

COMMON COUNCIL MEETING
JANUARY 7, 2008
TIME: 6:00 P.M.

Present: Mayor Gary Herbert, Helen Gardner, Darrell Poling, Jamie Cain, Herb Hunter and Bill Wenning.

Pledge of Allegiance was recited.

Council members elected the president position for the 2008 year. Jamie Cain stated he felt it should be someone that has experience being on Council and Herb Hunter has that experience and Bill Wenning agreed.

Motion by Jamie Cain and seconded by Bill Wenning to nominate Herb Hunter as Council President.

Motion by Darrell Poling and seconded by Jamie Cain to close the nomination. Ayes Darrell Poling, Bill Wenning, Jamie Cain and Helen Gardner. Herb Hunter abstained. Nays none. So passed.

Council President for the year 2008 is Herb Hunter.

Legion member John Land spoke to the Council to request the Council to rescind the smoking ordinance for the private clubs. He stated that he would like for the Council to rescind the ordinances tonight.

City Attorney Matthew Bailey advised Council the Ordinance would need to be amended by Ordinance and he would prepare the Ordinance if Council would tell him what and how they wanted it amended.

Helen Gardner questioned what is private when the clubs hold public functions. The former Council had asked the clubs to work with them, but got no response to try and work together. The former Council and Mayor had checked with other communities and clubs before passing the ordinance. She told that she had only received any financial information once from Mr. Land. She is under the understanding that the Legion had given raises to their help and put in a kitchen.

Mr. Land responded the kitchen was put in from the interest of the bond they have and yes they did give their help a raise.

John Ruble, Jr. of the Eagles told council only the back room at the Eagles would be non-smoking.

Don Bultman of the Legion stated he felt the club should be left alone for smoking and public functions be held upstairs and be non-smoking.

Bill Wenning, Darrell Poling, Jamie Cain and Herb Hunter stated that they had campaigned on amending the smoking ordinance to exempt the private clubs and all are in favor of amending the ordinance.

Tanya Smith told the Council and members of the audience that she was proud of the former Council for adopting the smoking ordinance and didn't expect the private clubs to be included but was pleased when the Council did include the private clubs. Smokers and non-smokers are people. She asks this new Council to not rush into this changing of the smoking ordinance.

Terrie Albrecht was glad to hear some of the Council members would not go so far as to rescind the whole smoking ordinance. People pay a fee to belong to a private club, but are they truly private when the clubs open their doors to the public. Not everyone has a choice to find a job that doesn't have smoking.

Tina Hoeing of the Tobacco Awareness Coalition stated, are City Employees lives more valuable than the general public. She also handed out a letter to all the Council and Mayor that a resident of Decatur County had written in regards and support of the Smoking Ordinance as is.

Connie Emsweller told the Council that we have a right to breathe clean air. People use to ask if they could smoke and now they say you could go elsewhere.

City Attorney Matthew Bailey will amend the smoking ordinance and present it to Council at the special meeting Thursday, January 10th.

Michelle Sweet and other animal control board members were present and gave a handout on the animal shelter. They had come before the former council requesting a salary increase for the animal shelter manager and animal control officer in the amount of \$7,320 for both together. The former council had approved to whatever the County Council decided up to this amount for an increase. The County Council had asked the animal control board to come before the Council which they did and then returned to the County Council. The County Council requested the animal control board to approach the new City Council for their approval.

Mayor and some of the new council members did not understand that the County Council sets the animal control budget and increases and the City pays half. The City does not have the control over the animal control budget.

Bill Wenning made the motion and Jamie Cain seconded to approve one-half of the amount up to the amount of increase (\$7,320 for both together), the animal shelter board had requested, for raises for the animal manager and animal control officer, with the County Council making the final increase decision. Ayes Darrell Poling, Bill Wenning, Jamie Cain, Herb Hunter and Helen Gardner. Nays none. So passed.

Shawn Green, CEO of Green Signs/Positive Reaction, Inc. came before the Council presenting a plan for outdoor advertising. He would like to lease the land that is located on the East side of Forest Hill Reservoir. The area butts up against Interstate 74. This would not cost the City but the City would receive income off of the three signs over a twenty year period that would be approximately \$100,000 or more. An access lane would be needed and would need County and State approval.

Darren Burkhart of HNTB questioned the embankment by the reservoir. One of the routes to the new industrial park is along this property. REMC would also require an easement.

Kathy Reynolds BZA/Plan Director questioned the rezoning of an access land.

Rick Denney Water Superintendent told the Council and Shawn that a couple of years ago a proposal for putting up billboard signs in this area were brought forth by another company and they were turned down. This would need to come before the Water Board instead of Council.

Helen Gardner advised the City would need to be in control of what would be advertised on the signs.

Motion by Herb Hunter and seconded by Darrell Poling to change the Council meeting time from 6:00 to 7:00 P.M. Ayes Darrell Poling, Bill Wenning, Jamie Cain, Herb Hunter and Helen Gardner. Nays none. So passed.

Motion by Bill Wenning and seconded by Jamie Cain to pass Resolution 2008-1 a resolution scheduling the regular meetings of the common

council. Ayes Darrell Poling, Bill Wenning, Jamie Cain, Herb Hunter and Helen Gardner. Nays none. So passed.

Motion by Bill Wenning and seconded by Herb Hunter to appoint Council member Jamie Cain to the Plan Commission Board. Ayes Darrell Poling, Bill Wenning, Herb Hunter and Helen Gardner. Jamie Cain abstained. Nays none. So passed.

Motion by Jamie Cain and seconded by Bill Wenning to appoint Council member Herb Hunter to the Plan Commission Board. Ayes Darrell Poling, Bill Wenning, Jamie Cain and Helen Gardner. Herb Hunter abstained. Nays none. So passed.

Motion by Bill Wenning and seconded by Jamie Cain to appoint City employee Bruce Bockover to the Plan Commission Board. Ayes Darrell Poling, Bill Wenning, Jamie Cain, Herb Hunter and Helen Gardner. Nays none. So passed.

Motion by Bill Wenning and seconded by Herb Hunter to appoint Jean Johanningman of Jean & Company to the BZA Board. Ayes Darrell Poling, Bill Wenning, Jamie Cain, Herb Hunter and Helen Gardner. Nays none. So passed.

Motion by Jamie Cain and seconded by Herb Hunter to appoint Council member Bill Wenning to the County Area Plan Board. Ayes Darrell Poling, Jamie Cain, Herb Hunter and Helen Gardner. Bill Wenning abstained. Nays none. So passed.

Motion by Herb Hunter and seconded by Jamie Cain to appoint Council member Bill Wenning to the 911 Board. Ayes Darrell Poling, Jamie Cain, Herb Hunter and Helen Gardner. Bill Wenning abstained. Nays none. So passed.

Motion by Darrell Poling and seconded by Bill Wenning to appoint Council member Herb Hunter to the Greensburg Economic Development Board. Ayes Darrell Poling, Bill Wenning, Jamie Cain and Helen Gardner. Herb Hunter abstained. Nays none. So passed.

Motion by Herb Hunter and seconded by Jamie Cain to appoint Council member Helen Gardner to the Solid Waste Board. Ayes Darrell Poling, Bill

Wenning, Jamie Cain and Herb Hunter. Helen Gardner abstained. Nays none. So passed.

Motion by Jamie Cain and seconded by Bill Wenning to appoint Council member Darrell Poling to the Redevelopment (Tif) Board. Ayes Bill Wenning, Jamie Cain, Herb Hunter and Helen Gardner. Darrell Poling abstained. Nays none. So passed.

Motion by Bill Wenning and seconded by Jamie Cain to appoint Jim Saler, President of First Federal & Savings Bank to the Redevelopment (Tif) Board. Ayes Darrell Poling, Bill Wenning, Jamie Cain, Herb Hunter and Helen Gardner. Nays none. So passed.

Motion by Herb Hunter and seconded by Jamie Cain to approve the Greensburg Daily News and Times as the newspaper for the City's advertising. Ayes Darrell Poling, Bill Wenning, Jamie Cain, Herb Hunter and Helen Gardner. Nays none. So passed.

Motion by Darrell Poling and seconded by Helen Gardner to pass on 2nd reading Ordinance 2007-12-30 rezoning Crawley property. Ayes Darrell Poling, Bill Wenning, Jamie Cain, Herb Hunter and Helen Gardner. Nays none. So passed.

Motion by Herb Hunter and seconded by Helen Gardner to suspend the rules and regulations for third passing of Ordinance 2007-12-30. Ayes Darrell Poling, Bill Wenning, Jamie Cain, Herb Hunter and Helen Gardner. Nays none. So passed.

Motion by Jamie Cain and seconded by Bill Wenning to pass on 3rd reading Ordinance 2007-12-30. Ayes Darrell Poling, Bill Wenning, Jamie Cain, Herb Hunter and Helen Gardner. Nays none. So passed.

Bryan Robbins gave the update on the proposed bike path.

Meeting adjourned at 7:35 P.M.

PRESIDING OFFICER:

Attest:

Clerk-Treasurer