

AVON TOWN COUNCIL MEETING
October 8, 2009
Avon Town Hall Council Chamber
6570 E US Hwy 36, Avon, Indiana

Call to Order was given by Council President Greg Zusan.

Invocation was given by John Lilly of Harmony Baptist Church.

Roll Call was taken by Clerk-Treasurer Sharon Howell. Council members present were Greg Zusan, Beverley Austin, Charlie Dorton, and Nikki Gordy and Michael Rogers. Town Manager, Tom Klein and Dan Taylor, Town Attorney were also present.

Consent Agenda

Motion was made by Council member Austin to approve the consent agenda of:

July 9, 2009 Council Meeting Minutes

July 23, 2009 Council Meeting Minutes

August 27, 2009 Council Meeting Minutes

September 10, 2009 Work Session Meeting Minutes

September 30, 2009 Check Register

Introduction: Ordinance 2009-27: To Provide for Effective Conservation of Water

Introduction: Ordinance 2009-08: Annexing Property Known as Casco Drive

Introduction: Ordinance 2009-24 Annexing Property Known as Town Hall Extension and

Introduction: Ordinance 2009-28: Amending Ordinance Violations Bureau Schedule of Civil Penalties.

Motion was seconded by Council member Rogers. Roll call vote:

C. Dorton-for, N. Gordy-for, B. Austin-for, G. Zusan-for, M. Rogers-for
5-for, 0-against Motion carried.

Public Comment

Residents Charlotte Martin and Matt Hopper commented on Ordinance 2009-26 an ordinance that changes the zoning for real estate located at the southwest corner of CR 100 North and CR 1050 East.

Council Comment

There were no Council comments at this time.

Old Business

Fire Territory Study Agreement

After some discussion Council member Dorton made a motion to table services by Orville Powell until there has been a financial analysis done for the Town. Motion was seconded and roll call vote was taken.

C. Dorton-for, N. Gordy-for, B. Austin-for, G. Zusan-for, M. Rogers-for
5-for, 0-against Motion carried.

Motion was made by Council member Dorton to suspend the rules to add agenda item.

Motion was seconded by Council member Gordy. Roll call vote:

C. Dorton-for, N. Gordy-for, B. Austin-for, G. Zusan-for, M. Rogers-for
5-for 0-against Motion carried.

Motion was made by Council member Dorton to allow the Town Manager to have a financial analysis of a fire territory conducted by Umbaugh for not to exceed \$5,000.

Motion was seconded by council member Austin. Roll call vote:

C. Dorton-for, N. Gordy-for, B. Austin-for, G. Zusan-for, M. Rogers-for
5-for, 0-against Motion carried.

New Business

2010 Budget Adoption

Mr. Klein presented the 2010 budget highlights. The Town has received a non-binding approval of the 2010 budget from the County. Overall there are no raises budgeted for 2010. The Town's share of health insurance premiums have not been increased. The general fund budget has been reduced by \$164,871 with 72% of the budget for personnel. 63% of the general fund is for the police department. The Town Council budget has increased by \$2,800 which is the transfer of the ordinance prosecutor. At this time work is being done on quotes for liability insurance. Options include increase in deductible with decrease in premium. The police department has no change in budget amount. It would take additional \$33,000 to make part time officer fulltime. Additional amount of \$10,000 would be needed for emergency messaging system. The parks department general fund budget has been eliminated and parks employees will be paid from food and beverage fund. Mr. Klein reviewed budgets for food and beverage, MVH, LRS, CCI and CCD funds. The riverboat fund may have decline in 2010 due to economic conditions. EDIT includes some budget for paving, street lights, drainage, and planning. TIF fund will be under spent in 2009. The budget for the LECE fund has not changed. The Road Bond Debt Fund increased to ensure adequate fund balance to make debt payments. Council discussed employee health insurance and their desire to have the employee portion of premium payments to remain the same as 2009. Council member Dorton made a motion to approve the 2010 Budget as presented by the Town Manager. Motion was seconded by Council member Gordy. Roll call vote was taken. C. Dorton-for, N. Gordy-for, B. Austin-for, G. Zusan-for, M. Rogers-for 5-for, 0-against Motion carried 5-0.

Construction Engineering Contract-Crossroads

Mr. Cannon presented. At a previous council meeting the Town Council approved the selection of Crossroad Engineers to perform the construction inspection for the Town's Reinvestment and Recovery Act (ARRA) projects. Staff is seeking approval of the contract with Crossroads.

Motion was made by Council member Gordy to approve the contract for Crossroad Engineers for not to exceed \$141,133.84 to complete construction inspection services for the Town of Avon ARRA projects. Motion was seconded by Council member Austin. Roll call vote was taken.

C. Dorton-for, N. Gordy-for, B. Austin-for, G. Zusan-for, M. Rogers-for 5-for, 0-against Motion carried 5-0.

Public Hearing

Ordinance 2009-08: Annexing Property Known as Casco Drive. The public hearing was opened by Council President, Greg Zusan. With no one coming forward the public hearing was closed.

Public Hearing

Ordinance 2009-24: Annexing Property Known as Town Hall Extension. The public hearing on Ordinance 2009-24 was opened and closed with no one coming forward.

Ordinances

Ordinance 2009-23: Linear Park Trail System

Mr. Klein presented. This is the final reading for Ordinance 2009-23. This ordinance develops a linear park trail system through the town consisting of trails and sidewalks. Motion was made by Council member Austin to approve Ordinance 2009-23. Motion was seconded by Council member Gordy. Roll call vote:

C. Dorton-for, N. Gordy-for, B. Austin-for, G. Zusan-for, M. Rogers-for 5-for, 0- against Motion passed 5-0.

Ordinance 2009-26: To Change the Zoning for Real Estate Located at the SW Corner of CR 100N and 1050E

This ordinance changes the zoning classification to a planned unit development (PUD). Council member Dorton made a motion to approve Ordinance 2009-26 to Change the Zoning for Real Estate Located at the SW Corner of CR 100N and 1050 E; the Sanders PUD as written. Motion was seconded by Council member Austin. Roll call vote was taken.

C-Dorton-for, N. Gordy-for, B. Austin-for, G. Zusan-for, M. Rogers-for
5-for, 0-against Motion carried 5-0.

Legal Counsel Report

Counsel had nothing to report for this meeting

Public Comment

No one came forward for public comment.

Council Calendar

10/10 Burnett Woods Day

10/17 Council of Neighborhoods

Adjournment

8:25pm