

WESTFIELD CITY COUNCIL, December 8, 2008

The Westfield City Council met in regular session Monday December 8, 2008 at the Westfield City Hall. Members present were Bob Smith, Bob Horkay, Tom Smith, Rob Stokes, John Dippel and Ken Kingshill. Also present were Deputy Mayor, Bruce Hauk, Mayor, Andy Cook, Clerk Treasurer, Cindy Gossard and Legal Counsel, Brian Zaiger. Mayor Andy Cook called the meeting to order at 7:00 p.m.

Swearing in of new Westfield City Councilor (District 2)

Mayor Cook announced Steve Hoover has been appointed to replace Melody Sweat on the City Council. Mayor Cook administered the swearing in for this new position.

Approval of Minutes:

President Kingshill explained that he had not had a chance to review the minutes and would like to have these returned to the Council for approval at our next meeting.

Guests:

None

Council Responses to Guest Comments:

Claims:

Bob Horkay made a motion to approve claims as presented. John Dippel seconded. Vote: Yes-7; No-0. Motion carried.

Miscellaneous Business/Special Recognition:

Special Recognition:

Mayor Cook recognized Melody Sweat for her service on the City Council and commended her for her work in our Parks Department for the City.

Mayor Cook recognized Robert Kmetz for serving our Country in Iraq. Mayor Cook read the Proclamation declaring December 12th as Robert Kmetz Day.

Old Business:

Ordinance 08-48: Oak Ridge Pointe PUD
Introduction – October 13, 2008
First Reading – December 8, 2008
Second Reading – January 12, 2009
Adoption Consideration – January 12, 2009

Greg Anderson presented this item introducing Jon Dobosiewicz who gave a brief presentation of this PUD amendment and restatement to Oak Ridge Pointe Ordinance 07-34.

Bob Smith made a motion to approve Ordinance 08-48 as presented. Tom Smith seconded. Vote: Yes-7; No-0. Motion carries.

Ordinance 08-49 Establishment of Non-Reverting Fund – Westfield Fiber Optic Board
First Reading – November 10, 2008
Public Hearing – December 8, 2008
Second Reading – December 8, 2008
Adoption Consideration – December 8, 2008

John Rogers presented this item explaining the intent and need for this Fund.

Public Hearing opened 7:30 p.m.

None

Public Hearing closed at 7:31 p.m.

Bob Horkay made a motion to approve Ordinance 08-49 as presented. Steve Hoover seconded. Vote: Yes-7; No-0. Motion carries.

Ordinance 08-50 Amendment to Ordinance 07-18 (Traffic regulation Code)
First Reading – November 10, 2008
Second Reading – December 8, 2008
Adoption Consideration – December 8, 2008

President Kingshill explained this item will come back to the Council at our next meeting.

Ordinance 08-51 Downtown Development Management Ordinance
First Reading – November 17, 2008
Second Reading – December 8, 2008
Adoption Consideration – December 8, 2008

Ken Kingshill stated this Ordinance was presented at our November meeting and this is a second hearing. Ken explained this Ordinance is to help enhance development opportunities to our Downtown.

Steve Hoover made a motion to approve Downtown Development Management Ordinance 08-51 as presented. Bob Horkay seconded. Vote: Yes-7; No-0. Motion carries.

New Business:

Interlocal Agreement between City of Westfield and City of Noblesville

Brian Zaiger presented this item explaining this Agreement puts into place and practices with real numbers and practices of an Ordinance adopted this summer. Brian stated that the Ordinance allows for a deferral program for traffic and other citations.

Chief Police Jowitt stated this Agreement will allow our Police Department and Community Development to write Ordinances into a City Court.

Bob Smith made a motion to approve the Interlocal Agreement with the City of Noblesville as presented. Tom Smith seconded. Vote: Yes-7; No-0. Motion carries.

Public Works Delinquent Charge Offs

Kurt Wanninger presented this item explaining this is done to charge off accounts that are uncollectable. Kurt stated the amount requested to charge off is in the amount of \$6,284.71.

President Kingshill stated consensus from the Council to approve the charge offs in the amount of \$6,284.71.

Resolution 08-59 Thoroughfare Plan Amendment (Amendment to Resolution 08-09) First Reading – December 8, 2008 Adoption Consideration – December 8, 2008

Melody Sweat presented this item requesting an amendment to text and to exhibits for the Thoroughfare Plan which is a component to the Comp Plan regarding the Bicycle Pedestrian Plan.

Bob Smith made a motion to approve Resolution 08-59 amending Resolution 08-09 as presented. Bob Horkay seconded. Vote: es-7; No-0. Motion carries.

Resolution 08-58 Additional Appropriation
First Reading – December 8, 2008
Adoption Consideration – December 8, 2009

Brian Zaiger presented this item explaining to the Council this is to clear up previous actions by the City. Brian explained this is a Fund Transfer of \$247,575.00 from Debt Service to the General Fund as a direct result of a SBOA request.

Rob Stokes made a motion to approve Resolution 08-58 as presented. Tom Smith seconded. Vote: Yes-7; No-0. Motion carries.

Resolution 08-57 Bond Ordinance Clarification
First Reading – December 8, 2008
Adoption Consideration – December 8, 2008

Brian Zaiger presented this item explaining that in May the City adopted a Bond Ordinance in the amount of 5.5 million dollars for operating expenses. Brian also explained the Bank that purchased the Bond and went to place it objected to a line stating “subject to annual appropriations” that was in our Bond Ordinance.

Brian stated this Resolution is to simply clean up the verbage in our Bond Ordinance.

Bob Horkay made a motion to approve Resolution 08-57 as presented. Bob Smith seconded. Vote: Yes-7; No-0. Motion carries.

City Council Comments:

Steve Hoover stated he was excited to be part of the Council and looking forward to the coming year.

Bruce Hauk explained the need for a Resolution that is required of fiscal planning and is done at the end of every year to allow the Clerk Treasurer to transfer funds to balance appropriations.

Mayor Comments:

Thanked the City Council for their year of service.

Welcomed Steve Hoover to the Council

Had our 1st annual Lighting of our Christmas Tree

Ice skating rink weather permitting with skate rentals ran by the Girls Scouts

Dec. 18th at our Chamber meeting will be a presentation of the Grand Junction Task Force revealing the Downtown Plan

Adjourn:

Bob Smith made a motion to adjourn. John Dippel seconded. Vote: Yes-7; No-0. Motion carried.

With no further business the meeting adjourned at 8:10 p.m.

Clerk-Treasurer

Council President