

MINUTES
MUNCIE COMMON COUNCIL
300 NORTH HIGH STREET
MUNCIE INDIANA

JANUARY 13, 2014

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

PLEDGE OF ALLEGIANCE: Led by Councilperson Mary Jo Barton.

INVOCATION: Given by Father Shawn Poke from St. Francis of Assisi Catholic Church.

CITIZEN RECOGNITION: Councilperson Brad Polk presents this month's recognition to Al & Kris Holdren. Al & Kris Holdren are the founders of the Secret Families Organization. Secret Families started in December 2004 when they decided not to buy presents for each other and use the money in his sock drawer to provide a family in need with a tree and presents for the holidays. Two tables were set up in their garage. Kris & Al and their two daughters with Santa hats and wrapping paper and the story is started. As the presents were being wrapped, Kris's brother arrived for Christmas with his family. He inquired about what they were doing. Al & Kris explained to him what they were doing. Within the hour with his credit card in hand they headed back to Meijer at 11pm to buy Christmas for a second family. The name in secret part of secret families came from a friend that suggested the name based on what Al and his family were doing that Christmas. The friend asked Al use the money he gave to Al to sponsor a family in need but to keep it a secret. The families that have served come from local school principals in Delaware County. They are asked for the families that are in the greatest need and have always come through for the Secret Families organization. Each Secret Family is provided with a decorated Christmas tree, presents for the entire family, a \$50 gift card from Meijer to purchase a Christmas dinner and a bible for each family. Each family has \$550.00 spent on them. The reason it is \$550.00 is because that is the amount Al had in his sock drawer that first Christmas. Al stated in an interview they started Secret Families because they wanted to show adults what sacrificial giving is and to teach their children it is better to give than to receive. Each year on the first Saturday in December, Al, Kris and their two girls are joined at 6:00 am by over 1,000 volunteers to shop, wrap and deliver Christmas for families in need throughout Muncie and Delaware County. Since this has started Secret Families has gone from serving two families in 2004 to this year serving over 260 families. In the ten years of Secret Families they have served over 800 families. The money is raised from individuals, Church groups, School groups and businesses sponsoring local families. Polk takes great pride in recognizing two outstanding individuals who have given back to the Muncie Community and Delaware County. They can make a great difference if they give from the heart. Polk presents the Holdren's with a plaque for their commitment and support to the Muncie Community.

Al Holdren states they were given an opportunity and individuals sitting behind him, the Muncie Fire Department gave them an opportunity with Toys for Tots. They have a gentleman's agreement that they will join forces because there were some things that happened afterwards that they have 1,500 people they can drive to them because they get need and asked for things that they can't serve and it always broke their heart. He states it is nice to come and see individuals who have donated money, time and efforts in really provided an opportunity to be successful. People ask him how he does it. He tells them he lives in the best city. He states they are fortunate to serve this community. If you think the community doesn't serve and take care of their own they are absolutely mistaken. If you come out the first Saturday in December at Toyota and see 1,500 that say they care because they do. They write checks and they serve. Holdren thanks the Council. He states the Council catch a lot of flak sometimes and people are wrong a lot of times about that. The Council serves well for their community. They are blessed they take the responsibility and do that. They are blessed to have the opportunity to be involved with the Muncie Fire Department. It still is all about one on one relationship's. It is really the relationship with the families and the volunteers that matter.

Dishman thanks Councilperson Doug Marshall for coming up with this program. They have heard some untold stories in Muncie from citizens. Next month will be his turn for the Citizenship award.

ROLL CALL:	PRESENT	ABSENT
Doug Marshall	X	
Mark Conatser	X	
Mary Jo Barton	X	
Brad Polk	X	
Jerry D. Dishman	X	
Julius J. Anderson	X	
Alison Quirk	X	
Mike King	X	
Linda Gregory	X	

2014 REORGANIZATION:

President: A nomination was made by Barton and seconded by Quirk to appoint Julius J. Anderson as President. Nominations closed. A roll call vote showed 9 yeas and 0 nays. MOTION CARRIED. Julius J. Anderson is declared President.

Councilman Anderson thanks Dishman for his outstanding work as President and he never missed a meeting. Anderson thanks the Council for appointing him as President.

Vice-President: A nomination was made by Marshall and seconded by Barton to appoint Jerry D. Dishman as Vice-President. Nominations closed. A roll call vote showed 9 yeas and 0 nays. MOTION CARRIED. Jerry D. Dishman is declared Vice-President.

Secretary: A nomination was made by Dishman and seconded by Marshall to appoint Mary Jo Barton. Nominations closed. A roll call vote showed 9 yeas and 0 nays. MOTION CARRIED. Mary Jo Barton is declared Secretary.

Appointments to Boards and Commissions:

Finance: Chairperson Nora Powell
Jerry D. Dishman and Mark Conatser

Government Administration: Chairperson Doug Marshall
Alison Quirk and Brad Polk

Land and Traffic Committee: Chairperson Mary Jo Barton
Brad Polk and Nora Powell

Public Services: Chairperson Alison Quirk
Mark Conatser and Linda Gregory

Public Works: Chairperson Jerry D. Dishman
Mark Conatser and Doug Marshall

Emergency Communications 911: A motion was made by Marshall and seconded by Polk to appoint Conatser to the Emergency Communications Board. A roll call vote showed 9 yeas and 0 nays. MOTION CARRIED.

Historic Preservation Commission: A motion was made by Marshall and seconded by Dishman to appoint Alison Quirk to the Historic Preservation Commission. A roll call vote showed 9 yeas and 0 nays. MOTION CARRIED.

Muncie City Council Attorney: A motion was made by Barton and seconded by Dishman to retain Joseph P. Hunter as their counsel. A roll call vote showed 8 yeas and 1 abstain. (Quirk). MOTION CARRIED.

Metropolitan Planning Commission: A motion was made by Quirk and seconded by Barton to appoint Dishman to the Metropolitan Planning Commission. A roll call vote showed 9 yeas and 0 nays. MOTION CARRIED.

Muncie Redevelopment Commission: A motion was made by Marshall and seconded by Barton to appoint Sam Beasley and Bill Smith. A roll call vote showed 9 yeas and 0 nays. MOTION CARRIED.

Tax Abatement Committee: A motion was made by Marshall to appoint Mary Jo Barton and Jerome Petty to the Tax Abatement Committee. A roll call vote showed 9 yeas and 0 nays. MOTION CARRIED.

Mits Transportation Board Member: A motion was made by Marshall and seconded by Quirk to appoint William Lee to the Mits Board. He will be filling an unexpired term. A roll call vote showed 9 yeas and 0 nays. MOTION CARRIED.

President Anderson recognizes Mary and Cornelius Dollison. Ball State President's Medalist of Distinction is presented to individuals who have made significant and unselfish contributions to the advancement of the university, the community, the state or the nation. Mary Dollison is only one of the 62 recipients to have received this medal. On behalf of Ball State University and the City Council Anderson thanks Dollison for her outstanding service to the community, District 6 and all of Muncie.

APPROVAL OF MINUTES: A motion was made by Marshall and seconded by Barton to approve minutes from December 2, 2013. Hunter states in the first paragraph of the Special Meeting the business they were referring to is spelled Halal and not Halo. A motion was made by Powell and seconded by Marshall to accept the minutes with the correction. A roll call vote showed 9 yeas and 0 nays. AMENDED. A motion was made by Marshall and seconded by Barton to approve minutes as amended. A roll call vote showed 9 yeas and 0 nays. MINUTES APPROVED.

President Anderson recognizes William Lee who was appointed to the Mits Board.

ORDINANCES PREVIOUSLY INTRODUCED:

ORD. 45-13 AN ORDINANCE TO AMEND THE CITY OF MUNCIE COMPREHENSIVE ZONING ORDINANCE FROM THE R-3 RESIDENCE ZONE TO THE BV VARIETY BUSINESS ZONE ON PREMISES LOCATED AT 811 W. MCGALLIARD ROAD, MUNCIE, INDIANA. (APPLICANT-PJS FINANCIAL, LLC).

A motion was made by Barton and seconded by Marshall to Adopt. Quirk asks when they brought this property up at the last meeting that there is an adjacent parcel and asks Dishman if it was brought to the Planning Commission. Dishman states no. Question called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

ORD. 47-13 AN ORDINANCE OF THE CITY OF MUNCIE AMENDING SECTION 32.39, PREREQUISITIES TO ACTION ON ORDINANCE, RESOLUTION OF THE CITY OF MUNCIE CODE OF ORDINANCES.

A motion was made by Barton and seconded by Marshall to Adopt. Council Attorney Joseph Hunter states their current rule is you file items fifteen days before the meeting. The meeting is on a Monday and the filing date is on a Sunday, which didn't make sense to him. He added language to clarify what happens in the event that Monday is a holiday. The next day in the clerk's office will be the filing deadline. Question called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

ORD. 50-13 AN ORDINANCE AMENDING 30-13 FIXING THE MAXIMUM SALARIES OF EACH AND EVERY APPOINTED EMPLOYEE IN THE CITY COURT'S OFFICE OF THE CITY OF MUNCIE, INDIANA FOR THE YEAR 2014.

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

Controller Audrey Jones states she spoke about this in the past meeting and is present for any questions. Question called. A roll call vote showed 9 yeas and 0 nays.

ADOPTED.

NEW ORDINANCES:

ORD. 1-14 AN ORDINANCE AMENDING SECTION 160 OF THE CODE OF ORDINANCES OF THE CITY OF MUNCIE, INDIANA.

A motion was made by Barton and seconded by Marshall to Introduce.

City Attorney Meghan Quirk states the City has created a Neighborhood Investment Committee, which is looking at different solutions to help with the vacant, abandoned and blighted properties they have in the City of Muncie. One of the tools they would like to use is the homesteading program, which was established in the 1980's and has never come to a level of activity to her knowledge. In July 1, 2013 the General Legislation has changed to create a more flexible homesteading program and that is essentially what this amended ordinance would do. It would adopt what the state level has to be able to do a homesteading program. It is one of the tools the neighborhood investment committee would use to essentially give recommendations to the Muncie Redevelopment Commission enact the programs through the Muncie Redevelopment Commission. One of the changes is not only in the form itself but also in their current local ordinance the Board of Works run the program and they are asking that it be changed to the Muncie Redevelopment Commission to have more fluidity within the transfer and transactions of getting these properties back to rehabbed uses for these folks. Barton thanks Quirk for adding the urban homesteading chapter. Quirk states they are looking forward in creating some positive change and getting things where people can live in an owner-occupied house. Question called. A vote by acclamation showed 9 yeas and 0 nays. INTRODUCED.

ORD. 2-14 AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF MUNCIE, INDIANA, AUTHORIZING THE ISSUANCE OF THE CITY OF MUNCIE, INDIANA, ECONOMIC DEVELOPMENT TAX INCREMENT REVENUE BONDS IN A MAXIMUM AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000) AND APPROVING AND AUTHORIZING OTHER ACTIONS IN RESPECT THERETO.

A motion was made by Barton and seconded by Marshall to Introduce.

Muncie Redevelopment Commission Todd Donati states this is a development project at the Muncie Mall. It will be Dick's Sporting Goods store. It will be nearly 80,000 square foot of space. The nine acres is where the old Pontiac dealership was located. There is going to be a Michael's and a third outlet attached to that. There will be two full buildings in the back and two buildings up front. The two up front will consist of other retail outlets but he doesn't have the ability to tell about those as of yet. There will be parking in between and in front. The overall development will be a \$14 million dollar

investment in that nine acre area. The reason they are establishing the bond is for infrastructure to allow the project to happen. There is remediation of wetlands and ponds that have to be moved and replaced somewhere else in the county and additional infrastructure improvements are required. They have expanded the Tif to pick this up. The proceeds from the development itself will fund the bond. They will have some left over that can go back into the Tif. This is a seventeen year bond and fifteen years will be the duration of the bond but you have to add the additional two years until the bond reaches the opportunity to accept taxes. There will be two years that will pay on itself. They are getting a tax exempt bond and it will be from a local bank. They do have somewhat confirmation from them that they will accept the deal and they just have to finish out the process of moving forward. Once this is improved in February the next day they will sign the bond papers and will begin development in order to have this complete by November 2014. Barton asks how many acres. Donati states nine. Barton asks if he would bring a map to the next meeting. Donati states yes. Gregory asks since this prior occupancy was a car dealership does there have to be an environmental impact study done. Donati states that has been done and filed with IDEM. Conatser asks if the developers can be at the next meeting to reiterate they use local contractors. Donati states this will create 100 construction jobs and approximately 40 full-time positions created once it is completed. He will have more details next month. Polk asks if this bond will go against the city. Donati states no. This will be a private bond they will only support through the Tif. It doesn't affect the tax rate or the bonding capacity. Dishman asks how many local contractors will be involved. Donati states they haven't started the bidding process. They just know based on the budget they have based on an average of \$45,000 to \$50,000 a year per construction worker will establish over 100 workers. Dishman states that he wished they would hire local workers. Donati states that is the main thing they hit on first is to hire locally. Barton states earlier Donati stated 40 jobs. Donati states a minimum of 40 full-time jobs and numerous part-time positions once it is complete. Donati states he doesn't want to mention the stores at this time because they are going through negotiations. Donati states these stores are like the ones in Hamilton Commons, which is a 40 mile drive. This type of development would eliminate that from happening. There will be restaurants and additional retail. They will add opportunity for local residents to not make that drive. Question called. A vote by acclamation showed 9 yeas and 0 nays. INTRODUCED.

RESOLUTIONS:

RES. 1-14 A RESOLUTION CONCERNING THE CITY OF MUNCIE'S POSITION STATEMENT ON A STATE CONSTITUTIONAL AMENDMENT PERMANENTLY DEFINING MARRIAGE (HJR 6).

A motion was made by Marshall and seconded by Gregory to amend and change HJR6 to HJR3. A roll call vote showed 9 yeas and 0 nays. AMENDED. A motion was made by Marshall and seconded by Conatser to Adopt as Amended.

Marshall states this resolution he proposed is something important that Mayor Tyler made a stance and wanted the Council do the same because he wants it to be known nationally the Muncie is a City of everyone.

Michael Sullivan 2615 West Purdue reads a statement from State Representative Sue Errington. Although she is unable to be present due to legislative duties, she wants to thank City Councilman Doug Marshall for submitting this resolution for consideration by the Muncie City Council. She would like to thank Mayor Dennis Tyler and Councilperson Gregory for their leadership in opposing HJR3. Adding Muncie to the growing list of Indiana cities that have gone on record in opposition to HJR3 is the right thing to do for Muncie's citizens and for its economic future. Indiana's constitution was written to protect our citizen's rights and freedoms, not take them away. Changing the constitution in order to deny these protections to certain Hoosier families would send the wrong message that we are intolerant and backward that does not value diversity. In order to grow and develop a competitive economy, Indiana must show itself to be a welcoming state to all individuals. Your vote to put Muncie on record tonight in opposition to HJR3 reinforces the image of our state as a welcoming state that is respectful of all individuals.

Linda Hanson 1400 W. North Street reads an endorsement from Ball State University Senate. In light of the ongoing debates around House Joint Resolution 3, Ball State University reaffirms our commitment to diversity and tolerance. We believe that providing a welcoming and supportive environment is not only morally right but also economically sound. To attract the best and brightest students and the most talented faculty and staff, we need to recognize the diverse needs of the university community. On behalf of its faculty, staff and students, Ball State opposes adoption of House Joint Resolution 3 and supports the goals of the Freedom Indiana organization.

Charles Mason 224 Alden Road states he is a retired priest and served Grace Episcopal Church for 18 years. He encourages the council to pass the resolution opposing the constitutional amendment. A lot of Christians are interested what the bible says. The bible mentions homosexuality five or six times throughout its entirety. The Hebrew and Greek are not all that clear. He isn't a scholar of either language. The bible cautions heterosexuals some 300 times against divorce, misuse of marriage, abandonment of spouse, spousal abuse or neglect. Those who oppose gay marriage say it will have a disastrous effect on heterosexual marriage. He doesn't think it is going to hurt his marriage. It's none of his business about someone else's marriage. Heterosexuals have destroyed the sanctity of marriage in their society. Look at the number of divorces, the number of children without two parents, the parents that don't pay child support and the family violence, which is at an all-time high. Gays are very interested in the institution of marriage. Denying gay marriage is like denying women to vote. It's like telling a black man he only counts as 60% of a man. That's part of their history too.

Nan Barber 1002 North Alden Road has been authorized to speak for the League of Women Voters of Muncie-Delaware County. The League supports the proposed resolution in opposition to HJR3 and urges the council to pass it unanimously. HJR3 would ban all protection under the law to same-gender couples and their families and invalidate relationships and families (whether same gender or not) based on civil

unions, domestic partnerships or common-law marriages. We base our opposition to HJR3 on the LWV national position of equal opportunity: "The League of Women Voters of the United States supports equal rights for all under state and federal laws. LWVUS supports legislation to equalize the legal rights, obligations and benefits available to same-gender couples with those available to heterosexual couples." The Indiana Constitution is not the place to take away the rights of some of our fellow citizens. The very act of putting such an amendment on the ballot in November is an affront to individual liberties and equal protection under the law. By passing this resolution the people of Muncie, through its elected council will be adding their voices to those from across the state asking Indiana Legislators to vote against HJR3 in the coming legislative session.

Eleanor Trawick 300 S. Morrison states her spouse Margaret moved to Muncie in 1996. They are pleased to be a part of this hospitable open minded community. They went to New York and got married. They chose to get married because they love each other and wanted to be connected by law as well as love. As they get older they want to make sure they take care of each other. They want the extra assurance they would have access to each other's finances and medical records. They were sad they couldn't be married in their own church. They look forward to the day that Indiana will recognize their marriage as their families, church and government does. HJR3 would as the Star Press noted yesterday enshrine discrimination and hate in their constitution. The passage of this bill makes Indiana appear to outsiders to be unfriendly, intolerant and small minded. She knows this isn't the place she lives. She urges the council to stand against this legislation.

Bill Frederick President of the Unitarian Universalist Church has been a health professional since 1977. He speaks in favor of the resolution the Muncie City Council to take a position standing in opposition against HJR3. He supports his city joining Ball State, IU, Purdue, Eli Lilly and other manufacturers in this state. This includes the unanimous support of the Unitarian Universalist Church. Being in opposition of HJR3 is being in favor of our heritage that all human beings are created equal. A friend of his favored family as being defined with a man and a woman at the head. They now have more information and know more about human equality, human rights and human abilities. GLBT would be present but hidden like they are in the armed services and their schools. In fact his al matre Brian Casey is gay and has been there for three years now. He states economically they will be better off with diversity sources such as age, sexual preference, race, gender, religion. He states the City Council has the opportunity to take a stand now on the right side of this moral arc of history.

Seth Ladd 208 North Monroe Street, Minister at the Unitarian Universalist Church states his church voted unanimously to oppose HJR3 because it goes against their faith. As Unitarian Universalist they believe in freedom of belief. They believe each and every person is on a free and responsible search for the truth and meaning in their lives. They also believe in an inclusive love that embraces all people. There is a banner on the wall of their sanctuary that states God is Love. They believe in inclusive love that tells each and every person that they are good and worthy. HJR3 does not treat each and every

person as good and worthy. The inclusive love they believe in has its roots in the words and message of Jesus. Jesus didn't minister in the temple or the church. He was out in the world fighting for the rights of the disenfranchised and the oppressed. He worked constantly to improve the lives of the poor and the weak. He preached a message of love. Love for God, your neighbor and for yourself. HJR3 does not live up to the ideal of Loving thy neighbor as thyself. If they claim to love their neighbor as thyself than it is incompatible to support this amendment. He as a person of faith opposed to HJR3. He asks all those present that oppose HJR3 to stand.

Frank Wyles 701 N. Brentwood Lane speaks in favor of the amendment. He goes back to the Mayflower which was in agreement with the people and God for self-government founded upon the teachings of the Old and New Testament. It is endorsed in the Declaration of Independence, which is truly the foundation of their constitution, which says they are endowed by their creator and that is the all mighty God of the Christian bible. That is the first recognition besides the endowments he gives us later recognition of the creator and authority over his creation. It is from these things we are endowed by rights. These rights come from the Ten Commandments and the other laws listed throughout the bible. The first thing is they are obligated to obey God's laws. His ability and creation is his to work with as he pleases. We are here as an obligation to those things as he gives us. They are obligated to obey the Lord in those things. Any right or law that is passed in difference to those laws that he has listed are unjust.

Jay Gillette 2607 W. Brook Drive states he is a Professor of Information and Communications Science at Ball State University and Senior Research fellow at their digital policy institute. He doesn't speak for those entities but he does speak from the perspective they have there. He wants to commend the council for the resolution against the discriminatory constitutional amendment as proposed. The students that are in the program have been here for twenty seven years. It's an amazing place to be. It's filled with the kind of people we want in Indiana. They are highly skilled and motivated and they can get a job anywhere and go anywhere. The question is do they want to come here. They say in real estate the most three important concepts are location, location and location. In the professional life the three are reputation, reputation and reputation. If they want to attract professionals to Indiana or Muncie, Indiana or entire mid-west they cannot have a reputation of being intolerant people. They will not have the creative among them because we don't like the way they act or behave in their private lives. He urges the council to pass the resolution.

June Farnsworth 624 E. Adam Street states Leviticus 18 deals with laws of sexuality morality. The most one cited is 18:22 states you shall not lay with a male as with a woman it is abomination. Half of the chapter deals who you are not to see naked. Other parts of Leviticus there is a chapter on how to deal with leprosy, how to cleanse yourself after leaking bodily fluids. Chapter 11 deals with food. Pork is forbidden and she doesn't see anyone protesting the Muncie Rib fest because it's immoral. Seafood that doesn't have fins and scales, are they trying to run Red Lobster out of town. Why pick one specific law out of the bible and say this is important and we must oppose anyone who is breaking this particular law. What about the New Testament where

Jesus told us to love each other. Love your neighbor as yourself. Would you deny yourself filing joint taxes with the person you love or spend your life with? It's not about sex, it's about love. People who are here that are heterosexual did they choose who they were going to fall in love with. Is it a sin for someone to fall in love with the same sex and if it is a choice and they should be condemned for.

Paul Johnson 522 West Adam Street asks the council to speak against the proposed constitutional amendment. He states when he went home to Boston people are looking at him and asked why he moved to Indiana because it's a backwards place. If this state is allowed to put that law on the books it proves itself to be that backwards place. He doesn't have a problem with anyone marrying anyone and doesn't see anyone standing in line to keep him from marrying his fiancé. Question called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

RES. 2-14 A RESOLUTION RESCINDING RESOLUTIONS 2-11 AND 3-11 INDIANA STAMPING, LLC ABATEMENTS.

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

RES. 3-14 A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MUNCIE TO APPROVE AND AUTHORIZE THE CITY OF MUNCIE EDIT BUILDING CORPORATION TO DONATE SPECIFIC LAND TO BENEFIT THE FUTURE OF THE DOWNTOWN AND THE HORIZON CONVENTION CENTER TO THE CITY OF MUNCIE REDEVELOPMENT COMMISSION.

A motion was made by Barton and seconded by Marshall to Adopt. Muncie Redevelopment Commission Todd Donati states it has gone through the Muncie Edit Building Corporation Board and it was approved. It was approved through the Muncie Redevelopment Commission contingent that the Council authorizes it to happen. This is the land a potential hotel will sit on. The road has already been vacated that is to the west. Quirk states as a member of the Muncie Edit Building Corporation they did vote unanimously and it is very important to make this land available. Having a hotel adjacent to the Horizon Convention Center will encourage a lot more business for the community. She is very excited to have the partnership with hopefully the ARC of Indiana. Barton asks is that with the understanding that Victor stays open. Donati states yes and it will not impede on it at all. Polk states since they didn't receive a map could Donati tell them where it is at. Donati states the road vacated was High Street and there is a little island east of the road that was vacated. There were two bars that use to sit there. The address is 122 and 125 West Seymour. Donati states by vacating the road this is a potential site for the hotel you open up the opportunity to place that where they intend to which is over that island. If you were in front of the hotel you could look straight down High Street. Question called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

RES. 4-14 A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MUNCIE, INDIANA, APPROVING AN AMENDMENT OF THE DECLARATORY RESOLUTION AND ECONOMIC DEVELOPMENT PLAN FOR THE SPARTECH ECONOMIC DEVELOPMENT AREA.

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

Muncie Redevelopment Commission Todd Donati states this is the required project plan for the expansion. Originally the council approved a Tif area called Spartech. Spartech, during this process in waiting for the development to happen, it was sold to PolyOne. PolyOne decided not to enter into a bond. They have contacted them and they haven't considered abatement at that point. Because there was interest in developing in some pretty rough industrial areas on the south side of Muncie they decided to attach to that and go east and west and some areas north and expand the Tif and rename it so they can utilize what work they had done on the opportunity to establish revenue for infrastructure and improvement. He gave the council an updated copy of the Redevelopment project plan. Donati states the green area is the allocation area. The gold area overlaps and is contiguous with the green allocation area. That is projected to be part of the project area. By establishing this they will be able to spend the any allocations within the area. They are not going to collect any allocations in that area only from the green area. A lot of those areas they researched don't have sidewalks and for the safety part with the kids walking they could utilize infrastructure and improvement that is part of the infrastructure plan. This is additional investment. He states they decided to try and develop the south side or promote it to be proactive is to establish an opportunity to be competitive in those areas.

Donati states they decided to follow the industrial area on the south. The blue is already zoned industrial. A lot of the locations are vacated, abandoned or becoming brownfield's so they decided to try and develop the south side and establish an opportunity to be competitive in those areas. They also were applying for a \$1 million dollar revolving loan fund that will allow them to work with the brownfields that will be EPA approved. They will have an answer on that by this spring. If those funds will be available than that will give them an opportunity to send a message that they want to improve all of Muncie including the south side and opportunity to put industrial or commercial properties back into these areas that are already zoned. Hopefully it will increase the value of properties throughout the south side of town therefore increasing the evaluation of assessments. They have done this everywhere else and wanted to do it here. They want to entice anyone to come to this community and not excluding any particular area. This went to the MRC for a declaratory resolution and the plan commission to establish guidelines of Economic Development. It will still have to go back before the Muncie Redevelopment Commission. Donati states the residential properties will not be a part of the allocation area. Barton asks what the different in one plan and the other one. Donati states he didn't change much inside but he did change the name. He states the original map went into the central city Tif area and he was asked after the MRC meeting by some of the members to make sure he verified how close those were. He did find out that some areas did cross into the central city Tif so he took those out and established a new parcel. Gregory states on 18th between Beacon and Grant it is a trailer park and states it's not a part of that. Donati states no.

Gregory asks what percentage of the city limits are now Tif. Donati states it's not required because it's not a revitalization area. Donati shows the council the Tif areas on a map. If you look at it as a whole they are just trying to improve the community and be competitive. Quirk states the sidewalks would great as well as the other infrastructure accommodations. Marshall states he is pleased with this area getting some economic development possibilities in the future. The south side residents are the back bone of building this city. He thinks it is great they are starting to spend some time and effort there. Polk asks Donati if he has figured out how much property tax is being paid into this and how much isn't. Donati states the property taxes paid into this are only incremental increases from future investments. There will be some paid into the original Spartech and that will take affect this year or the first of next year because the building was just completed. They are probably looking at a \$100,000 to \$150,000 a year range. They are working on a project now at Tillotson and Memorial that will bring \$12 million investment to the area. It's the property that sits behind the Speedway station. It will be an assistant living community and not a nursing home, which will create 35 to 40 jobs. That particular one is the most active that they are working with and it will take two and a half years before it will generate revenue. They have some improvements that will be made by the Indiana American Water Company. Polk asks what type of taxes will be paid. Donati states anything you do in a Tif freezes. The only thing their picking up is any potential increase of assessed evaluation that is created from the developers. It gives them opportunity to be competitive. Every week they look at projects and they lose some of them because they don't have the funds to be competitive. The legislators put money aside specifically for investing in new development. They don't look at these types of funds such as Tif, Creed or any type of funding. They take millions of dollars and put it into an account and say this is what we are going to use to create new development in our state. If they go up against a state like Mississippi that does that and they are sitting at a \$60 million dollar enticement for a project they look at \$240 million for the same project that is cash from their state. If you look at taking away Tif or changing Tif's or taking away personal property then you take the competitiveness away all together then they have nothing to offer except their citizens and the land they might own that can't be bought in the future. The City of Muncie has to offer something. Barton states earlier Gregory mentioned a trailer park. Barton states she does see a white area on the map. Barton states there is also another trailer park. Donati states they didn't pick up the trailer parks. They stayed with vacant land or industrial area as much as they could. He states the gold area is where they can spend allocation money. Barton states there is another trailer park.

Donati states they will not invest in the land that is now owned by an individual. Barton asks if this area should be shaded white. Donati states it is white. Barton states Freedom Acres is not in the shaded white area. Donati states he will look into it. Polk states her map is different from her map. Donati states there is a new map. Anderson asks if they could go ahead. Gregory asks if they could table this to make the correction. Donati states the correction can only be done through the MRC and they will approve the amendments. Gregory asks if it will come back to the council. Donati states no and this is just for the council to support the fact this meets the economic

development plan for the City of Muncie. Question called. A roll call vote showed 7 yeas and 2 nays. (Polk & Gregory). ADOPTED.

OTHER BUSINESS:

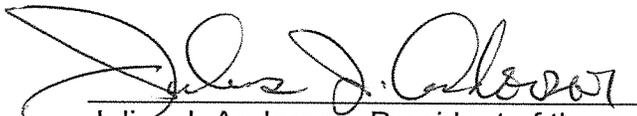
Jessica Slaven 1721 W. 17th Street states they did their Christmas dinner drive and they were able to help 43 families with toys, coats and dinner. She is working with MAP to help organize neighborhoods. She is currently working with five neighborhoods. If there are any issues or questions in their district to get ahold of her and she can email the information to them. She is working with Park Department Superintendent Harvey Wright on a project to find funding to revamp the shelters in the City of Muncie. They want to put metal roofs on the shelters. It will be in connection with appreciating your parks day that she is working on. She is looking for groups who want to adopt a park for a day. It will be in the spring. If they have a lot of volunteers they can go into the bigger parks also. They will be doing some painting, planting flowers and doing all types of beautification. Barton asks who she is working with. Slaven states she is working with Map regarding the neighborhoods.

Mark Kinman 2800 W. Memorial Drive states he was involved with Jessica Slaven helping with the Forrest Park Christmas Drive and it was very successful and he thanks the City and Superintendent of the Parks Harvey Wright. Kinman states he wants to know what is going on with the 9th and 10th street closings. Anderson states the chairperson is Barton. Barton asks if he has spoken with the Mayor. Kinman states he has been talking with Joe Hunter. He states the only time he heard anything is when someone would ask about it. He states there were a lot of meetings and after the election everything was over with. Quirk states that is not entirely true. She states part of the problem is when the railroad comes in and say one thing but choose to do another thing they have little they can do with that. The city has been trying to address this issue. Kinman states this has been an ongoing thing for some time. He states the Land and Traffic Committee should have a report on what is happening to correct the problem. Anderson states he thought the Board of Works that this on. Quirk states the Board of Works had a meeting and determined the city didn't want them to be closed and it was put back on the railroad and city is looking at maybe if they are going to pursue litigation. Kinman states the Land and Traffic could let the people know something. Quirk states it is out of the hands of the Land and Traffic committee. Conatser states he was at the Board of Works meeting and the railroad has an attitude they can do whatever they want. Kinman states you could tell that when the railroad came to meet with them. Barton states to her understanding, the City were going to sue the railroad. The last he spoke with the Mayor is there was a possible offer on the table to open either 9th or 10th with the understanding that 6th be closed.

City Attorney John Quirk states there has been a lot involvement and discussion with the railroad. One of the things they can't do is comment on pending or potential litigation and that is the reason why it's not brought up. They cannot give any details on it at this time. They tried to reason with the railroad regarding the closings.

Muncie Human Rights Director Yvonne Thompson states there is an upcoming MLK Celebration this coming Monday, January 20, 2014. All the events are free to the public. Mits will be providing transportation to all the events. There will be two speakers at the community breakfast. They will be Ermalene Faulkner and President/CEO of the Indiana Black Expo Tonya Bell. The breakfast will be at the Ball State Student Center at 9:00am and breakfast will be served at 8:30am. There will be events for children for grades K-12. The younger children will be at the Boys and Girls Club at 10:30 with breakfast served. The speaker will be Dr. Terry Bailey. The second session is called Children's Empowerment and that will be taken over by the Ball State for that particular part of the program. They have very specialized information pertaining to Dr. King and what the dream stood for and what it stands for today. They have a community job fair from 10:30am to 1:00pm also at the Student Center. The Street Department will be recruiting for minority business contractors. The Muncie Fire Department will also be recruiting. Mursix and Ball State Police Department will be present. They also have individuals that will come out from Work one for ex-offender issues. They ask that people bring at least ten resumes because they will be doing onsite interviews and they want people to dress appropriately for the process. At 4pm the Unity March will start at the Multi-Cultural Center. It's not a long march. That evening at 6:00pm the service will be at Destiny Christian Center 5000 East Centennial Avenue and their speaker will be Rev. Gerald Dew who is pastoring in Chicago Illinois. People who don't have transportation just meet up at the Church of the Living God and Mits will provide transportation to the service. On January 21st Coach Ken Carter will speak at Pruis Hall at 7:30pm and free to the public. If there are any questions contact their office at 747-4854. They hope to get everything on the public access channel.

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


Julius J. Anderson, President of the
Muncie Common Council


Phyllis Reagon, Muncie City Clerk
of the Muncie Common Council