

February 23, 2012

These are the minutes of the regular meeting of the Town Council for the Town of Brownsburg, Indiana held at Town Hall on February 23, 2012 at 7:00 p.m.

Members present: Dwayne Sawyer, Don Spencer, Gary Hood, Dave Richardson and Rob Kendall.

Also present: Jeanette M. Brickler, Clerk-Treasurer; Tricia Leminger, Town Attorney; Dale Cheatham, Town Manager; Angie Petre, Executive Assistant; Grant Kleinhenz, Assistant Town Manager; Todd Barker, Planning Director; Keith Rinehart, Interim Fire Chief; Mike Dove, Police Chief; Ray Kotarski, Police Commission; Phil Parnin, Park Director; Jim Mangus and Tom Garrison, Park Board; Jack Swalley, Building Commissioner; and Frank Wise, Building Inspector.

The meeting opened with the Pledge of Allegiance to the Flag and a short invocation led by Fire Territory Chaplain Tim Hughes.

Roll call of members showed all present.

Under Citizens Comments relating to the February 23, 2012 agenda, Council member Don Spencer commented that the Comprehensive Plan steering committee met the previous evening and reviewed the latest draft of changes in ordinances and zoning; it was obvious there were several changes absent from the proposal including the business loop and signage ordinance changes. The consultant was made aware of the oversight.

Rick Bolt came forward and explained the Business Loop concept from I-74 south along SR 267 to U.S. 136 east to Ronald Reagan Parkway and north back to the intersection of I-74. The consultant was asked to include the Business loop and asked the Council for a resolution in support thereof. By consent the members agreed to support the idea.

Under Consent Items: Rob Kendall moved to approve the Executive Session Memorandum of February 8 and 9, 2012, the regular meeting minutes of February 9, 2012 and the Accounts Payable Claims Docket for the Civil Town and Fire Territory for the period of February 10, 2012 through February 23, 2012 in the amount of \$464,936.70. The motion was seconded by Dave Richardson and discussion held in which Don Spencer asked Dale Cheatham about amending the format of the docket the Council reviews. Upon call of the question, the motion to approve consent items presented was unanimously carried.

Under Previously Considered Items, Ordinance #2012-02 Amending the 2012 Salary Ordinance #2011-27 was on the agenda for third and final reading. Don Spencer moved for third reading and final approval of Ordinance #2012-02. The motion was seconded by Dave Richardson and discussion was held in which Dale Cheatham addressed the changes in the ordinance to allow

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increases in pay of 1.5% for Civil Town Employees; the Police Department increase is limited to a 3.5% total overall increase. Gary Hood stated that he is opposed to the changes because he believes the employees are adequately compensated, the board and commission members are voluntary positions and not all the departments are being treated equally in the percent of increases. Rob Kendall added that volunteers who do not wish to be paid do not have to accept it. Additionally, the pay for volunteers of the various Commissions and Boards will all be \$100.00 per meeting across the board and those boards and commissions that are not receiving pay by ordinance of the Town will be amended to allow a fee per meeting. Upon call of the question, the motion for third reading and final approval of Ordinance #2012-02 was carried on a vote of three (3) in favor, two (2) opposed. Following are the roll call of votes placed: Dave Richardson, yes; Gary Hood, no; Dwayne Sawyer, yes; Don Spencer, yes; Rob Kendall, no.

Under New for Consideration, Ordinance #2012-03 Amending Section 31.62(B)(4) of the Brownsburg Code of Ordinances as it Relates to Compensation for Members of the Redevelopment Commission was on the agenda for first reading. Dale Cheatham addressed the matter stating the Town's ordinance establishing the Redevelopment Commission did not allow payments to its members, although it is allowed by Statute. This ordinance clears the way for payment to the Brownsburg Redevelopment Commission members. Dave Richardson moved for first (1st) reading of Ordinance #2012-03. The motion was seconded by Don Spencer and carried on a vote of four (4) in favor, one (1) opposed. Gary Hood agreed that the amounts should be standard for all the commissions and boards. Upon call of the question, the motion for first reading was carried on a vote of four (4) in favor, one (1) opposed. Roll call of votes is: Dave Richardson, yes; Gary Hood, yes; Dwayne Sawyer, yes; Don Spencer, yes; Rob Kendall, no.

Approval of the Brownsburg Little League Baseball League Agreement was the next item on the agenda for consideration. The matter was presented by Park Director, Phil Parnin who stated that only minor changes have been made to the agreement. Don Spencer asked is the term of the lease is sufficient and was told they were. Discussion regarding the condition of the fields and the safety of the players to which Phil Parnin stated the little league does a good job maintaining their equipment and the fields. The Agreement was approved by consent of the members present.

Next was Approval of the Rugby Football Club Lease Agreement and Phil Parnin explained the location of the event has been changed to the Cardinal Elementary School Fields. The school has approved the change; the agreement was approved by consent of the Council.

Reports from Commissions and Boards has Keith Rinehart, Fire Territory Interim Chief presenting the department's monthly report. Chief Rinehart added that four vehicles were traded into Bill Estes Ford for one Ford Exhibition with money left over to be returned to the department. He also informed the Council that a part-time Fire Marshall position is being filled and the open Fire Chief position is being advertised with applications being due February 27.

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The Brownsburg Health Clinic that is housed at the Fire Territory Training Facility has been expanded and he thanked the Town for help in the expansion. The Fire Territory has updated its website at www.brownsburgfire.org; it now has an updated audio taping system with plans to video tape the meetings in the near future and has a comments and/or complaint section. One of the Firefighters, Nate Thomas is leaving to work at Carmel Fire Department. He then wanted to recognize employees that will be helping do contract work around the various firehouses to help defray costs to the Territory. Donny Ross, Jim Miller, Thad Dolzall, Bill Zeunik, Damian Eppes, Brandon Ford and Matt Johnson have all been working to make the department better by volunteering their time and talents and volunteers and firefighters have pitched in to do extra duties and taking on different hats such as inspections and re-inspections. Grant Kleinhenz has spoken with Chief Rinehart about working with the Town on H.R. issues and others and he appreciates his efforts.

Police Chief Mike Dove came forward and first commended the businesses for all their efforts in giving Brownsburg a name; the sign coming west from Speedway says Brownsburg 8 miles, but the exit at Ronald Reagan Parkway does not identify it as Brownsburg. He presented the Council with the report of operations and support monthly reports. He commended his staff for the professional job on the annual report. The police department is continually doing statistical tracking. The Police Officers receive 117 hours of formal training yearly. In the accreditation process, 1500 documents were presented; the department received a 97% approval rating – the highest in the Country and earned the Meritorious Award and Award of Excellence and credits his staff and officers for all their work. Discussion was held on the crime statistics presented and offensive, preventative steps to alleviate crimes before they happen. Chief Mike Dove then announced the department has one employee, Mary McGuire who has 40 years of service to the department.

Under Town Administrative Items, Grant Kleinhenz was present and presented the report summary for the Water Department. The new water treatment plant construction will be taking place in the next couple of weeks at Arbuckle Acres Park. Also, there have been four (4) water main breaks in the last quarter at a cost of \$1,500 to \$2,500 each. Also a couple of wells are not operating as well as they should and search for new wells will continue this spring. He then announced that Aaron Kaytar has received his distribution certification and next he will work toward his waste water certification.

A Conflict of Interest Disclosure Statement was received from Kathy Dillon and also from Lincoln Township Trustee Donovan Peoples. Both were unanimously approved by Consent of the Town Council.

Under Council Items, Don Spencer reported back on his son's work on a WWII war memorial; he apologized that it was overlooked that Bob Waggoner was in the audience and is a WWII veteran and has discovered that

Rob Kendall announced that the March Town Hall meeting will be held on Wednesday, March 7, 2012 at 7:30 a.m. and will be discussing the upcoming Consolidation with the Townships.

Dwayne Sawyer announced the resignation of Dale Cheatham from his position as Town Manager was received this week stating that in his employment has elevated the Town a great deal and thanked him for his service. Don Spencer moved to accept the resignation of Dale Cheatham; the motion was seconded by Rob Kendall and unanimously carried.

Don Spencer commented that he felt that Dale Cheatham was an invaluable source of help to him over the past 51 days since taking office. He then moved to appoint Grant Kleinhenz as the action Town Manager until a new Town Manager is hired. The motion was seconded by Dave Richardson and unanimously carried. Grant Kleinhenz thanked Dale for his time and help and thanked the Council.

Under General Citizens Comments, Bob Waggoner came forward and commented for the Council to keep up the good work. Next, Paul William expressed his confusion regarding the business loop and the fact that we have built the Northfield Drive to reduce traffic congestion and now the Business Loop is trying to get the traffic back into town. Dave Richardson explained that it is an attempt to revitalize the down town area. Don Spencer commented that identifying the business loop is not intended to draw customers away from any other business; there are several businesses that due to the signage ordinances and traffic problems the downtown businesses have seen less business.

Mark Hicks, 108 E. Tilden asked about the proposed trail on Tilden connecting the library with the schools and was informed that he can contact the staff or park director for information.

There being no further business for discussion, the meeting was adjourned.

Attest:

Dwayne Sawyer, President

Jeanette M. Brickler, Clerk-Treasurer