

**COMMON COUNCIL  
CITY OF NOBLESVILLE  
NOVEMBER 27, 2018**

The Common Council of the City of Noblesville met in regular session on Tuesday, November 27, 2018. Brian Ayer called the meeting to order pursuant to public notice with the following members present: Mark Boice, Wil Hampton, Greg O'Connor, Darren Peterson, and Rick Taylor. Christopher Jensen, Roy Johnson, and Megan Wiles were absent.

Also present were Mayor John Ditslear, City Clerk Evelyn Lees, Deputy Clerk Charlene Cummings, City Attorney Michael Howard, a department director, staff, interested citizens, and members of the media.

**APPROVAL OF MINUTES: NOVEMBER 13, 2018 – SCHOOL BOARD JOINT SESSION**

Mr. Peterson moved to approve the minutes, second Mr. Taylor, five aye, one abstention. Mr. Boice abstained.

**APPROVAL OF MINUTES: NOVEMBER 13, 2018**

Mr. Boice moved to approve the minutes, second Mr. Taylor, six aye.

**APPROVAL OF AGENDA**

Mr. O'Connor moved to approve the agenda, second Mr. Hampton, six aye.

**PETITIONS OR COMMENTS BY CITIZENS WHO ARE PRESENT**

There were no petitions to speak.

**MAYOR'S REPORT TO COUNCIL**

Mayor Ditslear stated the Fire Department is accepting donations for their annual Firefighters Christmas Food and Toy Drive. He stated the City Christmas tree lighting was held the day after Thanksgiving. He stated the Santa house has returned to the Courthouse Square, and he recognized Stephen Wood, who was present, for installing the Santa House with an ADA-compliant ramp. He stated Jack Martin, a long-time member of the Board of Public Works and Safety, was grand marshal of the Christmas parade, and drove his own corvette. He stated tomorrow the City will hold an open house with Santa for City employees and their families. The Noblesville Chamber of Commerce Holiday Luncheon will be December 5<sup>th</sup>. First Family Chiropractic will have a ribbon cutting on December 6<sup>th</sup>. On December 7<sup>th</sup>, Lights over Seminary will begin, featuring Christmas lights and art displays at Seminary Park. December 7<sup>th</sup> is also Pearl Harbor Remembrance Day. The Navy Club and others will hold a Pearl Harbor Remembrance event on December 8<sup>th</sup> at 11:00 a.m. in the Council chambers at City Hall.

**COUNCIL COMMITTEE REPORTS**

Mr. O'Connor stated the Finance Committee met on November 21<sup>st</sup>. He stated they discussed an ordinance regarding mileage reimbursement for employees. He stated Enterprise Fleet Management will begin managing acquisition, maintenance, and liquidation of the City's cars and light trucks, with the exception of the Police Department. Heavy trucks and heavy fire apparatus also will not fall under this program. He stated the program should reduce overall vehicle costs. He stated there was a discussion concerning subsidies for the golf program, which is never self-supporting. He stated the committee recommended that a transfer to subsidize the program should be capped at \$250,000.00; actual cost is estimated at \$200,000.00 to \$220,000.00. He stated a meeting between the Council and the Parks Board is being planned to work on a strategy to lessen the shortfall as much as possible. He stated the weather did not help the golf program this year, particularly in the fall. Mr. O'Connor stated the transfer on the agenda and the claims received favorable recommendations from the committee.

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**APPROVAL OF CLAIMS**

Mr. Taylor moved to approve the claims as submitted, second Mr. Hampton, six aye.

**PREVIOUSLY DISCUSSED ORDINANCES**

#46-11-18 COUNCIL TO CONSIDER ORDINANCE #46-11-18, AN ORDINANCE FOR A CHANGE OF ZONING FROM "FH" and "R1" TO "R2" FOR PROPERTY AT 11002 EAST 166<sup>TH</sup> STREET IN NOBLESVILLE TOWNSHIP (DENISE ASCHLEMAN)

This ordinance was discussed together with ordinance #47-11-18.

#47-11-18 COUNCIL TO CONSIDER ORDINANCE #47-11-18, AN ORDINANCE FOR A CHANGE OF ZONING FROM "FH" AND "R2" TO "R2-FH/PD" FOR APPROXIMATELY 21.84 ACRES AT 11002 EAST 166<sup>TH</sup> STREET IN NOBLESVILLE TOWNSHIP (DENISE ASCHLEMAN)

Andy Wert of Church Church Hittle & Antrim at 2 North 9<sup>th</sup> Street addressed the Council. Mr. Wert requested the ordinances be postponed to the December 4<sup>th</sup> meeting. Mr. Boice moved to postpone previously discussed ordinances #46-11-18 and #47-11-18 to the next meeting, second Mr. O'Connor, six aye.

**NEW ORDINANCE FOR DISCUSSION**

#48-11-18 COUNCIL TO CONSIDER ORDINANCE #48-11-18, AN ORDINANCE AMENDING ORDINANCE #69-11-90 AND UPDATING THE CODE OF ORDINANCES OF THE CITY OF NOBLESVILLE (JEFFREY SPALDING)

Mr. Taylor moved to introduce ordinance #48-11-18, second Mr. O'Connor. Mr. Spalding stated this is a straightforward ordinance. He stated existing City code authorizes the Board of Public Works and Safety to set a mileage reimbursement rate for employees who use their personal vehicles for City business. He stated the rate is always the rate set by the Internal Revenue Service (IRS), and the Controller is required to present a resolution to the Board annually to establish the rate for the City. He stated this ordinance streamlines the process by declaring the City will automatically adopt the IRS rate each year for employees who use their personal vehicles for City business, and for employees who travel on City business. He noted the ordinance allows the Board to set a different rate from the IRS rate if necessary. Mr. Boice moved to waive the rules and adopt ordinance #48-11-18 on first reading, second Mr. Taylor, six aye. Mr. O'Connor moved to approve ordinance #48-11-18, second Mr. Boice. The following roll call vote was taken on ordinance #48-11-18:

AYE: Mark Boice, Wil Hampton, Greg O'Connor, Darren Peterson, Rick Taylor, and Brian Ayer.

Six aye, motion carries.

**TRANSFER**

#1 COUNCIL TO CONSIDER TRANSFER #TA-12-18, AN APPROPRIATION TRANSFER IN THE GENERAL FUND CONCERNING PUBLIC RECORDS REQUEST SOFTWARE (JEFFREY SPALDING)

Mr. Spalding stated this transfer moves \$8,000.00 from the non-departmental 100 series Personal Services contingency to the 300 series Other Services & Charges in the Clerk's budget to pay for public records request software that was not planned for when this year's budget was adopted. He stated there is an initial cost for the software, then an ongoing cost; the ongoing cost has been

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included in the Clerk's budget for next year. He noted the money for this transfer would have been available in the 100 series of the Clerk's budget if he had transferred the contingency planned for the general pay increase. He stated most departments did not need the extra funding, so he did not transfer the money to their budgets. This transfer comes from the pay increase contingency. Mr. O'Connor moved to approve transfer TA-12-18, second Mr. Boice, six aye.

**MISCELLANEOUS**

- #1 COUNCIL TO CONSIDER RESOLUTION #RC-21-18, A PRELIMINARY RESOLUTION DESIGNATING AN ECONOMIC REVITALIZATION AREA FOR EFFING PROPERTIES, LLC (APPLIED INTELLIGENCE CORPORATION), AND ESTABLISHING A PUBLIC HEARING (JUDI JOHNSON)

Economic Development Assistant Director Andrew Murray spoke in place of Ms. Johnson. Mr. Murray stated this request is a preliminary resolution to establish an economic revitalization area for Applied Intelligence Corporation with a three year declining real property tax phase-in. He stated Applied Intelligence Corporation is an electrical engineering service provider dedicated to automation. He stated the new headquarters and production facility will be 12,000 square feet and will be located at the northwest corner of Pleasant Street and Union Chapel Road with a capital investment of approximately \$1 million. He noted they currently have ten employees and plan to hire three more. He stated the real property declining tax phase-in will be 80 percent the first year, 60 percent the second, and 40 percent the third year. He noted the incentive is contingent upon the company filing applications for an Improvement Location Permit by June 1, 2019. He stated the Economic Development Council Committee and Finance Council Committee both gave favorable recommendations for this action. He stated if this resolution is approved, a public hearing will be held, and a confirmatory resolution will come before Council for approval at its December 18<sup>th</sup> meeting. Mr. Hampton asked the petitioner what positions will be added, and if they might add more than three positions in the next five years.

Gabe Effing of 1049 S. 9<sup>th</sup> Street and Effing Properties, LLC addressed the Council. Mr. Effing stated he does expect to add more than three employees; the estimate in the resolution is conservative. He stated he expects to hire shop labor as well as engineers. Mr. Hampton asked if there are more employees, will more space be needed. Mr. Effing replied there is room to grow at this location. Mr. Ayer asked where the company is currently located. Mr. Effing replied they are currently in Castleton. Mr. O'Connor moved to approve Resolution RC-21-18, second Mr. Boice, six aye.

**COUNCIL COMMENTS**

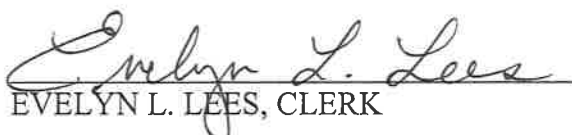
Mr. Ayer thanked Steve Wood for his work with the Santa House and stated it looks great. He stated there is also a Santa House at Federal Hill Commons, and he looks forward to seeing it as well.

**ADJOURNMENT**

There being no further business before the Common Council this 27<sup>th</sup> day of November, 2018, Mr. Boice moved to adjourn, second Mr. Hampton, six aye.

  
CHRISTOPHER JENSEN, PRESIDENT

ATTEST:

  
EVELYN L. LEES, CLERK