

WESTFIELD TOWN COUNCIL January 10, 2005

The Westfield town Council met on Monday, January 10, 2005 at the Westfield Town Hall. Members present were Jack Hart, Teresa Otis Skelton, David Mikesell, Robert Smith, and Ron Thomas. Also present were Deputy Clerk-Treasurer Bev Rawlings, Town Manager Jerry Rosenberger and Attorney Brian Zaiger. The meeting was called to order at 7:00 pm.

Election of Town Council Officers for 2005

Ron Thomas made a motion to elect Teresa Otis Skelton as president. David Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Bob Smith made a motion to elect Jack Hart as vice president. David Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Approval of Minutes

Ron Thomas wanted to clarify the minutes regarding his position on the salary ordinance. He will submit a statement for the correction. Jack Hart made a motion to approve the minutes of December 13, 2004 as amended. Bob Smith seconded. Vote: Yes-4; No-0; Abstain-1 (David Mikesell).

The January 3, 2005 minutes were tabled until the February Council meeting.

Guests:

John Kerr, president of the Westfield-Washington Chamber of Commerce, read a statement thanking the Council for their work and fully supporting them in their annexation efforts.

Michele Bryant read a statement in opposition of a project currently in front of the Advisory Plan Commission. She is an adjacent property owner to the Centennial North PUD. Her concerns center around her belief that the current comprehensive plan is not being followed, and that her property value will be reduced.

OLD BUSINESS

Resolution 04-25 Creation of park Board Feasibility Study Team December 13, 2004—Town Council-No Action

This is a feasibility study to explore a joint town/township park board. This is just a recommendation, and is not binding on the council.

Jack Hart made a motion to approve Resolution 04-25. Ron Thomas seconded. Vote: Yes-5; No-0. Motion carried.

Regulatory Changes/Council Introduction:

First council consideration:

None

Second Council Consideration:

None

NEW BUSINESS

2005 Supervisory Appointments

Bob Smith made a motion to appoint Jerry Rosenberger as Town Manager. David Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Jack Hart made a motion to appoint Bruce Hauk as Public Works Director. David Mikesell seconded. Vote: Yes-4; No-0. Motion carried.

Bob Smith made a motion to appoint Kevin Buchheit as Community Development Director. Jack Hart seconded. Vote: Yes-5; No-0. Motion carried.

Jack Hart made a motion to appoint Keith Smith as Fire Chief. David Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Jack Hart made a motion to appoint Bryan Foster as Police Chief. David Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Ron Thomas made a motion to appoint Jack White as Building Commissioner. David Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

2005 Financial Consultant Appointment

Bob Smith made a motion to appoint O.W. Krohn & Associates as 2005 financial consultant. Jack Hart seconded. Vote: Yes-5; No-0. Motion carried.

2005 Engineering Consultant Appointment

Jack Hart made a motion to appoint HNTB as 2005 engineering consultant. David Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

2005 Town Attorney Appointment

Ron Thomas made a motion to appoint Brian Zaiger as 2005 town attorney. David Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

2005 Plan Commission and BZA Attorney Appointment

Jack Hart made a motion to appoint Brian Zaiger as 2005 Plan Commission and BZA attorney. Bob Smith seconded. Vote: Yes-4; No-1 (Thomas). Motion carried.

Appointment of Two Council members to Advisory Plan Commission

Jack Hart made a motion to appoint Ron Thomas. Ron Thomas seconded. Vote: Yes-5; No-0. Motion carried.

David Mikesell made a motion to appoint Bob Smith. Jack Hart seconded. Vote: Yes-5; No-0. Motion carried.

**Appointment of Citizen Member to Advisory Plan Commission
Appointment of member to Board of Zoning Appeals (Citizen from the plan
commission)**

Jerry Rosenberger noted that he had been unable to confirm whether the current member would be willing to continue serving. He suggested this item be tabled until the February council meeting.

Bob Smith made a motion to table these items. Ron Thomas seconded. Vote: Yes-5; No-0. Motion carried.

Appointment of Council member to Comp Plan Steering Committee

David Mikesell made a motion to appoint Teresa Otis Skelton to the Steering Committee. Ron Thomas seconded. Vote: Yes-5; No-0. Motion carried.

Hamilton County Emergency Management Advisory Council Appointment

David Mikesell made a motion to appoint Bob Smith. Jack Hart seconded. Vote: Yes-5; No-0. Motion carried.

Resolution 05-01: Public Notice Advertising for 2005

David Mikesell made a motion to utilize the Noblesville Daily Times as the “qualified” newspaper for legal advertising. Jack Hart seconded. Vote: Yes-5; No-0. Motion carried.

Resolution 05-02: Reimbursement Resolution

Jerry described the need for this resolution to allow the council to reimburse the capital fund from a general obligation bond, if passed.

Jack Hart made a motion to approve the appropriation of funds. Bob Smith seconded. Vote: Yes-4; No-1 (Thomas). Motion carried.

**Ordinance 05-01 Traffic regulations updated
First Reading**

Jerry Rosenberger explained this is an item previously reviewed. Because it is coming forward in the new year, it should have a new number. This resolution does not include the SR 32 annexations. Once certified, the newly annexed areas will be added in.

Bob Smith made a motion to suspend the rules. David Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Bob Smith made a motion to approve Ordinance 05-01. Jack Hart seconded. Vote: Yes-5; No-0. Motion carried.

**Ordinance 05-02 SF-1 Zoning Changes
Public Hearing Advisory Plan Commission December 16, 2004
First Reading**

Kevin Buchheit presented this item. He noted the areas affected, and described the changes this ordinance would make to the AG-SF1 district, and noted that a public hearing was held on this petition at the December 16, 2004 Advisory Plan Commission meeting and that it comes forward with a unanimous recommendation for approval.

David Mikesell made a motion to approve Ordinance 05-02. Jack Hart seconded. Vote: Yes-5; No-0. Motion carried.

**Westfield Public Works Capital Purchases
Club Cab Vehicle**

**225KW Portable Generator
Pole Barn Expansion**

Bruce Hauk briefly described these items and noted they are in the budget for this year.

Ron Thomas made a motion to approve the purchases of the club cab vehicle in an amount not to exceed \$30,000. Jack Hart seconded. Vote: Yes-5; No-0. Motion carried.

Jack Hart made a motion to approve the purchase of the 225KW generator in an amount not to exceed \$40,000. David Mikesell seconded. Vote: Yes-0; No-0. Motion carried.

Ron Thomas made a motion to approve the pole barn expansion in an amount not to exceed \$70,000. David Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Consent Agenda

Release of Performance Bonds

None at this time

Release of Maintenance Bonds

Countryside Section 2B, 3B, and 14
Crestview Sections 1, 2, 3, and 4

David Mikesell made a motion to approve the consent agenda. Jack Hart seconded. Vote: Yes-5; No-0. Motion carried.

Town Manager Report:

Jerry Rosenberger noted the date of the council retreat would be January 16th starting at 8:00 AM at the Harbor Trees Golf Club.

He noted the Town is hiring three new personnel this year to act as emergency medical paramedics. The Hamilton County Commissioners have asked for proposal from other communities to manage this program for the county. Bob Smith added a few details assuring the council that Westfield/Washington Fire department could fulfill these services. He noted that this could bring additional revenues for the town.

Jerry stated the closing on the Heppner house would be January 18th.

Mr. Rosenberger informed the council that a new ordinance requiring the words “of Westfield” for all new signage. This new ordinance will come forward in February.

Jerry spoke about the difficulty in finding facilities to train police and fire department personnel. Various county municipalities (Carmel, Cicero, and have the opportunity to participate jointly for a consultant to provide a feasibility study on this topic. Jack Hart made a motion to approve an expenditure of \$1,700 and to have the Town Manager sign the contract. Bob Smith seconded. Vote: Yes-5; No-0. Motion carried.

Mr. Rosenberger announced that the location for the comprehensive plan update kick-off meeting is Oak Trace Elementary School. The meeting will begin at 7:00 PM and is on Monday, January 31st.

Buzz Krohn will be presenting fiscal impact presentation February 7th 7:00 PM at the Public Safety building.

Jerry also gave quick updates on current legislation:

Jeff Drozda is working to eliminate the requirement that towns ask permission of cities before annexing territory. He is also working on only requiring 51% of property owners to be required for remonstrations. Jeff is also working on zoning legislation requiring an affirmative vote of one more than the majority of council members to take action on a no recommendation or a negative recommendation proposal.

Jim Buck and Jerry Torr are working on CREED district legislation. This could be significant economic development opportunity for Westfield. Currently only 2nd class cities may create a CREED district. This new legislation would allow municipalities that have displacement of companies due to highway projects.

Council Members Comments:

In light of the recent heavy snows, Bob Smith asked if sidewalks could be more quickly cleared of snow in the downtown area, and if public works personnel could assist.

Ms. Skelton thanked the public works department for their efforts in clearing the streets from the recent snows. Ron Thomas echoed that sentiment.

Claims

David Mikesell made a motion to approve the claims. Jack Hart seconded. Vote: Yes-5; No-0. Motion carried.

Adjourn

WESTFIELD TOWN COUNCIL January 10, 2005

With no further business, the council adjourned at 8:05 PM. An Executive Session followed.

Clerk-Treasurer

Council President