

MINUTES  
MUNCIE COMMON COUNCIL  
300 NORTH HIGH STREET  
MUNCIE INDIANA

**MAY 5, 2014**

**REGULAR MEETING:** 7:30 P.M., CITY HALL AUDITORIUM, 1<sup>ST</sup> FLOOR.

**PLEDGE OF ALLEGIANCE:** Led by Councilperson Jerry D. Dishman.

**INVOCATION:** Given by Pastor Steve Graves from Fountain Square and Industry United Methodist Church.

**CITIZEN RECOGNITION:** The Citizen recognition was presented by Councilperson Nora Powell. Councilperson Powell states Yoko Ono said, "You change the world by being yourself". This quote rings true when you talk about Steve Ribera. Steve came to Muncie in 1979 to finish his college degree. His parents followed him here. He graduated from Ball State University in 1982 and after graduation he worked at the Juvenile Detention Center and the Delaware County Children's Home. Later he started his own handyman home repair business, which he still operates today. Steve states being kind and doing good is his religion, which is something he picked up from his late friend Hal Reptke. Steve attends the Unitarian Universalist Church of Muncie where he assists the youth classroom on Sunday morning. He moved into a wonderful neighborhood just east of downtown, which is also her neighborhood. He made it his home and is involved in the neighborhood in many ways. He served as President of the East Central Neighborhood Association several years ago. He has worked countless hours in neighborhood clean-ups. Setting up and tearing down for the Old Washington Street Festival and numerous neighborhood events. One thing she admires about Steve is there isn't a job too messy, too big, too small or too boring. He works until the job is finished. He is often seen on the stage also. His band the Jazmanian Devils can be seen at venues throughout the local area. He champion's events which raise awareness of the issues not only our local community but global issues as well that most of us tend to forget. Steve told her she stumbled across a 2004 documentary "The Devil came on Horseback". He then was involved in Water is Basic, which is an organization out of Texas and they work tirelessly to bring fresh running water to the 780 million people who do not have the luxury of turning on a faucet.

Steve collaborated with others to bring the 2013 Benjamin Cohen Peace Conference to Muncie. Steve was heavily involved in the presentation of art of injustice show this spring. He is a member of the Committee of Positive Influence and through all these involvements he got the ideal to bring Eva Moses to Muncie. Mrs. Moses is a Holocaust survivor whose remarkable life story resilience peace and forgiveness. Steve secured the funding to bring her here to Muncie where she was able to share her story with school children and a packed crowd in Emens Auditorium. Although sometimes call a

community activist, he prefers the term community advocate. When he states community he means the worldwide community. Steven isn't afraid to ask or push. He isn't afraid to do what it takes to raise awareness and his give his voice to those who can't or don't know how. When she contacted him about accepting this award, he immediately started talking about the organizations that he is involved in and what they are doing for the community. He is definitely a leader. This is to recognize all the work he has done for the neighborhood, church and the people of the global community. It is to recognize his contributions to our cities cultural growth through his music. It is her pleasure to present her friend and neighborhood with the May 2014 Citizenship Award.

Steve states watching the Pledge of Allegiance makes him think he is trying to advocate for the ideal of a worldwide community and that is how they have to start thinking about things. They need to think less as Muncie people, Indiana people and even citizens of the United States. It is a small planet and there is only one world here. There is only one race and that is the human race. Just like we help each other out in our communities and towns, we need to think of ourselves as a worldwide community. There are 2.5 billion people that happen to leave where they don't have adequate sanitation of clean water. They just happened to get born there just as we happened to get born here. They need to start reaching out as much as they can and the way they start doing that is start thinking more about the world as a single community.

<b>ROLL CALL:</b>	<b>PRESENT</b>	<b>ABSENT</b>
Doug Marshall	X	
Mark Conatser	X	
Mary Jo Barton	X	
Brad Polk	X	
Jerry D. Dishman	X	
Julius J. Anderson	X	
Alison Quirk	X	
Linda Gregory	X	
Nora Powell	X	

**APPROVAL OF MINUTES:** A motion was made by Marshall and seconded by Polk to approve minutes from April 7<sup>th</sup> and April 10<sup>th</sup>, 2014 meetings. A roll call vote showed 9 yeas and 0 nays. MINUTES APPROVED.

**COMMITTEE REPORTS:** None

**ORDINANCES PREVIOUSLY INTRODUCED:**

ORD. 6-14 AN ORDINANCE AMENDING THE 2014 BUDGET AS APPROVED BY THE COMMON COUNCIL WITH RESPECT TO GENERAL FUND.

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.

8-14 AN ORDINANCE AMENDING ORDINANCE 33-13 THE MAXIMUM SALARIES OF EACH AND EVERY MEMBER OF THE MUNCIE FIRE DEPARTMENT OF THE CITY OF MUNCIE, INDIANA FOR THE YEAR 2014.

A motion was made by Barton and seconded by Marshall to Adopt as Amended. Question called. A roll call vote showed 8 yeas and 1 abstain. (Powell). ADOPTED AS AMENDED.

ORD. 9-14 AN ORDINANCE AMENDING ORDINANCE 34-14, THE MAXIMUM SALARIES OF EACH AND EVERY MEMBER OF THE MUNCIE POLICE DEPARTMENT OF THE CITY OF MUNCIE, INDIANA FOR THE YEAR 2014.

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

ORD. 10-14 AN ORDINANCE AMENDING ORDINANCE 24-13 MAXIMUM SALARIES OF EACH AND EVERY APPOINTED OFFICER, EMPLOYEE, DEPUTY, ASSISTANT DEPARTMENTAL AND INSTITUTIONAL HEAD OF THE CITY OF MUNCIE, INDIANA, INCLUDED HEREIN FOR THE YEAR 2014.

A motion was made by Barton and seconded by Dishman to Adopt. Controller Audrey Jones states Gregory brought up last month that President Obama is trying to push for \$10.10 for part-time people. She spoke with Mayor Tyler and he is in agreement to whatever the council decides how they want to proceed with that. A motion was made by Gregory and seconded by Marshall that each of the \$10 an hour wages with the exception of one be raised to \$10.10 per hour. Question called. AMENDED. A motion was made by Marshall and seconded by Barton to Adopt as Amended. A roll call vote showed 9 yeas and 0 nays. ADOPTED AS AMENDED.

ORD. 11-14 AN ORDINANCE AMENDING ORDINANCE 32-11, 35-12 THE MAXIMUM SALARIES OF EACH AND EVERY MEMBER OF THE MUNCIE FIRE DEPARTMENT OF THE CITY OF MUNCIE, INDIANA FOR THE YEAR 2012 AND 2013.

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

ORD. 12-14 AN ORDINANCE AMENDING ORDINANCE 33-11, 37-12 THE MAXIMUM SALARIES OF EACH AND EVERY MEMBER OF THE MUNCIE POLICE DEPARTMENT OF THE CITY OF MUNCIE, INDIANA FOR THE YEAR 2012 AND 2013.

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

#### **NEW ORDINANCES:**

ORD. 13-14 AN ORDINANCE DECLARING AN ECONOMIC DEVELOPMENT TARGET AREA FOR GREATER MUNCIE INDIANA HABITAT FOR HUMANITY, INC. (REAL ESTATE-SINGLE FAMILY RESIDENCE).

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

CEO of Habitat for Humanity Lindsey Arthur 1523 S. Jefferson states they build and rehab homes specifically in Muncie. They have served 115 families in their 27 year history and all of those homes are on the house rolls. The homeowner isn't able to be present because he is working. He has been working at the YOC for two years. He and his two-year old daughter will be living in the home. They will begin construction of Friday. It is their women build project. They will have teams of 15 to 20 ladies building this home in the month of May and June. The house will be under construction and urges the council to drive by. It will be a great project for them and asks for the council consideration. Conatser asks if they are looking for volunteers or do they have their teams together. Arthur states there are some teams that are in need of volunteers and if someone wants to help they can contact their office. Barton clarifies the address of the property. Polk states on this property there was a home and it was torn down and now they're going to build on that property. Arthur states that is correct.

She states Gretchen Cheesman put them in contact with the homeowner and she donated the property to Habitat. They removed the foundation at their own expense and will put a new construction home there. It is their home their teams of ladies will raise close to \$30,000 for this home in addition to building it. Marshall asks Arthur if she wants to let everyone know how to contact them. Arthur states anyone can contact their office located at 1923 S. Hoyt at the corner of Hoyt and Memorial. Their phone number is 286-5739 or contact they can be contacted through their website munciehabitat.org. Question called. A vote by acclamation showed 9 yeas and 0 nays. INTRODUCED.

ORD. 14-14 AN ORDINANCE AMENDING ORDINANCE 32-13 THE MAXIMUM SALARIES OF EACH AND EVERY APPOINTED OFFICER, EMPLOYEE, DEPUTY ASSISTANT, DEPARTMENTAL AND INSTITUTIONAL HEAD OF THE CITY OF MUNCIE, INDIANA, INCLUDED HEREIN FOR THE YEAR 2014.

A motion was made by Barton

Councilperson Powell asks to table this so she can do a little more research into some things that came up. Motion seconded by Barton. A roll call vote showed 9 yeas and 0 nays. TABLED.

## **RESOLUTIONS:**

RES. 9-14 A RESOLUTION APPROVING THE ENTRY INTO A MUNICIPAL LEASE AND OPTION AGREEMENT FOR PROCUREMENT OF EQUIPMENT FOR THE CITY OF MUNCIE, STREET DEPARTMENT.

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

Superintendent of Street Department Duke Campbell states the bobcat they have is ancient and can't run any equipment because it doesn't have high flow hydraulics on it and it and their faced with a lot of jobs they can't do because they don't have the equipment. He is asking the council if they can enter into an agreement with Star Bank and Jeff Huff is present for any technical or payment questions the council might have. This is a new skid steer made by bobcat and will come with a backhoe. You would be able to knock down high spots or old patch material and they could take care of the edges of the road that is getting the worst of it. This will come with a hydraulic breaker

and it will eat the sidewalks up that they need to repair and a trailer to haul it on. The total price was \$74,154.46. He and the Mayor thought it would be in their best interest in lease to own because the interest rate is very attractive and asks the council for approval. Marshall asks if all the stuff he stated comes with that equipment and if the leveler is what they use to use to grind the streets down. Campbell states that is correct but is only two feet wide. You use it mainly when you see at the end of the road where they grind down two inches so your asphalt isn't real thin on the edge. He is going to do it on the edges of the road that is eaten up. Marshall asks if he will be able to get that leveled out. Campbell states that is correct. He states you will find that a lot on their concrete roads where they have been patched over and over. Marshall states in his line of business this is very important. He states it's a good price and their in Anderson which is another reason to get parts. Gregory states that is the question because they had a bid process through the Board of Works and there isn't another dealer in Muncie that is competitive. Campbell states none. Anderson asks how old is the equipment? Campbell states it is brand new. Gregory states the lease is with a local lender. Barton asks if he has the money to do this. Campbell states yes but they would still have to budget the money.

Polk asks how much money he thinks will save by using the different pieces doing the things they have to do. He states how much it will save him if he had to contract out to dig a hole. Campbell states he didn't look at terms of what it would save but the bare minimum on a sidewalk is \$3 a linear foot. He states they have thousands of sidewalks that are trip hazards. Polk states after their conversation it sounded like it would save them a lot of money. Campbell states 72 feet of a sidewalk going on right now will cost them \$6,000. He can't say they will do all of them but they can do some sidewalks themselves. Conatser states there are some areas on the roads that are broken up and spot patch it and asks if they can take a square section out and pave it instead of patching little holes and that will save them from having to come back. Campbell states that is where it would be beneficial. He states they do have a very long paving list but will not be able to reach every road. He states there is a spot on Mock Avenue is about forty foot long and there is also one on Meeker also. If they can smooth that out and roll it down it would be fine. Barton states it sounds like a good investment and will benefit the City of Muncie. Question called. A roll call vote showed 9 yeas and 0 nays.  
ADOPTED.

RES. 10-14 A RESOLUTION MAKING TRANSFERS WITHIN BEECH GROVE DEPARTMENT.

A motion was made by Barton

A motion was made by Councilperson Powell to table this so she can look into it further. Motion seconded by Conatser. A roll call vote showed 9 yeas and 0 nays. TABLED.

RES. 11-14 A RESOLUTION AUTHORIZING MAYOR DENNIS TYLER TO APPLY FOR A COMMUNITY DEVELOPMENT BLOCK GRANT AND A HOME INVESTMENT PARTNERSHIP PROGRAM GRANT FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD).

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

Director of Community Development Terry Whitt-Bailey states she was going to have a power point but there were some glitches in her laptop but the public can view their Muncie Action Plan draft on their website, in the Mayor's office and both branches of the Muncie Public Library. She would have come before the council last month but they were put on hold by the US Department of Housing and Urban Development. A letter came out in December that states any grantee with fiscal year 2014 start date starting date during the period October 1, 2013 through August 16, 2014 was advised not to submit its consolidated plan or action plan until the 2014 formulated grant dollars were announced. Those dollars were announced March 19<sup>th</sup> and they had to do legal notices with 30 to 45 days. That is why they had to wait until this month. Their entitlement of 2014 of Community Development Block Grant Dollars is \$1,162,474.00, which is actually \$14,000 less than last year and they are happy about that number and it could have been worse. Their Home Investment Partnership dollars for this year is \$421,904.00 and that is \$6,400 dollars more. Her job is present to them their public service dollars is to be no more than 15%. They had a state meeting two weeks ago and Muncie was designated as the ideal community because they are spending their dollars in the way HUD wanted them to do. They utilized their information, their dollars and their expenditure procedures as the example that other communities should use. For public service dollars instead of using 15% they used 14% so they would not go over because there are many communities that go over and they have to pay it back. Their public service selection process uses a Citizen Action Committee. They have eight members which include John Falon, Brad King, Tim Miles, Linda Muckway, Tasha Barnes-Griffin, Councilman Marshall, Pat Mitchell-Fields and Councilperson Quirk. They met in February and March to discuss the public service applications that were submitted. There was \$400,339 in allocation requests. They were able to fund \$165,000 in public services. Bridges received \$25,500 and Ross Community Center at \$1,000. She states the amount allocated is the amount requested. Additional activities for their program year 2014 included Ross Community Center they want to put new signage up in all of their public parks in low to moderate area. People like that and it is looking very good. That is a part of their consolidated plan which is a five year plan and they are just fulfilling their final year. A Better Way needs a new shelter entrance. Christian Ministries needs a kitchen upgrade along with United Day Care Center. Under Housing Rehabilitation, Whately Community Council, Habitat for Humanity, Pathstone, Rebuilding Together and World Changers will also receive funding. In terms of infrastructure they have been hearing about the potholes and the sidewalks and they wanted to take some of their dollars and apply them to infrastructure for paving and sidewalks. Those numbers will be closer to \$175,000 to \$200,000 just for that. It is something necessary for their community given the weather they had this past winter. They do have dollars for Slum and blight removal, demolition and deconstruction and their 20% cap they use for Administration, which they are allowed. Their Home Investment Partnership Dollars will include their Chodo set aside. It stands for Community Housing and Development Organizations. They have four in the City of Muncie. Eco Rehab, Pathstone, Bridges and Muncie Home Ownership and Development Center. Each of those organizations will get dollars. The one that she is always the most excited is the MAC Build and that is the Muncie Area Career Center and they actually work with students from the Muncie Community Schools to build a

home every year and they are setting aside dollars to do that. She is asking the council for approval of the Action Plan as it has been presented to them. Councilperson Gregory asks when the draft was made available to the public. Whitt-Bailey states it was in the newspaper and the meeting was last week April 30<sup>th</sup> at 10:30 am. There was a legal ad submitted. The first informational meeting was January 21<sup>st</sup> and there were 44 attendees at that meeting. They had 48 applications for both public service and projects. 28 agencies were eligible to submit a formal application. The citizen's advisory committee met on March 4<sup>th</sup> and decisions were shared with Mayor Tyler on March 5<sup>th</sup>. The Annual Action Plan draft was posted on the website as well as the Public Libraries, Community Development and the Mayor's office on April 15<sup>th</sup>. The public hearing was on April 30<sup>th</sup> and today is the May 5<sup>th</sup>, which is the presentation to the City Council. Their Action Plan is due to HUD on May 15<sup>th</sup>. It is a new submission. The Annual Action Plan draft is smaller than in previous years. There is a new submission they are requiring of them. It is more an electronic version. Dishman states the Career Center did a build in his neighborhood and it looks like a professional done the job. Whitt-Bailey invites the council to walk through one of the MAC Build homes. She is very impressed by the work they have done and it helps the young people in the community to learn a skill and trade they can utilize the rest of their lives. Question called. A roll call vote showed 9 yeas and 0 nays. ADOPTED.

#### **OTHER BUSINESS:**

Councilperson Anderson states he would like to have an update with the building. There is a lot going on and it is really coming to life on the outside and the inside.

Quirk congratulates Brad King as the new Historic Preservation Officer with the Historic Preservation Commission.

Brad King invites everyone to the Historic Preservation celebration. It always occurs in May, which is Historic Preservation month. They will be holding an award ceremony for Historic Preservation Agents. There will be light refreshments and light entertainment at the Firefighter Museum at 418 East Main Street. He invites everyone on May 22, 2014 from 5pm to 7pm.

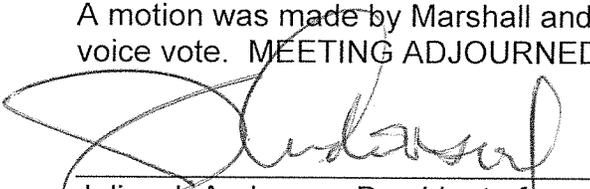
Gregory asks about the ordinance they tabled it wasn't introduced. She asks if they want to back up and introduce it tonight or will it matter if it goes two more months. Hunter states the motion to table can be withdraw and introduce it and put it back on the table. Or they can take it off the table and introduce it and pass it. They were referring to Ordinance 10-14. Powell states if the council doesn't want to suspend the rules when it comes back up then they will hold a special meeting.

Polk states he has requested a lot of pothole patches and Duke Campbell has been quick with filling those. His crew has done a good job with the past winter they have had.

Dishman thanks Park Superintendent Harvey Wright because he has a lot of programs coming up this summer. He is keeping the parks clean and trying to keep graffiti off of everything. He has it removed and someone puts graffiti back.

Councilperson Anderson recognizes a scout in the audience and asks him to stand. Anderson thanks him for coming and if he has any questions get with him because he was a scoutmaster for ten years.

A motion was made by Marshall and seconded by Barton to Adjourn. Motion carried by voice vote. MEETING ADJOURNED.



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Julius J. Anderson, President of  
The Muncie Common Council



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Phyllis Reagon, Muncie City Clerk  
of the Muncie Common Council