

MINUTES
MUNCIE COMMON COUNCIL
300 NORTH HIGH STREET
MUNCIE, INDIANA 47305

JULY 10, 2017

REGULAR MEETING: 7:30 P.M., 1ST FLOOR CITY HALL AUDITORIUM.

PLEDGE OF ALLEGIANCE: Led by Council President Doug Marshall.

INVOCATION: Given by Pastor Danny Mackey from Grace Evangelical Lutheran Church.

CITIZEN RECOGNITION: Councilperson Nora Powell introduces Krista Sides as this month's citizen recognition. Krista was a graduate from Delta High School in 1998. Being trained by her father, and working in a salon at the age of fourteen. Also in 1998, she graduated from PJ's College of Cosmetology and has been a licensed cosmetologist ever since. Initially she was working at other salons and businesses but has been a self-employed stylist since 2001. She opened Chameleon Salon Suites in 2008, as a single mother and have moved to several locations here within the Muncie area as her business and clientele grew. When she decided to purchase her own building, Krista opted to stay in Muncie, which Powell greatly appreciates. She purchased 18 West White River Blvd in January of 2017, which is actually three and a half years sooner than her goal to complete that accomplishment by the age of forty. She currently has three full-time stylists working for her and this year she was voted Muncie Area Finest Hair Salon. But, it isn't just her draw and willing to succeed that make her contributions so recognizable and it isn't just the fact that she is a small business owner in our community. Leo Busgaglia once said, "Your talent is God's gift to you and what you do with that is your gift to God." Those that know Krista can agree she is very generous with her gift. She promotes other lady bosses and currently has eleven other women generated businesses that she operates out of her salon. She also participated in Little Wishes Build Peace benefiting the Little Wish Foundation, which included Ball State School of Arts and Peace. Last March, she put on "Green Hair Because We Care," which benefits St. Baldrick's Foundation with the Childhood Cancer Research Foundation. She has done breast cancer fundraisers for the past seven years, participated in the Women's Expo and the Wine, Dine and Unwind for multiple years. Both events are put on by The Star Press and both events benefit women battling cancer and cancer research. Krista operated the New Year, New You which benefits the Muncie Mission and A Better Way. An event which saw her donating backpacks and purses filled with personal care items along with some clothing and everyone that participated got a new haircut and a new style. Diva Defense, she also organized, is a women's hand-on self-defense class in which they learned some techniques and afterwards all got make-overs. Krista also found time to become a certified Zumba instructor and lead a Zumba class at the Delta's Dance Marathon benefitting

Riley Hospital. She does all of these things and she benefits from her interaction with people. Powell recalls when she first met Krista in 1998 as a brand-new stylist. Powell was in town because her younger sister had cancer and was going through chemotherapy in which her hair had begun to fall out. Her little sister has decided that she wanted to be empowered and cut her own hair off. They went to Krista and she did that, paying such amazing attention to every aspect of that. Powell can see that in Krista's work along with everything that she does and is very proud to call her a friend. She then present's her with the award for all her contributions. Krista, in tears, thanks the Council and Councilperson Powell and informs her how much she appreciates her.

ROLL CALL:	PRESENT	ABSENT
Alison Quirk	X	
Nora Powell	X	
Brad Polk	X	
Julius Anderson	X	
Jerry Dishman	X	
Doug Marshall	X	
Lynn Peters	X	
Dan Ridenour	X	
Linda Gregory	X	

APPROVAL OF MINUTES: A motion was made by Polk and seconded by Powell to approve the Minutes from the June 5, 2017 as presented A roll call vote showed 9 yeas and 0 nays. MINUTES APPROVED.

COMMITTEE REPORTS: President Marshall states there is a vacancy on the Beech Grove Cemetery Board. Needing to fill the position, Marshall asks if there are any nominees. A motion is made by Powell and seconded by Quirk to nominate Lesia Meer for that position. Mrs. Meer is present to answer any questions anyone might have. Questions called. A roll call vote showed 9 yeas and 0 nays.

Sarah Beach, Personnel Director and Phil Peckinpugh, Animal Care and Services Director, wants to bring attention to an issue regarding the animal shelter's non-reverting funds. She had earlier passed out a packet to all council members. The animal shelter has three different funds that are not part of the general fund. One being a donation account, that was set up a long time ago. When the shelter became part of the Interlocal Agreement and everything was consolidated, there was another fund that was set up for Capital Improvements as well as a fund to offset the costs of spay and neuter. Last year during the budget time, it was discovered that those accounts had not been set up properly and that money was being deposited all into one account. What Beach had passed out was information on the correction to those accounts by the former City Controller. Her and Mr. Peckinpugh had wanted to make sure that this was

brought to the City Council's attention that there was a mistake with this. It has been corrected, they just wanted to make sure council was aware of it.

Councilperson Quirk asks how exactly the donation funds work. Peckinpaugh states if she (Quirk) wanted to make a donation for the animal shelter, she could pay \$20 to the person at the front desk and they would ring them up for a donation. That money could then be used to do whatever with. This is one of the three different accounts as Beech had mentioned. The donation account has been in existence since 1998 happening (under the Canan administration). The Capital Improvement accounts came along in 2012 which was being deposited correctly for some time through the Controller's Office but stopped in late 2014 or 2015. To correct it, Peckinpaugh gives an example. A dog adoption fee is \$100.00 so \$80.00 (80%) goes into the spay/neuter to help offset that cost and \$20 goes into Capital Improvement. With the court fees and reclaimed fees being divided 80-20 as well but 80% goes into the general fund and 20% goes in the Capital Improvement account. The only monies that go into spay/neuter are adoption fees of the adoption of cats and dogs. Donations all stay in the donation fund that is designated by the donor.

Beech states that basically what is different now is that instead of this being something that is handled by the Controller's Office, Mr. Peckinpaugh is now making these deposits every day directly to these accounts.

Peckinpaugh states the first two years it was being done correctly it at the end of the year, the Controller's Office would take everything and lump it into those accounts. Now, it is being done at a daily basis so they will never get behind again.

Quirk thanks both Beech and Peckinpaugh for bringing this information to their attention.

Beech states that on a further needed basis, they will be doing this if more errors pop up that need to be addressed.

ORDINANCES PREVIOUSLY INTRODUCED:

ORD. 24-17 ADDITIONAL APPROPRIATION ORDINANCE (CLERK).

A motion was made by Quirk and seconded by Powell to Adopt.

Melissa Peckinpaugh, City Clerk, is present to answer any questions anyone might have.

Questions called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

ORD. 25-17 ADDITIONAL APPROPRIATION ORDINANCE (ANIMAL SHELTER).

A motion was made by Quirk and seconded by Polk to Adopt as Amended.

Phil Peckinpaugh, Director of Animal Care and Services Department, is present to answer any questions anyone might have.

Quirk confirms that this is pertaining to the additional money from the county. Peckinpaugh confirms by stating yes. Questions called. A roll call vote showed 9 yeas and 0 nays.

ADOPTED AS AMENDED

ORD. 26-17 AN ORDINANCE FIXING THE MAXIMUM SALARIES OF EACH AND EVERY MEMBER OF THE MUNCIE FIRE DEPARTMENT OF THE CITY OF MUNCIE, INDIANA, FOR THE YEAR 2017.

A motion was made by Quirk and seconded by Powell to Adopt.

Eddie Bell, Fire Chief, is present to answer any questions anyone might have. He goes on to state that this is the contracts came to and they are correct.

Councilperson Ridenour asks when they approved 29-16 last fall, it seemed some of the amounts were different and he is just wanting clarification. Bell states they did not come to complete and total agreement until about May, which would be the reason why. Contacts extend past December 31, 2016.

Councilperson Gregory questions that since this is really amending the ordinance from 2016, should it be stated that way?

Council Attorney Hunter states yes if amending a previous ordinance it should be stated as such. He suggests at the end of Section 1, to add the language "and Ordinance 29-16 should be amended as follows."

A motion was made by Gregory and seconded by Powell to Amend by adding at the end of the first sentence in Section 1 to read "This ordinance amends Ordinance 29-16 and its entirety." A roll call vote showed 9 yeas and 0 nays. AMENDED.

A motion was then made by Powell and seconded by Polk to Adopt as Amended. Questions called. A roll call vote showed 9 yeas and 0 nays. ADOPTED AS AMENDED.

ORD. 27-17 AN ORDINANCE TO VACATE A CERTAIN STREET IN THE CITY OF MUNCIE, DELAWARE COUNTY, INDIANA (BIRCH STREET BETWEEN 8TH AND 9TH STREET).

A motion was made by Quirk and seconded by Peters to Adopt.

David Heilman with FlatLand Resources, is present to answer any questions anyone might have. Questions called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

ORD. 28-17 AN ORDINANCE TO VACATE A CERTAIN PUBLIC ALLEY IN THE CITY OF MUNCIE, DELAWARE COUNTY, INDIANA (CHARLES F. WILLARD'S FIRST ADDITION).

A motion was made by Quirk and seconded by Peters to Adopt.

Williams Hughes, Attorney with Beasley & Gilkison 110 E. Charles Street, is present representing Liberty Lofts LLC, the owner of the church to the south of this alley. He will be happy to answer any questions anyone might have. Questions called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

ORD. 29-17 BEING A NEW FLOODPLAIN MANAGEMENT ORDINANCE FOR THE CITY OF MUNCIE, INDIANA.

A motion was made by Quirk and seconded by Polk to Adopt.

Marta Moody, Delaware Muncie Metropolitan Planning Commission, gave a brief statement at the meeting last month and is here again to answer any questions anyone might have.

Questions called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

ORD. 30-17 AN ORDINANCE ESTABLISHING CHAPTER 157.5 LAND BANK TO THE CODE OF ORDINANCES OF THE CITY OF MUNCIE, INDIANA.

A motion was made by Quirk and seconded by Powell to Adopt.

Megan Quirk, a City Attorney, states she is present tonight to answer any questions anyone might have. She as well gave a brief statement of the ordinance last month. Questions called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

NEW ORDINANCES:

RESOLUTIONS:

RES. 22-17 A RESOLUTION MAKING TRANSFERS WITHIN GENERAL FUND (FIRE).

A motion was made by Quirk and seconded by Powell to Adopt.

Eddie Bell, Muncie Fire Department Chief, wanted to let the council know that all three line items are transfers within his budget. They transferred \$25,000 from Gas & Oil, \$23,000 from other Insurance and \$20,000 for Medicare. The department understands that they will do without some things this year to make what they want to happen which is a training center. Quirk asks what the timeline is for the training center. Mr. Bell states that in hopefully in about two to three weeks they will be breaking ground. However, the passing of this resolution is step one for them to be able to open the Number 1 Fire Station back up. Once the building is built, they will be able to move everything over to the new training center. The utilities will then be able to be brought up from the basement and filled to be able to actually use the truck room for fire trucks. That is good for residents and small businesses (for insurance purposes) downtown. Questions called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

RES. 23-17 A RESOLUTION MAKING TRANSFERS WITHIN GENERAL FUND (POLICE).

A motion is made by Powell and seconded by Gregory for a Suspension of the Rules to allow Res. 23-17 on the Agenda due to it being signed and filed after the filing deadline. A roll call vote showed 9 yeas and 0 nays. RULES SUSPENDED.

A motion is made by Quirk and seconded Peters to Adopt.

Joe Winkle, Muncie Police Department Chief, is present to answer any questions anyone might have. Quirk questions what is being moved. Mr. Winkle responds that they are moving some money back into their Equip Rental Repair and Maintenance account which was pretty much deflated within the first few months of the year waiting on the appropriations given to them. They are wanting to move the money back in there to have something to work and operate with. Questions called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

OTHER BUSINESS:

Muncie Police Officer Ray Dudley Jr. approaches council and states he is here on behalf of the Local of Fraternal Order Police Lodge #87 to talk about their upcoming golf outing. It will be held August 5, 2017 at 8:00 A.M. at Maplewood Gold Course. They are looking for teams, sponsors, and raffle prizes. Sponsorships start at \$30.00 and the funds from this will go to maintain or even upgrade that facility. There is a variety of training hosted out there as well as a fire range that the MPD uses. There are some fliers on the City Hall front desk, anyone is welcome to call and help contribute.

Joe Hunter, Council Attorney, states he has completed his tax abatement reviews for this year and did not have to call a Special Meeting because for the first time in (like ever) all the years he has done this, he has never not had to bring someone in front of council. There were one or two companies he was concerned with, one being Keihin, because they had two abatements, got a new one and filed on the abatement for the new one and met their standards. Of the rarity of the defense he just wanted it to be known and can bring in further details.

Councilperson Polk states that last year the Booster Club sponsored a golf tournament for the Muncie Central Girls Golf Team (which were sectional champions for the first time in nine years). It was decided to do a golf tournament every other year. This year they will be doing a banner in which businesses or individuals would want a sponsorship, they are \$50, \$100, and \$250 of different levels that will be on the banner. Anyone can get with Mr. Polk after the meeting regarding more information.

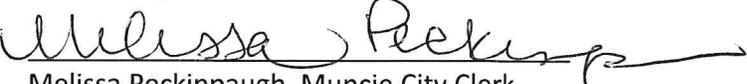
Joe Winkle, Muncie Police Chief, wants to let council know how much they appreciate the appropriations made towards their vehicles. As of today, everyone on the department now has a take-home vehicle that they operate which are fully loaded with computers and sirens. The older vehicles were fixed up as nice as they could make them and look much better. It has never been done before and wasn't necessarily his idea so Chief Winkle doesn't want to take the credit but followed through with it and think it is a great thing with tremendous recruiting. Their new list is in and they have about 58 to 70 people right now that are applying. Marshall asks if Chief Winkle knows out of the new applicants, how many of them are local or minorities. He answers he does not have it broken down like that yet because they wait until the physical fitness part of the application. If someone doesn't pass that, they won't even get to the written test. That is the academy's requirement and they just go by their standards. He does know there are some minority candidates because he recruited them.

ADJOURNMENT:

A motion was made by Powell and seconded by Polk to Adjourn. A vote by acclamation showed 9 yeas and 0 nays. ADJOURNED



Doug Marshall, President of
The Muncie Common Council



Melissa Peckinpaugh, Muncie City Clerk
of the Muncie Common Council