

AVON TOWN COUNCIL MEETING

May 13, 2010

7:00pm

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 Council member Charlie Dorton.

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

Proclamation: Public Works Week: May 16th to May 22nd

Council President Greg Zusan read proclamation.

Service Recognition

Ryan Cannon was recognized for 10 years of service with the Town.

Proclamation: National Military Month: May 1st to June 14th

The Town Council proclaims May 1st through June 14th as a special time to show appreciation for our military and encourages all citizens to join in showing gratitude by the display of flags and ribbons.

Consent Agenda

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

3-11-10 Town Council Meeting Minutes

4-08-10 Council Meeting Minutes

4-30-10 Check Register

Motion was seconded by Council member Rogers. 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 Comment

Cory Hull commented on the proposed senior housing development.

Council Comment

Council member Rogers commented that he has received positive comments on the Dan Jones Project and he commended Ryan Cannon and staff.

Council member Dorton congratulated Beverley Austin and Michael Rogers for their primary win and stated he is honored to serve with Mr. Zusan.

New Business

Authorizing Additional Expense for White Lick Creek Trail Phase II Project

Ryan Cannon presented. The Township planed to build this segment of road/trail prior to the Town Council meeting. Staff requested and received emergency approval from the Town Council President to commit to this expenditure.

Council member Austin made a motion to authorize the staff to get with the township, Edwards Rigdon, and American Structurepoint and understand what this is; and authorize them to spend an amount up to \$12,375 for the additional two feet of trail underneath the CSX Bridge in the Washington Township Park. There was no second to the motion.

Motion died.

Council member Rogers made a motion to ratify the expenditure of \$8600 for the additional two feet of trail underneath the CSX Bridge in the Washington Township Park and have staff get back to the Council if the amount was not acceptable. Motion was seconded by council member Dorton. 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.

Appointing Members to Recreation Impact Fee Committee

Ryan Cannon presented the Recreation Impact Fee Advisory Committee Roster to Council. There are ten voting members and three non- voting members. Voting members are as follows:

Michelle Morris	Real Estate Agent
John Lazaro	Builder/Developer
Darrel Brosius	Real Estate Agent-.Developer
Scott Thompson	Builder/Developer
Jason Flint	Plan Commission
Pat Tutsie	Parks Council
Jack Lashenik	Professional Engineer
Eric Loboski	Washington Township Park Manager
Ryan Cannon	Public Works Director
Michael Bowron	Citizen – Avon Government Academy

Non-voting members are:

Al Salzman	Director of Planning & Building
Beverley Austin	Town Council Liaison to Park Department
Darren Chadd	Town Attorney

Motion was made by Council member Dorton to appoint the members as listed to the Recreation Impact Advisory Committee. Council member Rogers seconded the motion. 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.

Selection of Construction Engineer for CR 200 North/ CR 900 East Roundabout

The recommendation of the selection committee was that Crossroad Engineers be selected to perform the construction inspection services for CR 200 N and CR 900 E. The committee felt that Crossroads Engineers had more experience inspecting roundabouts and had done a good job in the past of getting projects done on time and within budget. Council member Austin made a motion to approve the selection of Crossroads Engineers to perform the construction inspection services for the roundabout at CR 200 North and CR 900 East. 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.

Authorization to Award Construction Bid for CR 200 South/CR 800 East Roundabout

CR 200N and Dan Jones Road Roundabout is a federal aid project and the bidding of the project is being administered by INDOT. The Town's share of the project should be 20% of the \$1.5 million dollars or \$300,000. Council member Gordy made motion to give authorization to award the construction bid for CR 200S and Dan Jones Road Roundabout Construction subject to the bid being less than \$1.5 million dollars. Council member Austin seconded the motion. Roll call vote:

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

Resolutions

Resolution 2010-08: Authorizing Abatement on Harlan Property

Harlan's tax abatement included leased equipment. They have purchased the leased equipment and have requested that they receive the abatement for the equipment. Motion was made by Council member Dorton to approve Resolution 2010-08 Authorizing Abatement on Harlan Property. 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.

Resolution 2010-09: Approving Harlan Tax Abatement Annual Filing

Harlan is required to file an annual compliance form regarding the tax abatement with the Town. Greg Guerrettaz will be submitting his compliance next week.

Council member Gordy made a motion to approve Resolution 2010-09 Approving Harlan Tax Abatement Annual Filing. Motion was seconded by Council member Dorton. 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.

Resolution 2010-10 Accepting Donation of Property at the Southeast Corner of Ronald Reagan Parkway & County Road 100 North

Al Salzman presented. The approval of the Sanders PUD included a commitment for the dedication of approximately three acres of wooded area to the Town for preservation purposes. The final acreage proposed to be dedicated 2.3 acres reflects the exact survey of the site. Motion was made by Council member Gordy to approve Resolution 2010-10 Accepting Donation of Property at the Southeast Corner of Ronald Reagan Parkway and county Road 100 North with a reliance letter, survey, and title insurance. Motion was seconded by Council member Austin. Roll call vote was taken.

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

Resolution 2010-11: Authorizing Commitment of Tax Increment Finance Funds for the Ronald Reagan Parkway Section from CR 100 South to CR 200 South

Hendricks County has applied for federal funds through the Indianapolis Regional Transportation Council (IRTC) for the Ronald Reagan Parkway section from CR 100 South to CR 200 South for the 2013 and 2014 funding cycle. The application was for \$7.44 million for construction, the required local match is 20% or \$1.488 million. The application does not include the Town's \$2.1 million commitment from the TIF fund. The County can amend their application to include a local match greater than 20% which may increase the chances of being awarded federal funds. In order for the County to amend their application, they would need an agreement from the Town indicating that the Town would provide a certain amount of funding. The Redevelopment Commission has recommended that the Town provide an additional match of 30% up to \$2.4 million for the County's application for federal funding.

Council member Austin made a motion to approve Resolution 2010-11 as presented and with instructions for the Town Manager on the letter. Motion was seconded by Council member Dorton. Roll call vote:

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

Ordinance

Public Hearing: Ordinance 2010-01: Annexation of Property Known as US 36 Remaining Parcels

This is the next step in the annexation process. Council President Zusan opened the public hearing and with no one coming forward the public hearing was closed.

Ordinance 2010-05: An Ordinance to Change the Zoning for Real Estate Located at the SE Corner of 200 S and Dan Jones Road

The applicant is seeking to amend the previous PUD to divide the neighborhood business parcel into three new lots to allow for multi-family residential and to expand the boundaries of the neighborhood business section to include 3.005 acres of adjacent ground to the southeast for storm water drainage purposes. Discussion was held.

Council member Dorton made a motion to table Ordinance 2010-05. Motion was seconded by Council member Rogers. 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.

Public Comment

Cory Hull distributed brochures on nursing and senior living options to the Council.

Adjournment