

MINUTES
MUNCIE COMMON COUNCIL
300 NORTH HIGH STREET
MUNCIE, INDIANA

NOVEMBER 14, 2016

PUBLIC HEARING: 7:15 P.M., 1ST FLOOR CITY HALL AUDITORIUM.

ORD. 44-16 ADDITIONAL APPROPRIATION ORDINANCE (STREET).

ORD. 45-16 ADDITIONAL APPROPRIATION ORDINANCE (FIRE).

ORD. 46-16 ADDITIONAL APPROPRIATION ORDINANCE (PARK).

No public comments made, therefore, a motion was made by Marshall and seconded by Powell to close the Public Meeting. MEETING CLOSED.

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

PLEDGE OF ALLEGIANCE: Led by Councilperson Dan Ridenour.

INVOCATION: Given by JuJuan Phillips from True Vine Holiness Tabernacle.

CITIZEN RECOGNITION: Councilperson Nora Powell first recognizes Councilperson Doug Marshall for coming up with the idea for this program in which a council member honors a citizen that makes our community a wonderful place. It is a very fantastic and positive way to start the meetings, reminding council why they're here and why they do exactly what they do. There are some amazing people in the community that do a lot of work and would go unrecognized and this program helps bring light to those that are making a difference. Powell goes on to state that when it is her turn to recognize someone, she tries to cast a very large net. A lot of times, they know or are familiar with someone for one thing but as more information is gathered about their lives and accomplishments, there is so much more to it as to how they are making such a difference in which effects our community. That is just what she found out about Mr. Don Finnegan. Mr. Finnegan graduated from Muncie Central High School in 1969, that summer he met his wife Susie and they were married in 1971. They just celebrated their 45th wedding anniversary this year and have two sons, Shane and Ryan. He coached his sons' baseball teams, both little league and middle school, over the course of ten years. As a coach, he gave excellent advice and never missed a game. His son Ryan specifically said he can remember a time when his father got a call to a fire scene, he went to the car to put on his gear, went to the fire scene, came back and finished coaching the game. At one point, Don had his IHSAA Umpire license and he could ironically toss out coaches of games. From 1981 to 2005,

he was a member of the Hamilton Township Volunteer Fire Department serving many years as Lieutenant and the Public Information Officer. He held certifications with the State of Indiana as a Master Fire Instructor and taught classes for the many volunteer fire departments in Delaware County. Not only was he involved with the Fire Suppression aspect of the department, but served as President and Chairman of the Trustees for the Hamilton Township Fire Department. He was co-founder and co-director of Real Life. From 1997 to 2004 they hosted the "Drunk Prom Night" which was a crash recreation scene to raise awareness of the dangers of drinking and driving. Don was very involved with the Hoosier Heartland Chapter of the American Red Cross and for 15 years, from 1995 to 2010 he served as Disaster Action Team Captain. He taught the Emergency Vehicle Response Class for ten years. Many times, when the first responders were called to a scene, no matter what time Don was there too with coffee, water and snacks. During the time he was serving on boards and volunteering, he continued to pursue his college degree and progress in his field of work. He earned his General Business degree from Ball State University in 1978 in the field of Finance and Management. He spent over 30 years working in the field of Manufacturing Management and in 1991, he opened his own business "The Chimney Doctor" which he ran both part-time and full-time for 7 years before selling it. Veterans Day was this previous Friday and although not a Veteran, Mr. Finnegan is no stranger to City Council when it comes to raising awareness for veterans. He came before Council two times during May 2015 and May 2016 to help promote the Indiana Run for the Fallen and to receive a proclamation from the city honoring veterans. That is how Councilperson Nora Powell met Don. Both of his sons are veterans, Shane in the United States Army and Ryan in the United States Marine Corp. as well as his father and father-in-law. He got involved with Sons of American Veterans (AMVETS) as a way to give back and be involved. He is a member of AMVETS Squadron #12 from 2002 to present. From 2008 to 2009, he served as the State Commander of AMVETS. From 2013 to 2014, he served as the AMVETS National Commander and spent 5 years serving as various national chairs. He is currently serving as the National Public Relations Officer, for the National Sons of AMVETS. He is heavily involved in their annual signifier in September where they officially retire worn flags. He participates in the annual Walk on the Hill in Washington D.C. which are the legislative visits for AMVETS to go and advocate for veterans to our lawmakers to keep issues and legislation pertaining to veterans such as benefits and veterans' rights on the front burner. Powell was told that Don is so committed to being there to represent the interest of the veterans that one of these trips came shortly after he entered remission from cancer and was advised not to go, but he did anyway. He just returned from a trip to Washington D.C. where he was able to participate in the National Veterans Day Celebration. Honor and Remembrance is a national non-profit organization that tirelessly recognizes the sacrifice of our military fallen heroes. The Indiana chapter was formed in 2013 and Don has served as the State Director. Each of Indiana's gold star families (family that has made the ultimate sacrifice) are presented with a personalized flag to recognize their sacrifice. To date, the Indiana chapter has presented 111 personalized honor and remembrance flags. Mr. Finnegan has worked with state lawmakers to ensure that Indiana is one of the 20 states in the U.S. to make the honor and remembrance flag the state symbol

used to recognize our fallen military heroes. The Indiana chapter has won "Chapter of the Year" two years in a row from the national organization and upon hearing that they will most likely win it again this year, Don suggested that another Chapter get the chance. That is just the kind of person he is. Each May, Honor and Remember hosts the Indiana Run for the Fallen which is a 140-mile run from Fort Wayne to Indianapolis with a core group of about 19 runners. The group stops each mile to honor one of Indiana's fallen heroes and the war on terror. The group welcomes anyone to join along but Don will warn you, you must be able to keep up with an 8.5-minute mile pace. Robin and Walt Starit are Mr. Finnegan's partners in crime for much of his work with AMVETS and in Honor and Remembrance. To hear Robin describe their friendship is nothing short but hilarious. She said Don likes to talk and there will be times when she will be in the back and have to give him the signal to wrap it up. Don also has a deep love for karaoke and supposedly is quite good. According to his wife, he even has a stage name but is sworn to secrecy on revealing it. Although, she mentioned it was possible to get it out of Don himself if he is bribed with McDonalds coffee. That is one of his great loves and he has been known to drive 45 minutes out of his way just to get his coffee and is familiar with every McDonalds in Indiana and on the route to Washington D.C. Don's incredible commitment and passion to furthering the causes of our veterans was exemplified in one example that Robin gave involving their first fundraiser. Evidentially, Don was hospitalized that week and everyone thought he would miss it, however, he actually talked his physician into giving him a pass out of the hospital in order to attend as long as he promised to be back no later than 10:00. He currently works three days a week at Indiana University Ball Hospital in the distribution and supply department. Not surprisingly, his boss describes him as an excellent worker that never calls in, learned every job in the department, and is loved by everyone. He will say Don is a busy guy but they work around his schedule because they know they are lucky to have him there. Both Don and Susie are cancer survivors and participate in the Relay for Life event together. No matter who councilperson Powell spoke with or how they know Don, his devotion for his family and friends was one of the reoccurring themes. Susie describes him as a wonderful husband, father and grandfather. They have four grandchildren. Shane and his wife Karen live here in Muncie and have two children, Austin and Alexis. Their younger son Ryan lives in California with his children Jaylen and Hazel. Initially when both sons were contacted so Powell could "dig up some dirt" on Mr. Finnegan, their responses made it very evident that they genially love and respect their father. Although he was glad Shane could be here tonight to support his father, Ryan wrote several times how he wished he could be here when his father accepts this recognition award. He, Jaylen and Hazel sent councilperson Powell something to give Don Not to be out-numbered, Grandma Susie got something from them as well. But as Mrs. Finnegan had said it best, Don is her hero. Just five years ago, he found out he had esophageal cancer in which he won that battle through chemotherapy and radiation and has since been in remission. It takes a lot to keep him down but that did only for a short while. Powell is very proud of him for all of his accomplishments and things he continues to do for our family, our community and our veterans and having said all that, presents the November City Council Citizen of the Month award to Don Finnegan. After receiving a standing ovation, Don makes the comment that he

was unaware of how detailed that introduction would be and jokingly states that some things are sworn to secrecy reflecting back on his karaoke stage name. He states his father-in-law is 93-year young man also a World War II veteran that can still out-work him. He was one of five brothers, four are WWII and the youngest was Korea. He lost his oldest brother November 2, 1944 in Germany. Don mentions his oldest son Shane is an Army vet but also served on the Muncie Police Department for thirteen years. Mr. Finnegan jokingly thanks his wife, Susan, for letting him run around the country for the past forty-six years. Don thanks his friends Walter and Robin for all their help. This previous weekend him and Walt were coming back from Washington D.C. (which took three days, 1150 miles) and they were talking about just how many miles they have traveled in the last four or five years. He mentions that they even wore out one of the Starit's new vehicles and they had to trade it in. He points out of the audience Bob Wilson and Larry Richards, both from the Hamilton Township Volunteer Fire Department and thanks them for being there. Bob has put in forty-two years with the department and Larry with thirty-five. They owe a great deal in this community for the service that our volunteer fire department puts in, and says most people could not do it for that many years. Mr. Finnegan states the Red Cross has been a love of his for some time and working in the disaster field. The older he got, the harder being a firefighter had become. Therefore, at a scene he would help with the Red Cross and the victims. He feels although, his biggest accomplishment is working with the veterans and particular Honor and Remembrance. The City of Muncie is one of three cities in Indiana that does fly the Honor and Remembrance flag all the time. The symbol on the flag is a perpetual symbol to our fallen. There are 40,000 Hoosiers that since the Civil War, have died directly through their service, and roughly 14,000 since World War I. Don states Indiana is a huge patriotic state that is willing to serve, willing to give us our freedom, and will walk the walk and talk the talk. Since he did not serve he looks at his achievements as a way to give back to the veterans. Reflecting back to The Run for the Fallen, 140-miles, 232 heroes and one mile at a time. Saturday, May 13th they will be at the Delaware County line in Albany around 10:20 am, downtown City Hall at 12:40 pm and at in Yorktown at I-69 and Hwy 32 around 2:50 pm heading to Anderson. It is a very emotional and physical run completed by 19 or so runners. Most are military but some are not. All marathon trained but not used to running two miles and stopping, and coming back every half hour to an hour and running. The bigger the city the more of a struggle it is to get everybody out so he encourages everyone to be somewhere along their route on that date to help show support. You can go to www.Inrunforthefallen.org which their website and follow their track as they continue on through. He recommends everyone do something and he isn't referring to serving but something in the community for somebody someplace and somehow. He then thanks the Council for this award.

ALPHA CENTER (Adult Day Services)

Blayne Umansky, Director of Marketing with the Alpha Center which is an adult day center at the corner of Monroe and Adams St. It is a little house that shares the same parking lot as the McDonalds there. They have been around for 29 years and it has one of the best gyms in the city. They are very unique center that services adults 60 or above with either slight Alzheimer's,

slight dementia or other physical challenges (use of walkers). What they do is try and keep them able to stay in their homes and keep their independence so they stimulate them both mentally and physically. It is also a respite center for their caregivers so if they are living with family members that have work, they don't have to worry and will know they are in a safe environment. Employees are there from 8:00 am to 4:00 pm but clients come in around 9:00 am to about 2:00 pm Monday through Friday. The day is loose but structured, therefore, they try and keep things to the clients will know what is to come ahead. The way of transportation is very safe for them, Mitts Plus will pick them from their door or if in the county, Eaton will pick them up. After coming in around 9:00 am they mingle with the other clients and then talk about the day, some examples include going through the calendar, asking them what day it is, what day of the week and how the weather is, read the paper, etc. Some things that seem fairly easy for us in our everyday life but could potentially be challenging for them. They have some pretty interesting conversations about world and local current events. They have clients reaching the age of 92 and their minds are perfectly good but they don't want to be home by themselves. This gives them something to do during the day and a purpose to get up and go see their friends and do things they normally wouldn't do. They say they are tired of the TV shows and they don't like the kind of shows that are on TV now-a-days. Umansky states that if they go home tired then she feels like they have done their job. It is not industrial and is just like being in someone's home. They sit and relax in the family room and do arts and do arts and crafts at the table in the dining room. They are not a medical facility so there aren't any doctors on hand, therefore, the clients have to be able to use the restroom by themselves and not wonder. Once they get beyond that point, care for them is more at a nursing home level. The families really appreciate them because at first people were resisting to come but after two or three times they are overjoyed and can't wait to come back. They have all sorts of entertainment for the clients. They have different volunteer performers that come in for all types of music. Ball State students come in and do projects with them through different classes. Nursing students from Ivy Tech and a variety of different nursing homes come in and play various games and perform exercises in chairs. She states mostly they think they are just playing games but they are also exercising and moving around. The majority of the people there have some sort of dementia. The staff is very patient and calming with the clients and completely based on kindness. They are non-profit but did just recently have their 29th annual fundraiser (spaghetti dinner night) which costs \$8 to help raise money and get support from the community. Past families come along with volunteers and entertainers and the event is much looked forward to. Umansky says that if there is anybody that anyone knows that would interested in coming to the center or any caretakers that want to check it out, they are more than welcome to come and the first day for the client is free. She states there is nothing else in the community like it and she wishes there was such a place like this in Florida for her own father. It's meant to help both the clients and the caretakers. She thanks Council and the audience for letting her talk about the Alpha Center. Council President personally thanks her for coming out to tonight's meeting to speak on that.

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 Marshall and seconded by Polk to approve the minutes from the October 3, 2016 Special Meeting at 7:00 P.M., the October 3, 2016 Public Hearing at 7:15 P.M. and the October 3, 2016 regular scheduled meeting at 7:30 P.M. A roll call vote showed 9 yeas and 0 nays. MINUTES APPROVED.

COMMITTEE REPORTS:

ORDINANCES PREVIOUSLY INTRODUCED:

ORD. 41-16 AN ORDINANCE AMENDING SECTION 161.05(D) OF THE MUNCIE CITY CODE OF ORDINANCES.

A motion was made by Powell and seconded by Marshall to Adopt. Questions called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

ORD. 42-16 AN ORDINANCE AMENDING CHAPTER 30, SECTION 30.13 OF THE CODE OF ORDINANCES OF THE CITY OF MUNCIE, INDIANA (MUNCIE POLICE DEPARTMENT COPY FEES).

A motion was made by Powell and seconded by Marshall to Adopt. Councilperson Linda Gregory mentions they had talked last month about changing the wording in Section 2(B) to read "shall" charge instead of "may" charge so that way if they have to do it, it is applied to everyone evenly. A motion was made by Gregory and seconded by Marshall to amend the verb in Ordinance 42-16, Section 2(B) to be "shall" and not "may". A roll call vote showed 9 yeas and 0 nays. AMENDED.

A motion was made by Gregory and seconded by Marshall to Adopt as Amended. A roll call vote showed 9 yeas and 0 nays. ADOPTED AS AMENDED.

NEW ORDINANCES:

ORD. 43-16 AN ORDINANCE AMENDING 33-16 FIXING THE SALARIES FOR ELECTED OFFICIALS OF THE COMMON COUNCIL OF THE CITY OF MUNCIE, INDIANA, FOR THE YEAR 2017.

A motion was made by Powell and seconded by Marshall to Introduce. City Controller, Audrey Jones addresses council and states all the other salary ordinances say "this fixes the maximum salary" and the elected officials state "this fixes the salary" and so they could not do a range like previously suggested so they wanted to amend this back down to the original salary since that was what was approved in the budget. Councilperson Polk asks about the first pay date in 2017 as January 13th because according to his calculations that is a week late. Jones states she will look into that for him. Attorney Joe Hunter states that if they have to, they can amend it before it passes and tonight is just the introduction. Questions called. An all-in-favor vote showed 9 yeas and 0 nays. INTRODUCED.

ORD. 44-16 ADDITIONAL APPROPRIATION ORDINANCE (STREET).

A motion was made by Powell and seconded by Marshall to Introduce. City Controller, Audrey Jones states she is addressing all of these additional appropriation ordinances at one time since its all the same thing. These are items that were sold in the auction and to be able to use that money an additional appropriation has to be done. An example includes the circumstance that the Fire Department doesn't just get to use it, it has to go back into the general fund. Questions called. An all-in-favor vote showed 9 yeas and 0 nays. INTRODUCED.

ORD. 45-16 ADDITIONAL APPROPRIATION ORDINANCE (FIRE).

A motion was made by Powell and seconded by Polk to Introduce. Councilperson Linda Gregory asks that since the money goes back into the general fund from the auction then why do they need the ordinance. The park and MVH fund didn't appropriate for those funds so they are going to put it back on their budget. Questions called. An all-in-favor vote showed 9 yeas and 0 nays INTRODUCED.

ORD. 46-16 ADDITIONAL APPROPRIATION ORDINANCE (PARK).

A motion was made by Powell and seconded by to Introduce. Questions called. An all-in-favor vote showed 9 yeas and 0 nays. INTRODUCED.

ORD. 47-16 AN ORDINANCE DECLARING AN ECONOMIC DEVELOPMENT TARGET AREA FOR 4800 W. LEGACY DRIVE.

A motion was made by Marshall to withdraw. WITHDRAWN.

RESOLUTIONS:

RES. 22-16 A RESOLUTION MAKING TRANSFERS WITHIN GENERAL FUND.

A motion was made by Powell and seconded by Marshall to Adopt. City Controller, Audrey Jones states that all these resolutions are within the fund that they originally came from and they are not from different departments. It just getting low towards the end of the year and they always do these types of clean-ups in case one goes over or one goes under. Councilperson Gregory states several of the line items shown mentions health insurance and she wonders if that will have any impact on the overall recalling they had

reduced it in the budget for next year. Jones states that is just if there is a new employee that comes into the department or one goes from "single" to "family" then there would be enough money to cover that health insurance costs for that department. She informs she sets a premium so that everyone is equal. Councilperson Ridenour mentions that although his question does not entirely pertain to this resolution but since we are talking about transferring money within various departments, how is council able to tell what the budget is for Ice Miller attorneys? Jones answers by stating some of those claims are being paid directly through the budgets and that can be seen on the claim sheets that come in on a weekly basis. And some are being paid through the insurance company so they would have to request that information from them in which she can do after first addressing the mayor. Ridenour states there has been numerous checks to Ice Miller, one specifically for closing and issuance so he assumed that had to do with a bond issue. The others just said "other services and charges" and he just wanted a clarification as to what those were but now he understands some were paid from an insurance claim as well. Jones states yes, because they are legal matters some does go to the insurance company. Ridenour states that he would love to see that and Jones informs him that she will make that request to the mayor the next day. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

RES. 23-16 A RESOLUTION MAKING TRANSFERS WITHIN PARK FUND.

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

RES. 24-16 A RESOLUTION MAKING TRANSFERS WITHIN GENERAL FUND.

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

Councilperson Linda Gregory states while looking at the resolution, that the first one she assumes are for fewer firefighters and wants to know if that is going to vehicle lease. City Controller, Audrey Jones answers yes, that they were getting paid out of public safety loit now. Therefore, that money is not going towards it. Questions called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

RES. 25-16 A RESOLUTION AMENDING THE DECLARATORY AND CONFIRMING RESOLUTIONS DESIGNATING AN ECONOMIC DEVELOPMENT REVITALIZATION AREA AND APPROVING A STATEMENT OF BENEFITS.

Councilperson Doug Marshall makes the request to Withdraw due to it being handled internally. WITHDRAWN.

OTHER BUSINESS:

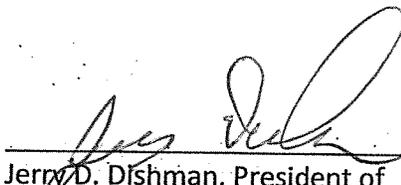
Amanda Waller, (1500 N. New York Ave.) a volunteer for the Sierra Club Beyond Coal Campaign in Muncie, wants to bring attention to some of the few things going on in the campaign for the last few months. Indiana Michigan Power which is our energy producer, owns and runs one of the dirtiest coal plants in the nation, the AEP Rockport Coal Plant. This plant was recently featured in a USA Today documentary, has been around on social media and they've shown it on a few local news sites. It is going to be costing Indiana Michigan Power customers billions of

dollars to keep open. On October 21, I&M filed a case with the Indiana Utility Regulatory Commission for permission to charge Indiana customers 260 million dollars over the next ten years to add pollution controls to unit #2 of this Rockport Coal Plant. Unit #2 is currently owned by companies like General Electric, Verizon, City Group, J.P. Morgan, and tobacco giant Phillip Morris. I&M leased unit #2 and that will expire in 2022 but have not yet decided if they want to extend that lease. The 2015 plan for I&M states that retiring this unit #2 when the lease expires and replacing it with cleaner forms of energy would be less expensive than the plan they have set to put pollution controls on it which would go for thirty more years. I&M plans to keep burning coal because they want to raise their customers' bills which isn't right. She is imploring the council to stand up for everyday Hoosiers and to tell the IURC to make these big companies pay. She then thanks the council.

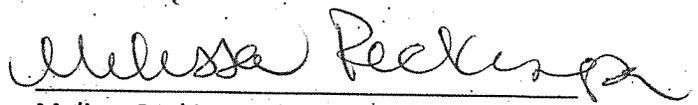
Mark Kinman, 2800 W. Memorial Dr. comes before council every year to talk about the Forest Park Christmas Party that they put together in December. It is scheduled for the 17th from 2:00 pm to 6:00 pm at the Denior Center 2517 W. 8th Street 47302. They are now taking toy donations and for any monetary donations, contact Mr. Kinman for arrangements. Last year they had donations of four bicycles, with Council President Jerry Dishman generously donating two of them. The goal for this year is six to eight if possible. They are going through a grant to obtain some funds and applied at Meijer for the donation as well as Papa Johns pizza for the kids. He is also looking into getting some Ball Sate athletes to come as well. He invites everyone to come out on the 17th and that you will not regret it.

ADJOURNMENT:

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



Jerry D. Dishman, President of
The Muncie Common Council



Melissa Peckinpugh, Muncie City Clerk
of the Muncie Common Council