COMMON COUNCIL MEETING
JUNE 5, 2006
TIME: 6:00 P.M.

Present: Glenn Tebbe, Gary Herbert, Larry Bower, Ken Dornich and Helen Gardner.

Mayor Frank Manus was in the hospital and unable to attend, in his absence Glenn Tebbe chaired the meeting.

Pledge of Allegiance was recited.

Minutes were approved.

ARA representative Deb Lilly was present to talk about the Grant Dollars for single family homeowner's repair that the City has applied for. The last fall requirement was a 5% match. The match has gone to 10% making the local match $20,000 instead of the $15,000 for $200,000 grant. Gary would like for the monies come not from Edit funds, but rainy day or riverboat monies. All the Council members approve of this program and the local match.

Motion by Gary Herbert and seconded by Ken Dornich to approve $20,000 for the local match. So passed.

Bryan Robbins brought the Council Ordinance 2006-13 sidewalk café tables. Bryan stated that he followed pretty much the Ordinance that Shelbyville has for this. Merchants would need to submit a written request to the Board of Works. Bars would not be allowed to have alcoholic beverages outside.

Motion by Ken Dornich and seconded by Helen Gardner to pass on 1st reading Ordinance 2006-13. So passed.

Bill Ernstes gave a report on the airport board. Their engineering firm is reapplying for the grant monies. Once they are able to get the grant monies then they will start the study for another site. They should know something by July 1st.

Council approved the tax abatement compliance for the following industries: Harpring, Tree City and K-Fab.

Motion by Larry Bower and seconded by Ken Dornich. So passed.

Council gave their approval after making two amendments on the Tax Abatement Guidelines.

Ordinance 2006-7 deals with personnel handbook for the fire department. It updates the language to coincide with city policies.

Motion by Helen Gardner and seconded by Ken Dornich on 1st reading Ordinance 2006-7. So passed.

Smoking Ordinances 2006-9 and 2006-10 were discussed in great length. Several residents voiced their opinions for and against.

Ken Dornich stated he felt that private clubs should be addressed and they should be included whenever they are opened to the public.

Helen Gardner agrees with Ken.

Glenn Tebbe stated that if a private club is smoked in heavily and then opened to the public later on, the smoke is still in the building.

Larry Bower stated that he sees both sides on this issue and yet feels that private clubs should be exempted, but he is willing to go with the consensus of the Council.

Glenn Tebbe noted that health professionals and others believe there is a real health problem with smoking. If that is the case then Private Clubs, bars and all should be affected. Opponents claim smoking restrictions limits ones liberty and rights. Yet there is a difference between public and private spaces. Glenn is favorable with the Ordinances as they are, but would like to see private clubs included.

Gary Herbert questioned what and who would enforce the Ordinances and what about the fines. Gary feels this changes the law telling people what they can and cannot do. He went to forty-five businesses in his district and asks them all, questions concerning having a no smoking ordinance. The majority were not in favor of the ordinances.

Larry Bower stated that he would like to move these Ordinances on first reading knowing that it would have to be amended to take into account Ordinance 1996 #5. This Ordinance prohibited smoking in all City government buildings.

Motion by Larry Bower and second by Ken Dornich on 1st reading Ordinance 2006-9. Gary Herbert nay. Glenn Tebbe, Ken Dornich, Larry Bower and Helen Gardner ayes. So passed.

Helen Gardner and Gary Herbert brought up the subject of parking between the curb and sidewalk and the question of about black topping over a curb and sidewalk.

Motion by Gary Herbert and seconded by Ken Dornich to pass on 1st reading Ordinance 2006-11 rights of way closing. So passed.

Motion by Ken Dornich and seconded by Helen Gardner to suspend the rules and regulations for Ordinance 2006-11. So passed.

Motion by Larry Bower and seconded by Ken Dornich to pass on 2nd reading Ordinance 2006-11. So passed.

Motion by Helen Gardner and seconded by Ken Dornich to pass on 3rd reading Ordinance 2006-11. So passed.

Motion by Helen Gardner and seconded by Ken Dornich to pass on 1st reading Ordinance 2006-12 amending utility salary ordinance to include paying clothing allowance. So passed.

Motion by Larry Bower and seconded by Ken Dornich to suspend the rules and regulations for Ordinance 2006-12. So passed.

Motion by Helen Gardner and seconded by Ken Dornich to pass on 2nd reading Ordinance 2006-12. So passed.

Motion by Ken Dornich and seconded by Gary Herbert to pass on 3rd reading Ordinance 2006-12. So passed.

Motion by Ken Dornich and seconded by Helen Gardner to move insurance money of $100 from General Fund to Police equipment repair. So passed.

Kathy Reynolds gave the traffic committee report. Martha Tower owns both areas of an alley that is all grass and is requesting to close it.

Council members approved. Kathy will write up an Ordinance.

The Animal Shelter Endowment is now in place and donations can be accepted.

The Animal Shelter Board is asking for one Ordinance for the City and County. Right now they have separate Ordinances and they are outdated.
The County has all the information and they are going to do a bridge rating on East Central Avenue to see if the bridge can withstand the weight of the fire trucks, according to Fire Chief Scott Chasteen.

Helen Gardner asks about the traffic light at Lincoln and Montgomery. Traffic gets backed up really bad. Darren Burkhart will have this looked into.

Helen Gardner complimented police officer Jarrod McCalvin for helping her on a Saturday when she had car problems at a business and Jarrod was off of duty at the time.

David Leas was present and wanted to applaud the Council on their stance on the Smoking Ordinances.

Meeting adjourned at 7:55 P.M.

Presiding Officer: _____

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Attest:

_____ Clerk-Treasurer