

AVON TOWN COUNCIL MEETING

April 12, 2018

7:00pm

Avon Town Hall

6570 E US Hwy 36, Avon, Indiana

Call to Order was made by Council President Aaron Tevebaugh.

Roll Call was taken by Clerk-Treasurer, Sharon Howell. Council members present were Marcus Turner, Steve Eisenbarth, Aaron Tevebaugh, Beverley Stafford and Greg Zusan. Tom Klein, Town Manager and Mitchell Ray, Town Attorney, were also present.

Proclamation: Arbor Day

Tom Klein read the proclamation designating April 27th 2018 as Avon Arbor Day.

Consent Agenda

3/20/18 Town Council Work Session Meeting Minutes

3/30/18 Check Register

Council member Stafford made a motion to accept the Consent Agenda with the addition of payment to Nate Harvis for K-9, Lance (\$8,500). Council member Eisenbarth seconded the motion. M. Turner-for, S. Eisenbarth-for, A. Tevebaugh-for, B. Stafford-for, G. Zusan-for 5-for, 0-against, Motion carried 5-0.

Public Comment

Bob Colver, 1483 Laurel Oak, commented on Candidate Night which was held on April 3, 2018. He reviewed discussion items which included schools and funding, the infrastructure plan for the town, and town zoning. There was discussion regarding big box stores and what happens when they go out of business. The last item discussed was the consideration of consolidating with the Township. Mr. Colver encouraged Council to continue the process of hiring an economic development person for the town and to look at commercial growth and tax base.

Council Comment/Liaison Reports

Council members presented updates on recent meetings they had attended.

Council member Turner attended the signing of the Opioid Bills by Governor Holcomb.

Council member Turner asked staff to consider initiating a rezone on Farmland Reserve on Ronald Reagan Parkway. Council member Eisenbarth stated he would also support a rezone for Farmland Reserve property.

A summary of plan commission meeting was provided.

The Police Department's K-9 Artemis that was provided to us from Pittsboro has a back issue and will need to be retired. The police department is in the process of acquiring a new K-9, Lance.

The Merit Board is set to offer a conditional offer of employment to the next applicant on the hiring list. This position will fill the final vacancy in the department.

Council member Zusan participated in Candidate Night. He commented that they should consider a mayoral system with the all the growth in Avon.

Until we get the Thoroughfare and Zoning Plan updated maybe we should consider moratorium on building.

Council President Tevebaugh attended the Vietnam Veteran's event at the American Legion

Council President Tevebaugh stated It is very frustrating to see the divisiveness in the community.

It is hard to digest the fact that there are a lot of people that are using deceptive information. The

people that live in this community are friends, family members, and feels that between the school referendum and our newly created sewer district, and especially all of the development that is going on, there has to be a better way to communicate and vent frustrations.

New Business

Authorization to Purchase Vehicles and Obtain Financing

The Avon Police Department requested authorization to purchase one Dodge Charger All Wheel Drive at \$23,973.25 and one Ford Utility Interceptor at \$26,854.71. A vehicle schedule was provided.

Council member Eisenbarth made a motion to approve the purchase of vehicles as presented and authorize the clerk-treasurer to obtain financing. Council member Turner seconded the motion. M. Turner-for, S. Eisenbarth-for, A. Tevebaugh-for, B. Stafford-for, G. Zusan-for 5-for, 0-against, Motion carried 5-0.

Authorization to Purchase Police Radios

The Avon Police Department requested permission to purchase three portable radios for officers. Council member Stafford made a motion to approve the request to purchase three radios from Ra-Comm for a total of \$12,496.69. Council member Zusan seconded the motion.

M. Turner-for, S. Eisenbarth-for, A. Tevebaugh-for, B. Stafford-for, G. Zusan-for 5-for, 0-against, Motion carried 5-0.

Selection of Construction Engineer for 200 North Project

The town will reconstruct CR 200 N in the second half of 2018 and first half of 2019 utilizing federal funds. The federal aid process requires fulltime inspection be performed. A request for qualifications was sent out and six proposals were received from engineering firms. The selection committee recommended United Consulting be selected for the project.

Council member Stafford made a motion to approve the selection of United Consulting to perform the construction engineering services for the CR 200 N Reconstruction. Council member Turner seconded the motion.

M. Turner-for, S. Eisenbarth-abstain, A. Tevebaugh-for, B. Stafford-for, G. Zusan-for 4-for, 1-abstain, Motion carried 4-0.

Chamber of Commerce Contract

Tom Klein provided the Chamber Contract and asked for direction from Council on how to proceed. Discussion was held regarding services and fees. Council President Tevebaugh stated that the Chamber does many things that go unnoticed. Council member Zusan stated he is on the board and can reclude himself or request they move forward with the \$15,000 as they did last year. Mr. Ray responded that Mr. Zusan did not need to reclude himself. Council member Eisenbarth stated he would support the same amount or even a little lower amount. Council member Turner agreed with Council member Eisenbarth. Tom Downard was present and stated that consistency is helpful and agreed with Council President Tevebaugh that the Chamber does a lot of things that go unnoticed. The need for Economic Development and funding for that was discussed. With the loss of our Assistant Planner there is also a need for another person in planning.

Council member Zusan made a motion to approve the contract for economic development services by and between the Town of Avon and the Greater Chamber of Commerce for the calendar year 2018 in the amount of \$15,000. Council member Stafford seconded the motion. There was further discussion. Council member Eisenbarth asked if we could lower the amount and put some funds toward support of economic development and suggested a \$1,000 cut. Council member Turner stated he would be more comfortable with \$10,000.

Council President Tevebaugh discussed the new economic development position and the pay rate. Mr. Klein provided the budgeted amount for the position including benefits.

Council member Zusan asked if a contract position that would not include benefits was an option. Mr. Klein stated a contract position would change the scenario provided. The benefit of a fulltime town employee versus a contract person was discussed. Discussion on where money could come from and areas that could be cut. Council member Tevebaugh believes a decision needs to be made tonight and stated there have been multiple work sessions and discussions on this and this has been put off forever. Council member Turner stated we could be flexible and mold this position as we go to attract the best candidate we can find.

Roll call vote was taken on the Avon Chamber contract for services.

M. Turner-against, S. Eisenbarth-against, A. Tevebaugh-against, B. Stafford-for, G. Zusan-for 2-for, 3-against, Motion failed, 2-3.

Council President Tevebaugh stated no one can make a decision and stated we need to stop kicking this can around and make a decision so the two gentlemen in the audience can move on with their business. Council member Stafford asked Mr. Klein how much has been spent on wayfinding and what was budgeted. He responded we have not spent any of the \$40,000 for wayfinding. Council member Eisenbarth thought this would be a good place to start and they could put off the wayfinding signs. There is still \$44,500 dollars needed for this position. Council member Zusan discussed the amounts including benefits that would still be needed. Tom Downard provided input regarding additional expenses for this position. Discussion continued regarding the salary for the economic development position and the possibility of not hiring an Assistant Planner and the impact that would have.

Council member Zusan made a motion to approve the contract for economic development services by and between the Town of Avon and the Greater Chamber of Commerce for the calendar year 2018 in the amount of \$15,000. Council member Stafford seconded the motion. M. Turner-against, S. Eisenbarth-against, A. Tevebaugh-for, B. Stafford-for, G. Zusan-for 3-for, 2-against, Motion passed, 3-2.

Hendricks County Economic Development Partnership Contract

Tom Klein presented the contract for the Hendricks County Economic Development Partnership. Discussion was held. Council member Turner stated he is not in favor of funding this at all and stated they have other needs on the table and the partnership is not working for us. Council member Stafford stated that we need a working relationship with those that work in the entities that we are serving.

Council member Stafford made a motion to approve the Hendricks County Economic Development Partnership Contract in the amount of \$20,000. Council member Eisenbarth seconded the motion. M. Turner-against, S. Eisenbarth-for, A. Tevebaugh-against, B. Stafford-for, G. Zusan-for 3-for, 2-against, Motion carried 3-2.

Resolution

Resolution 2018-09: Adopting the Second Amended and Restated Agreement and Declaration of Trust of the Aim Medical Trust

Several changes including the name and structure have been changed which requires a new Resolution.

Council member Stafford made a motion to approve Resolution 2018-09. Council member Eisenbarth seconded the motion.

M. Turner-for, S. Eisenbarth-for, A. Tevebaugh-for, B. Stafford-for, G. Zusan-for

5-for, 0-against, Motion carried 5-0.

Ordinance

Public Hearing: Ordinance 2018-07: Reestablishing the Cumulative Capital Development Fund

The Public Hearing was opened and closed with no one coming forward.

Final Adoption: Ordinance 2018-07: Reestablishing the Cumulative Capital Fund

This ordinance reestablishes the rate for a fund that allows us to do capital projects with a property tax base. Council member Turner made a motion to adopt Ordinance 2018-07. Council member Zusan seconded the motion.

M. Turner-for, S. Eisenbarth-for, A. Tevebaugh-for, B. Stafford-for, G. Zusan-for

5-for, 0-against, Motion carried 5-0.

Introduction: Ordinance 2018-08: To Change the Zoning for the Prock Property Located at the Southeast Corner of CR 100 S and Ronald Reagan Parkway

Jodi Dickey Introduced Ordinance 2018-09. This comes to council with a unanimous negative recommendation from the Plan Commission March 26th meeting. This intersection has had two fatal crashes. Council member Eisenbarth stated that Ronald Reagan corridor is a very important area and we want to keep the highest quality businesses. This should be the hub of our economic development. He does not want to go against our Plan Commission's decision. The petitioner, Mr. Mark Brannum the VP of development for Clover Development Group was in attendance and spoke. Mr. Brannum stated they are the nation's largest senior apartment developer. He stated they develop, build, and manage apartments and become a part of the community. He provided information on the parkway and addressed concerns that came with the Comprehensive Plan, the access to and from the parcel. He hopes their request will be considered. Mr. Paul (?) also spoke and discussed the parcel and the requested rezone. Mr. Brannum provided information on the background of Clover Development. He requested approval of the rezoning of this property.

Introduction: Ordinance 2018-09: Amending 2018 Salary Ordinance: Economic Development Position

Tom Klein introduced the ordinance and provided a summary and analysis for the position.

Legal Counsel Report

Nothing to report.

Public Comment

There was no one coming forward to comment.

Council Calendar

4/14 – Chamber dinner

4/26 – Council meeting

Adjournment

Meeting adjourned at 9:10 p.m.