

The City of Greenfield, Indiana Common Council met in regular session on June 23, 2010 at 7:00 p.m. in the Council Chambers, Room 127 located at 10 South State Street, with Council President, Gary P. Evans presiding. The invocation was given by Councilman Kerry Grass, followed by all reciting the Pledge of Allegiance.

CALL MEETING TO ORDER:

Meeting called to order by Council President, Gary P. Evans to begin conducting the business of the City of Greenfield.

PRESENT: Councilman Greg Carwein
D. J. Davis
Gary Evans
Kerry Grass
Jason Horning
Kelly McClarnon
Attorney Gregg Morelock
Clerk-Treasurer Larry J. Breese

ABSENT: Councilman Mitch Pendlum
Mayor Brad DeReamer

APPROVAL OF MINUTES:

Councilman Grass moved to approve the June 9, 2010 meeting minutes as submitted and circulated, seconded by Councilman Carwein. Motion carried *viva voce*.

REPORTS FROM COMMITTEES, BOARDS AND COMMISSIONS:

Councilman McClarnon moved to amend the agenda and move up the presentations for Compliance of Benefits for Keihin IPT and Indiana Automotive Fasteners, seconded by Councilman Grass. Motion carried *viva voce*.

Peter Stawick, representing Keihin IPT presented their request for approval of the Compliance with Statement of Benefits Personal Property as prepared and submitted on Form CF-1/PP. Mr. Stawick stated that sales were improving and they were slowly getting back to full staffing levels. Councilman Horning moved to approve this request as presented, seconded by Councilman Grass. Motion carried *viva voce*.

Chikage Castle, Account Manager for Indiana Automotive Fasteners requested approval for Compliance with Statement of Benefits Personal property on Form CF-1/PP and Compliance with Statement of Benefits Real Estate Improvements on Form CF-1/Real Property. Ms. Castle mentioned that last year sales were down approximately 30% and at this time they are back to production levels during the 2008 year. They currently employ 349 full time associates and 59 part-time. Councilman Davis moved to approve both request as presented, seconded by Councilman Carwein. Motion carried *viva voce*.

OLD BUSINESS:

Ordinance 2010-8 an Ordinance Amending the Greenfield Policy and Procedure Manual, and City Attorney, Morelock stated this amendment was in regards to compliance with the Fair Labor Standards Act for employees who are nursing are provided with reasonable, unpaid break time to express breast milk after the birth of a child and would be included under 36.48 Hours of Work, heading in the Policy and Procedure Manual. This on second reading for Council consideration or any amendments. Councilman Davis moved to approve as presented, seconded by Councilman Horning. Motion carried *viva voce*.

Ordinance 2010-8 an Ordinance Amending the Greenfield Policy and Procedure Manual, now on third and final reading was read by title only. Councilman Horning moved to approve on third reading as presented, seconded by Councilman Davis. Council President, Evans called for a roll call vote by Clerk-Treasurer, Breese. AYES:

Councilman Carwein, Davis, Evans, Grass, Horning, and McClarnon. NAYES: None
Council President, Evans declared Ordinance 2010-8 approved with a 6 to 0 vote.

Ordinance 2010-9 an Ordinance Amending Title 5, Chapter 51 and Chapter 52, Regarding Operations of the Wastewater Utility. City Attorney, Morelock stated that after the last meeting he had prepared an revised version of ordinance 2010-9 adding Section IV for the summer rates using the calculations from the average of March, April, and May for the basis for the 125% Summer Sewer Monthly Reduction calculation for the months June July, and August. Councilman McClarnon moved to approve on second reading as revised with the new language added under Section IV as presented, seconded by Councilman Horning. Councilman Horning stated he had an amendment to be considered before taking a vote on second reading. Councilman McClarnon stated he would rescind his motion at this time to allow for any additional amendments before considering on second reading. Councilman Horning moved to remove the requirement of 125% for the calculations of the Summer Sewer Monthly Reduction schedule, seconded by Councilman Grass. David Scheiter, Water & Sewer Superintendent addressed Council in regards to using the 125% of the March, April and May usage was to allow the utility to capture some of the losses in revenue by implementing this rate reduction for the summer months. This would only affect those customers using excessive water for watering lawns or pools. After further discussion by Council regarding the calculations and how this would affect customers, Councilman Horning rescinded his motion to amend. Council President, Evans now asked for a motion to approve Ordinance 2010-9 as revised and presented. Councilman McClarnon moved to approve Ordinance 2010-9 as revised and presented to Council, seconded by Councilman Horning. Motion carried *viva voce*.

Ordinance 2010-9 an Ordinance Amending Title 5, Chapter 51 and Chapter 52, Regarding Operations of the Wastewater Utility. This on third and final reading for adoption was introduced by title only. Councilman McClarnon moved to approve on third reading as presented, seconded by Councilman Carwein. Council President, Evans called for a roll call vote by Clerk-Treasurer, Breese. AYES: Councilman Carwein, Evans, Grass, Horning, and McClarnon. NAYES: Councilman Davis. Council President Evans declared Ordinance 2010-9 approved with a 5 to 1 vote

Ordinance 2010-10 an Ordinance Amending Ordinance 2009-15 on second reading was read by title only with a brief explanation of the ordinance by City Attorney, Morelock. Mr. Morelock stated this was an amendment to Chapter 90, Section 90.99 for violations with proposed fines included. Councilman Grass moved to approve on second reading as presented, seconded by Councilman Davis. Motion carried *viva voce*.

Ordinance 2010-10 an Ordinance Amending Ordinance 2009-15 on final reading as prepared for adoption. Councilman Grass moved to approve on third reading as presented, seconded by Councilman Horning. Council President, Evans called for a roll call vote by Clerk-Treasurer, Breese. AYES: Councilman Carwein, Davis, Evans, Grass, Horning, and McClarnon. NAYES: None. Council President, Evans declared Ordinance 2010-10 approved with a 6 to 0 vote.

Ordinance 2010-11 an Ordinance to Restrict Parking on Park Avenue and to Create a School Zone within the City of Greenfield, Indiana. This on second reading as prepared and recommended by the Traffic & Safety Committee for Council approval. Councilman Horning moved to approve as presented and recommended on second reading, seconded by Councilman McClarnon. Motion carried *viva voce*. With Councilman Grass voting no.

Ordinance 2010-11 an Ordinance to Restrict Parking on Park Avenue and to Create a School Zone within the City of Greenfield, Indiana. This now on third and final reading for adoption by the Common Council. Councilman Horning moved to approve on third reading as presented, seconded by Councilman McClarnon. Council President, Evans called for a roll call vote by Clerk-Treasurer, Breese. AYES: Councilman Carwein, Evans, Horning, and McClarnon. NAYES: Councilman Davis, and Grass. Council President, Evans declared Ordinance 2010-11 approved with a 4 to 2 vote.

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NEW BUSINESS:

Ordinance 2010-12 an Ordinance Amending Title 5, Chapter 51, Regarding Sewer Lateral Inspections, of the Code of Ordinances of the City of Greenfield, Indiana. Councilman McClarnon moved to have introduced by title only as presented, seconded by Councilman Davis. Motion carried *viva voce*. Council President, Evans asked for a motion on first reading as presented, hearing none Council President, Evans declared Ordinance 2010-12 denied from the lack of a motion by Common Council for approval. Councilman Horning asked for an explanation on why this ordinance was not being introduced, because he knew that David Scheiter has put in a lot of time preparing to address any concerns Council might have regarding a Sewer Inspection being required before selling a house older than five years. Council McClarnon stated he had talked with David Scheiter earlier and understood but was uncomfortable with the proposed ordinance as currently written. Councilman Carwein stated he was concerned about possibly charging twice for the same type of service from the utility. Dave Scheiter spoke before Council stating that he had prepared a power point presentation that would hopefully answer some or most of the questions, but he understood that Council did not want to discuss or hear his presentation. Council recommended that Mr. Scheiter continue to hold onto his presentation and possibly this summer during the budget process they would continue to talk about every possibility to help the Wastewater Treatment Plant. Council thanked Mr. Scheiter for his patience and understanding on this matter and for the time he had spent putting together his presentation.

MISCELLANEOUS BUSINESS:

Councilman Evans questioned David Scheiter on policy and procedures on installing meter pits for the Water Utility. Councilman Evans stated he had been asked this question from a resident who was told by an employee of the Water Department that this was the responsibility of the homeowner. Mr. Scheiter stated that under normal circumstances the builder would install the pit while constructing the home. Mr. Scheiter went on to state that if Councilman Evans would talk to him after the meeting to give him more details on the location and the persons name he would look into the matter and follow up with Councilman Evans.

PETITION OR COMMENTS OF CITIZENS:

June Walker local resident asked if someone could explain to her the article in the local paper regarding electric rates, when city asked for residents to conserve electricity and now it appears they will be penalized for conserving and paying more. City Attorney, Morelock stated this language has not been drafted into ordinance form and that Council had received this information at the last meeting from O. W. Krohn for future consideration. Ms. Walker stated she was frustrated when making calls to various departments and no one had any answers or they stated they knew nothing of proposed electric rates. Councilman Carwein stated that the newspaper article was a little premature in releasing this information without any approval by this Council on those proposed changes to the rates within the Electric Utility.

Janet Brown local resident asked the same question about electric rates. Councilman Carwein stated that this was just in the information stage at this time and later would be drafted into an ordinance for consideration by the Council, which would include a Public Hearing before adopting any changes. This proposed ordinance will probably not be drafted or heard until late July at the earliest and there will be more information made public before that time. Councilman Horning stated that he was told that these changes would be revenue neutral.

ADJOURNMENT:

There being no further business to be brought before the Common Council, Councilman McClarnon moved to adjourn the meeting at 8:10 p.m., seconded by Councilman Davis. Motion carried *viva voce*.

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Larry J. Breese, IAMC, MMC
Clerk-Treasurer

Gary P. Evans, Council President
Presiding Officer