

AVON TOWN COUNCIL MEETING

May 10, 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 and Greg Zusan. Ryan Cannon, Assistant Town Manager and Ann Schneider, Town Attorney, were also present.

Consent Agenda

4/12/18 Town Council Meeting Minutes

4/30/18 Check Register

Accepting Annexation Petition: Turner

Council member Eisenbarth made a motion to accept the Consent Agenda as presented. Council member Turner seconded the motion.

M. Turner-for, S. Eisenbarth-for, A. Tevebaugh-for, B. Stafford-absent, G. Zusan-against 3-for, 1-against, Motion carried 3-1.

Public Comment

Robert Collver – Thanked everyone for the Thoroughfare Plan Discussion meeting.

Council Comment/Liaison Reports

Regional Governance Topic

Comments on Thoroughfare meeting

Sgt. Grismore completed the IMPD training

Taje High will start at the ILEA academy in June

Citizens Academy

New Business

Awarding Quote for Crack Sealing

Crack sealing is scheduled to be applied in Austin Lakes, Cedar Bend, Sycamore Creek, Timber Bend, Turner Trace, Westover Woods, and Avon Heights. Crack seal is a product applied to cracked surface areas of pavement. The product application is meant to seal large or severely cracked areas of surface pavement to prevent damage to the base of the street. Five companies were contacted to submit bids and three submitted. FE Harding submitted the lowest bid.

Council member Turner made a motion to award the crack sealing project to FE Harding not to exceed \$60,600. Council member Zusan seconded the motion.

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

Awarding Quote for Preservative Sealing

The project is meant to extend the life of asphalt surface by rejuvenating components affecting pavement elasticity. HMA seal is scheduled to be applied in Eden Gate, N Dan Jones Rd, Oriole Point, Persimmon Grove, Pine Tree Estates, Reserve at Shiloh Creek, Stratford of Avon, Thornridge, Avon Village Parkway, and Whispering Pines. Staff recommended the HMA seal project be awarded to RejuvTec, since they were the low bid.

Council member Eisenbarth made a motion to award the HMA seal project to RejuvTec in the amount of \$210,030. Council member Turner seconded the motion.

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

Resolution

Resolution 2018-10: Authorization to Sell Property Located at 1140 Brookside Court

We have an appraisal for the property and are asking for authorization to follow the normal statutory process to sell Town property. Council member Eisenbarth made a motion to adopt Resolution 2018-10. Council member Zusan seconded the motion.

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

Resolution 2018-11 Accepting Donation of Services

Allen and Scott Enterprise would like to donate their landscaping services to maintain the WWII Memorial Park. Council member Turner made a motion to adopt Resolution 2018-11. Council member Zusan seconded the motion.

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

Resolution 2018-12: Authorizing K9 Art to stay with Officer Hollingsworth

K-9 Art is retiring from service with APD. Officer Hollingsworth has offered to have Art remain under his care. Council member Eisenbarth made a motion to accept Resolution 2012-12. Council member Turner seconded the motion.

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

Resolution 2018-13: Authorizing Condemnation of Property for Avon Avenue/150 South Project

The property owner has not agreed to our offer to purchase right of way for this project, therefore authorization to proceed with condemnation is required. Council member Turner made a motion to adopt Resolution 2018-13. Council member Eisenbarth seconded the motion.

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

Final Adoption: Ordinance 2018-08: To Change the Zoning for the Prock Property located at the Southeast Corner of CR 100 S and Ronald Reagan Property

This petition was introduced at the April 12, 2018 Town Council meeting. At that meeting, the plan commission staff report was presented by staff, who also noted the commission gave this item a unanimous negative recommendation.

Council member Zusan made a motion to deny Ordinance 2018-08. Council member Eisenbarth seconded the motion.

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

Introduction: Ordinance 2018-10: Zoning Ordinance Chapter 13 Text Amendment to Allow Personal Beekeeping

At the April 23, 2018 Plan Commission meeting, Commissioners considered ZA18-02, a petition to amend the text of Chapter 13 of the Avon Zoning Ordinance. This amendment would add a new section to allow personal beekeeping within zoning districts in Avon.

Introduction: Ordinance 2018-11: Establishing speed limit for C.R. 251 South

This ordinance amends the Avon Town Code to include a speed limit for CR 251 S.

Introduction: Ordinance 2018-12: Stout Annexation

This property is within Lincoln Township and is adjacent to Avon Landing and is proposed to be part of the development. Brownsburg has authorized Avon to proceed with annexation.

Public Hearing: Ordinance 2018-12: Stout Annexation

The Public Hearing on Ordinance 2018-12 was opened and closed with no one coming forward.

Legal Counsel Report

Council member Zusan made a motion to add legal discussion to the agenda. Council member Eisenbarth seconded the motion.

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

Ann Schneider, Town Attorney commented on the Weems settlement.

Council member Eisenbarth made a motion to proceed with the legal settlement as presented by the town attorney. Council member Zusan seconded the motion.

M. Turner-against, S. Eisenbarth-for, A. Tevebaugh-for, B. Stafford-absent, G. Zusan-for 3-for, 1-against, Motion carried 3-1.

Public Comment

Tim Shrout commented on zoning of the property located at 10388 E. CR 100 S.

Council Calendar

5/24/18 – Council Meeting

Adjournment

Meeting adjourned at 7:40 p.m.