AMENDED, CHAPTER 5, ARTICLE 2, SEC. 5-13, TO PROVIDE THAT INTOXICATING BEVERAGES WILL BE ALLOWED ON PARK PROPERTY FOR SPECIFIC EVENTS AT THE DISCRETION OF THE MAYOR

Moved by Ms. Gibson. Second by Mr. Bates. Joyce Nies, Sertoma Club and WAMM Fest representative stated that all funds raised are given to the Community. This year's event is to be held on August 21st 2010 in Craig Park. Mr. Deer asked if the event would ever be held at Freedom Park in the future. Ms. Nies stated that the event may outgrow Craig Park but for now the trees and atmosphere of Craig Park is best. Mr. Deer motioned to amend the Ordinance to give the authority to the Parks Board. Second by Mr. McLaughlin. **Vote: Ayes: Mr. McLaughlin, Mr. Armstrong, Mr. Bates, Mr. Corey, and Mr. Deer. Nay: Ms. Gibson. Amendment passes.**

Ms. Gibson requested that the Park Board attend the next Council meeting to discuss the amendment. Mr. Armstrong moved to limit the number of events to two per year. Second by Mr. Bates. Discussion followed on restricting the types of events that would be allowed. Mr. Bates stated that the Parks Department should have to decide how many events per year will be allowed. **Vote: Aye: Mr. Armstrong. Nays: Mr. McLaughlin, Mr. Bates, Mr. Corey, Mr. Deer, and Ms. Gibson. Amendment fails.**

Mr. Corey stated that the motion on the floor is to approve Ordinance No. 10-10 as amended. **Vote: Ayes: Mr. Corey, Mr. Deer, Ms. Gibson, and Mr. McLaughlin. Nays: Mr. Armstrong, and Mr. Bates. Ordinance No. 10-10 passed first reading as amended.**

ORDINANCE NO. 10-11 - AN ORDINANCE PROVIDING FOR AN ADDITIONAL APPROPRIATION FROM THE LOCAL LAW ENFORCEMENT CONTINUING EDUCATION FUND TO THE POLICE DEPARTMENT FOR CONTINUING EDUCATION AND TRAINING OF LAW ENFORCEMENT OFFICERS

City Attorney Shawna Koons stated that the Clerk Treasurer had suggested that this be amended to clarify that the funds will go into the Local Law Enforcement Continuing Education and Training Fund. Ms. Gibson moved to amend Ordinance No. 10-11. Second by Mr. Bates. Open for public hearing. No one spoke, public hearing closed. **Vote: Ayes. Amendment passes.**

Moved by Ms. Gibson. Second by Mr. Bates. **Vote: Ayes. Ordinance No. 10-11 passed first reading as amended.**

ORDINANCE NO. 10-12 - AN ORDINANCE TO ESTABLISH A SPECIAL NON-REVERTING FUND TO ADMINISTER MONIES RECEIVED BY THE FIRE DEPARTMENT FROM RESTRICTIVE DONATIONS FOR CHILD CAR SEAT INSPECTION, INSTALLATION INSTRUCTION, PURCHASE AND DISTRIBUTION ACTIVITIES

Moved by Mr. McLaughlin. Second by Mr. Bates. Fire Chief James Sipes stated that this will put the funds into its own account as required by State Board of Accounts. **Vote: Ayes. Passed first reading.**

ORDINANCE NO. 10-13 - AN ORDINANCE PROVIDING FOR AN ADDITIONAL APPROPRIATION FROM THE GENERAL FUND TO THE BOARD OF PUBLIC WORKS AND SAFETY FOR GREENWOOD FIRE DEPARTMENT HEALTH INSURANCE ($376,900)

Moved by Mr. Deer. Second by Ms. Gibson. Open for public hearing. No one spoke, public hearing closed. Fire Chief James Sipes stated that this will help cover the short falls that occur at the end of each year for the Fire Department. Clerk Treasurer Jeannine Myers stated that insurance costs cannot be predicted exactly. **Vote: Ayes. Passed first reading.**

3. Second Reading

ORDINANCE NO. 10-05 - AN ORDINANCE TO AMEND THE TEXT OF GREENWOOD ORDINANCE_NO. 09-28, "AN ORDINANCE TO ESTABLISH AN EQUITABLE IMPACT FEE FOR THE PURPOSE OF PLANNING AND FINANCING PARK AND RECREATIONAL INFRASTRUCTURE TO SERVE NEW DEVELOPMENT IN THE CITY OF GREENWOOD", TO AMEND SECTION 8, "FORM OF RECEIPT", TO REVISE THE RECEIPT FORM

Moved by Mr. Bates. Second by Mr. McLaughlin. **Vote: Ayes. Passed second reading.**

ORDINANCE NO. 10-06 - AN ORDINANCE TRANSFERRING FUNDS WITHIN THE BUDGET OF THE RAINY DAY FUND ($100,000.00)

Moved by Ms. Mr. McLaughlin. Second by Mr. Deer. **Vote: Ayes: Mr. Armstrong, Mr. Deer, Ms. Gibson, and Mr. McLaughlin. Nay: Mr. Bates, and Mr. Corey. Passed second reading.**

4. Introductions of ordinances and resolutions

ORDINANCE NO. 10-15 - AN ORDINANCE TO REPEAL GREENWOOD MUNICIPAL CODE (1993), AS AMENDED, CHAPTER 4, ARTICLE 2, DIVISION V, SECTION 4-60 "DOG TAGS", TO ELIMINATE THE LICENSING OF DOGS

City Attorney Shawna Koons stated that Ms. Magna-Rees had requested this ordinance at the last meeting but could not find the corresponding ordinance so this is just to repeal it in the Municipal Code.

City Attorney Shawna Koons stated that there is also a requirement in the Municipal Code that bicycles must be inspected by the Police Department and have a license. It has been around since the 1950's and asked for the Council's consensus on the matter. Mr. Corey stated that it is the consensus to repeal the Municipal Code regarding bicycles.

V. Miscellaneous Business

A. Council

None.

B. Clerk Treasurer

Clerk Treasurer Jeannine Myers stated that the Mayor had asked that she provide updated cash balances of the un-encumbered Cumulative Capital Fund and the Rainy Day Fund to the Council.

Clerk Treasurer Jeannine Myers stated that the Meet and Confer Committee had asked which Council Members would be a part of the Discussion Team. Mr. Deer, Mr. Bates, and Mr. Corey all agreed to be a part of the Discussion Team.

C. City Attorney

City Attorney Shawna Koons presented the following Uniform Conflict of Interest Disclosure Statement:

Judge Lewis Gregory, Greenwood City Court, for his dependent Alexander Gregory, part time employee for the City of Greenwood, for any interest he may have in his earning. Mr. Bates moved to approve the Conflict of Interest Disclosure Statement as presented. Second by Ms. Gibson. **Vote: Ayes. Motion carries.**

City Attorney Shawna Koons presented the following Compliance with Statement of Benefits forms for Tax Abatements for approval:

1) C/K Partners LLC

Moved by Mr. Bates. Second by Mr. McLaughlin. **Vote: Ayes. Motion carries.**

Discussion followed regarding the specific information that is required to be reported such as the number of employees, salaries, and whether the workers are full time or part time.

2) Gerdt Enterprises, LLC

Moved by Ms. Gibson. Second by Mr. Deer. **Vote: Ayes. Motion carries.**

3) Precedent Commercial Development, LLC

Moved by Mr. Bates. Second by Mr. McLaughlin. **Vote: Ayes. Motion carries.**

4) Wilson Farm, LP Building One

Moved by Mr. Bates. Second by Mr. McLaughlin. **Vote: Ayes. Motion carries.**

5) Wilson Farm, LP Building Two

Moved by Mr. Bates. Second by Ms. Gibson. **Vote: Ayes. Motion carries.**

6) Greenwood Springs Mediplex II, LLC

Moved by Mr. Deer. Second by Mr. Bates. **Vote: Ayes. Motion carries.**

7) Three Amigos Realty, LLC

Moved by Mr. Bates. Second by Mr. Armstrong. **Vote: Ayes. Motion carries.**

8) Precedent Commercial Development, LLC

Moved by Mr. Deer. Second by Mr. Bates. **Vote: Ayes. Motion carries.**

9) Nestle Waters North America, Inc.

Moved by Mr. Bates. Second by Mr. Deer. **Vote: Ayes. Motion carries.**

10) T.A. Partners, LLC

Moved by Mr. Bates. Second by Mr. Deer. **Vote: Ayes. Motion carries.**

D. Audience

None.

E. Mayor

Council President Brent Corey stated that Mayor Charles Henderson wanted the Council to know that the bids had gone out for the 2010 Bituminous Overlay. The restrictive donation of $300,000 collected from Clark Pleasant Schools will be used for Worthsville Road improvements.

Mr. Deer asked City Engineer and Director of Community Development Services Mark Richards if he had looked into the State's use of wire barricades for the retention ponds. Mr. Richards stated that the Fire Chief had found that the wires were designed for a side impact and would be insufficient. Mr. Deer requested a comparative cost estimate of the wire barricades versus the guard rails.

VI. Adjournment

With no further business, the meeting adjourned at 8:12 p.m.

Charles E. Henderson
Mayor Charles Henderson

Jeannine Myers
Clerk Treasurer Jeannine Myers

Brent Corey
Council President Brent Corey