

## **Westfield City Council Meeting November 8, 2010**

The Westfield City Council met in regular session Monday November 8, 2010 at the Westfield City Hall. Members present were John Dippel, Bob Horkay, Steve Hoover, Ken Kingshill, Bob Smith, Tom Smith and Rob Stokes. Also present were Mayor Andy Cook, Deputy Mayor Bruce Hauk, Clerk-Treasurer Cindy Gossard and Attorney Brian Zaiger.

Mayor Andy Cook called the meeting to order at 7:00P.M.

### **Approval of Minutes:**

Steve Hoover made the motion to approve the October 11, 2010 minutes. Bob Smith seconded. Vote: Yes-7; No-0. Motion carried.

### **Guests:**

Warren Mockler questioned the temporary tent fees being charged for local businesses and not charging City sponsored events. The Council will take a look at the applicable ordinance and check the fees

### **Claims:**

John Dippel made the motion to approve the claims as presented. Rob Stokes seconded. Vote: Yes-7; No-0. Motion carried.

### **Miscellaneous Business/Special Presentation:**

*Downtown Westfield Neighborhood Association (DWNA)-Westfield in Lights:*

Anne Poynter Executive Director of DWNA announced that the upcoming event will be Westfield in Lights December 3, 4 and 5<sup>th</sup>. She described each day of the event as follows:

Friday Evening:

- Downtown dining and shopping
- Gingerbread House Competition
- Winter Market
- Santa's House
- Historic Carriage Rides including Interpretive Characters
- Christmas Tree Sales
- Tree Lighting in Hadley Park

- Westfield in Lights Merchant Competition
- Gallery One 36 Open House/Art Exhibit
- Carolers

Saturday Evening:

- Westfield Friends Living Nativity (6pm-8pm)
- Holiday Carolers
- Downtown Holiday Dining & Shopping
- Christmas Tree Sale in Redman Park

Sunday Afternoon:

- Downtown Holiday Dining & Shopping
- Christmas Tree Sale

Main Street Productions, Boys Scouts, Girl Scouts, Service Organizations, Merchants, Churches and Individuals will be participating in this event. Ms. Poynter invited everyone to “Westfield in Lights”.

**Old Business:**

*Ordinance 10-20: Villages at Oak Manor PUD Amendment:*

*Introduction-June 14, 2010*

*APC Public Hearing-September 7, 2010*

*APC Recommendation-September 20, 2010*

*Second Reading-October 11, 2010*

*Update from Committee-November 8, 2010*

Councilor Rob Stokes gave an update from the committee. He explained that the committee which is made up of three Council members (Ken Kingshill, Steve Hoover , Rob Stokes) has met with residents from the Villages at Oak Manor and representatives from Hills. He explained that there have been two meetings. The following has changed from the original plan:

1. The maintenance incentives for the new homes will be consistent with the existing homes.
2. No basketball goals or play sets.

There will be another meeting December 1<sup>st</sup> in which Hills will be bringing new floor plans and elevations. This will come back to the City Council for consideration December 13, 2010.

*Ordinance 10-23: Golf Cart Ordinance*

*Introduction-September 13, 2010*

*Public Comment-October 11, 2010*

*Update from Committee-November 8, 2010*

Councilor John Dippel gave an update from the Golf Cart Ordinance committee (Rob Stokes, Bob Smith, John Dippel). He reviewed the State Ordinance and discussed this with State Lobbyists. The two

items that the committee recommends is that legal lights will be required and drivers must be 16 and older with a valid driver's license.

This proposed ordinance has been discussed with "We Can" and should come back to this Council with an update in December.

*Ordinance 10-25: Rezone from SF-5 to GB-4160 State Road 32 West-Dello's Italian Bistro:*

*Introduction-August 9, 2010*

*APC Public Hearing-September 7, 2010*

*APC Recommendation-October 18, 2010*

*Adoption Consideration-November 8, 2010*

Community Development Director Matt Skelton presented Ordinance 10-25 for consideration. He explained that this comes with a unanimous favorable recommendation from the APC. He invited the council to ask questions for more detail.

Tom Smith asked if the rezone and parking separate requests. Mr. Skelton confirmed that these were two requests although the Rezone only is for consideration this evening.

After some discussion Steve Hoover made the motion to approve Ordinance 10-25 as presented. Bob Horkay seconded. Vote: Yes-7; No-0. Motion carried.

Mr. Skelton clarified the Tent Ordinance fees that came up at the guest portion of the meeting.

**New Business:**

*Resolution 10-13:2010 Utility Charge Offs*

*Adoption Consideration-November 8, 2010*

Director of Public Works Kurt Wanninger explained that this is a yearly maintenance clean up. He complimented Peg Richardson, Supervisor for Customer Service and staff for collecting most of the delinquent fees and coming to the year end with a small percentage to write-off. Fees can still continue to be collected after being written off.

Bob Smith made the motion to approve Resolution 10-13 in the amount of \$3,972.59. John Dippel seconded. Vote: Yes-7-No-0. Motion carried.

*Park Non-Reverting Appropriation (Fund 206)-\$2,500.00*

*Adoption Consideration November 8, 2010*

After some clarification from Deputy Mayor Bruce Hauk on the amount Bob Smith made the motion to approve spending \$2,500.00 out of the non-reverting (206). Rob Stokes seconded. Vote: Yes-7; No-0. Motion carried.

*Ordinance 10-24: Elected Officials Salary Ordinance*

*Introduction-November 8, 2010*

*Second Reading-December 13, 2010*

*Adoption Consideration-December 13, 2010*

Mr. Hauk described the ordinance and timeline for Ordinance 10-24. He explained that a vote would need to take place on or before December 31, 2010. It will come back to this Council for consideration December 13, 2010.

City Council Comments:

Bob Smith extended a Happy Thanksgiving to everyone!

Steve Hoover made the motion to adjourn. Bob Smith seconded. Vote: Yes-7; No-0. Motion carried.

With no further business the meeting was adjourned at 7:51P.M.

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Clerk-Treasurer

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President