

COMMON COUNCIL, CITY OF NOBLESVILLE
AUGUST 10, 2010

The Common Council of the City of Noblesville met in regular session on Tuesday, August 10, 2010. Mayor Ditslear called the meeting to order pursuant to public notice with the following members present: Mary Sue Rowland, Mark Boice, Gregory P. O'Connor, Stephen C. Wood, Dale Snelling, Brian Ayer, and Roy Johnson.

Also present were Clerk-Treasurer Janet Jaros, City Attorney Michael Howard, department directors, and interested citizens.

APPROVAL OF MINUTES: JULY 27, 2010

Mr. Boice moved to approve the minutes as submitted, second Mr. O'Connor, six aye, one abstention. Mr. Wood abstained due to being absent from the last meeting.

APPROVAL OF AGENDA

Mr. Snelling moved to approve the agenda as presented, second Mr. Boice, seven aye.

PETITIONS OR COMMENTS BY CITIZENS WHO ARE PRESENT

There were no petitions or comments by citizens.

MAYOR'S REPORT TO COUNCIL

Mayor Ditslear stated last weekend there was something for everyone in the City. It was a great weekend. There was the Art Festival, wine tasting sponsored by the Sister Cities, the 2nd Annual Float to the Finish Duck Race, the First Friday event, and Jazz on the Square. The Cruise In on Saturday was double the normal size. Mayor Ditslear stated it is the middle of summer and the road construction is in full swing. The City Engineer, John Beery, has been asked to come in and give an official update of the ongoing road construction projects going on in the City.

Mr. Beery stated some of the bigger projects include the Union Chapel Road extension. The new bridge over Stony Creek is complete. Paving should begin by the end of the week. Hopefully, it will be open in about a month. They are doing some subsurface drainage work and paving should take 3-4 weeks. We are looking to start the next phase of the project in a couple of weeks, once financing is in place. Bids came in under budget. Phase 3 should be completed by the end of the year. Phase 4 consists of the construction along S.R. 32/38 at Promise Road and Union Chapel and should be done during the next construction season. Final paving on the roundabout in front of Wal-Mart should take place tomorrow night starting at around 9:00 p.m. They will pave through the night and around traffic. It should be open by Thursday. Striping will happen in the near future. Mr. Beery stated there is currently a problem in the construction industry with getting the right colors for pavement markings. There are some supply and demand issues with all of the stimulus projects going on. Some of the other big projects going on are Stimulus projects. They include Boden Road, from Verizon to S.R. 38, Little Chicago Road, from S.R. 38 to Carrigan Road, Cumberland Road, along the high school to 191st Street was just completed, and the Carrigan Road Bridge. Carrigan Road Bridge is progressing well. Almost all of the piers that the bridge will set in have been driven. All of the wood piers for the wood portion are in. Future projects include Phase 5 of the Union Chapel Road project. This includes the roundabout at Greenfield Avenue and the realignment of Promise and Union Chapel Roads. The bids were opened this morning. They came in significantly under budget. Mr. Beery stated the Department feels it came in under budget due to the 2 season construction period for the project. The asphalt portion is on the back end of the job and that helped the contractors. With some of that remaining money, we will start working on a roundabout at Mercantile Drive and Pleasant Street. There have been many complaints in the last few years over that intersection. A notice to proceed has been issued on 141st Street and Marilyn Road. That

COMMON COUNCIL, CITY OF NOBLESVILLE
AUGUST 10, 2010, PAGE II

roundabout project has begun. It should be complete before Thanksgiving. Mr. Johnson asked about Carleton Heights. Mr. Beery replied Carleton Heights is paved. They have some clean-up work to do. Mr. O'Connor asked if Phase 3 of the Union Chapel Road project would open up Pleasant Street. Mr. Beery responded yes, Phase 3 includes a roundabout at Pleasant and Union Chapel and the extension of Union Chapel to Town & Country. Mrs. Rowland asked if there were any repaving projects for the Old Town. Mr. Beery responded yes. Cherry Street will begin soon. We will also be doing some work at 17th Street and Maple Avenue to clean up the street from some of the work from the sewer project. Mr. Beery stated there will also be some sidewalk and ramp work starting in the Downtown area. Mr. O'Connor asked how close the City is to finishing that project. Mr. Beery replied not even halfway. There are many out of compliant ramps in the Downtown. This will take a few more years to finish.

COUNCIL COMMITTEE REPORTS

Mr. Snelling stated the Economic Development Committee met last Friday. The Façade Grant money has been expended for the year. There are 2 projects coming through, one is at 347 S. 8th Street and the other is the Uptown Café. Once those are complete, there will not be any more funds for the program for the rest of the year. There have been many hits from the internet on the website. Performance Marketing Group is still hot on the Corporate Campus. Par Master, on 150th and Cumberland Road, has a startup with new investors. Miller Consulting is coming in with an additional 230 employees.

APPROVAL OF CLAIMS

Mr. Snelling moved to approve the claims as presented, second Mr. O'Connor, seven aye.

PREVIOUSLY DISCUSSED ORDINANCES

#24-7-10 COUNCIL TO CONSIDER ORDINANCE #24-7-10, TEXT
AMENDMENTS TO THE UNIFIED DEVELOPMENT ORDINANCE
REGARDING THE CREATION OF A NEW RESIDENTIAL DISTRICT
INCLUDING BULK REQUIREMENTS, PERMITTED AND OTHER
USES, AND THE SCHEDULE OF USES FOR A LOW DENSITY
SINGLE-FAMILY RESIDENTIAL CLASSIFICATION KNOWN AS
SUBURBAN ESTATE RESIDENTIAL (SER) (STEVE HUNTLEY)

Mr. Huntley stated this is a new zone classification. It has a minimum requirement of 3 acres if the property is on a septic system or 30,000 sq. ft if the property is on city sewer, with a mandatory lot width of 200 ft. The building size is 2,400 sq. ft. It is a single family district classification. The actual properties involved will be forthcoming within the next 60 days. This has been forwarded from the Plan Commission with an 8-0 favorable recommendation. Mr. Johnson asked about a grammatical error on page 4. Mr. Huntley replied that had been corrected in the final ordinance. The following roll call vote was recorded.

AYE: Brian Ayer, Mark Boice, Gregory P. O'Connor, Mary Sue Rowland, Dale Snelling, Stephen C. Wood, and Roy Johnson

Seven aye, motion carries

COMMON COUNCIL, CITY OF NOBLESVILLE
AUGUST 10, 2010, PAGE III

#25-7-10 COUNCIL TO CONSIDER ORDINANCE #25-7-10, TEXT
AMENDMENTS TO THE UNIFIED DEVELOPMENT ORDINANCE
REGARDING ARTICLE 2 – DEFINITIONS, ARTICLE 7 – PLANS,
MAPS, AND ZONING DISTRICTS, ARTICLE 9 – GENERAL
REGULATIONS, ARTICLE 11 – SIGNS, AND ARTICLE 12 –
LANDSCAPING AND SCREENING (STEVE HUNTLEY)

Mr. Huntley stated the bulk of the changes involved in this ordinance deal with clarification. There have been clarification points added within the ordinance. There has also been a provision added in that a neighborhood garage sale can, if approved, post their sale sign a week in advance rather than 1 day in advance. There are no significant changes to the ordinance. This has been forwarded from the Plan Commission with an 8-0 favorable recommendation. Mr. Boice stated he is very happy with the changes that have been made with the neighborhood signs, but still feels the \$50.00 fee for the neighborhood signs is more of an annoyance than anything. Mr. Boice stated he is very fiscally minded but cannot imagine the City is really making any money off of these signs. This is not worth the annoyance to our citizens. Mr. Boice stated he would like to move to abolish the \$50.00 fee in lieu of the standard permit fee. Mr. Johnson asked what signs that would entail. Mr. Boice replied the neighborhood garage sale signs. Mr. Howard asked if it was part of the zoning ordinance. Mr. Huntley replied yes. Mr. Huntley stated the Council's options are to modify the permit and reduce the cost, it would then go back to the Plan Commission and if they approve it, the motion would stand and the ordinance would be approved as amended. Mr. Boice moved to abolish the \$50.00 fee in lieu of the standard permit fee, subject to approval of the Plan Commission, second Mr. O'Connor, seven aye. The following roll call vote was recorded for the approval of Ordinance #25-7-10 as amended.

AYE: Mark Boice, Gregory P. O'Connor, Mary Sue Rowland, Dale Snelling, Stephen C. Wood, Brian Ayer, and Roy Johnson

Seven aye, motion carries

COUNCIL COMMENTS

There were no Council comments.

ADJOURNMENT

There being no further business before the Common Council this 10th day of August, 2010, Mr. Boice moved to adjourn, seven aye.

JOHN DITSLEAR, MAYOR

ATTEST:

JANET S. JAROS, CLERK-TREASURER