

COMMON COUNCIL
NOVEMBER 7, 2016
7:00 P.M.

Mayor Shane Evans opened the meeting and led everyone present in the pledge of allegiance to the flag.

Roll call was given and the following council members were present: Carolyn Pearson, Richard Traeger, Mike Shockley and Dale Seward. Brian Garrison was absent due to illness.

Minutes from the meeting held on October 3, 2016 were presented for approval. Carolyn Pearson made the motion to approve the minutes as presented. Second by Dick Traeger. Motion carried. (4-0)

REPORTS:

Written reports were included in the packets the council members received. The following questions arose from those reports:

Dale Seward expressed his concern to Aaron Lyons over the bump outs not having yellow paint. Aaron Lyons stated it was not in the design as it is obvious the bump outs are no parking areas. Dale also questioned why there are no signs for the City of Delphi on Aaron's or Craig's truck. Aaron stated there was no reason and if the council so desired, he would comply. No direction came from the council members. Dale also stated he thought there was room for a couple more parking spaces in front of the Office Tavern on Main St. in between Market and the convenience store and gas station. It was stated that was not in the design and perhaps could not be accomplished with INDOT. The matter will be looked into. Carolyn Pearson asked about the appointee to the airport board. Mayor Evans explained this individual had experience in aviation. Mayor Evans also explained the airport manager, Reece Creekmore, would end his employment with the airport at the end of the year. Mr. Creekmore had brought in a resume for another aviation student at Purdue to fill his slot.

ZONING:

731 W. Franklin St. – Andy Royal. Mr. Royal requested a zoning of B2 as he would like to consider possible future business possibilities. Mr. Royal stated he might want to sell Christmas trees or rent the downstairs to a real estate office and keep a residence in the upstairs. Dale Seward stated B2 is good as that is what is all around this property. Mayor Evans noted if zoned a B2 then could not add on. If a business is located there it would fall in performance compliance. Mayor Evans questioned Mr. Royal if he would have any objections to B2 knowing you can't build on. Andy Royal stated he did not have any objections. An issue, a gray area is the permit has expired for the deck. Mr. Royal needs to apply for the deck permit. Mayor Evans asked Mr. Royal to table until the December meeting to allow time to obtain the permit. Dale Seward made the motion to table this issue until the December meeting in order to secure land use permit. Second by Carolyn Pearson. Motion carried. (4-0)

210 W. North St. – Mrs. Seese stated this property is zoned U1. This historical home, where her husband grew up, would make a good bed and breakfast. Mayor Evans asked the council to consider this request. In order to put in B status, a public meeting must be held. Carolyn Pearson asked what the neighborhood reaction was. Mrs. Seese stated she had applied for a variance and was denied and there

was opposition at the public hearing. Mayor Evans stated we could amend our ordinance to include bed and breakfast variance but we would still have to hold a public hearing. Mrs. Seese noted there are four bedrooms and plenty of off street parking. Richard Traeger stated he was in favor as the city is in need of this type of lodging. Mr. Ives, guest, brought up several thoughts and recommended looking at other cities and towns approach to this issue. Richard Traeger made the motion to investigate the description of bed and breakfast and draft an ordinance with the definition of a bed and breakfast. Second by Dale Seward. Motion carried. (4-0)

Senior Center – Mark Mattox brought a site plan of the proposed new community center building. The next meeting will be on the 1st of December at 5:30 PM in the council room of the city building.

UNFINISHED BUSINESS

Delphi Code Chapter 150 Building Regulations. Mayor Evans related he had contacted 10 different cities and analyzed their policies. Before the next meeting, article 13 needs to be looked over. Dale Seward made the motion to hold a work session on the 15th of December at 5:30 PM at the city building with the understanding that if public needs and can't attend due to stairs, the meeting would be moved to another location. Second by Mike Shockley. Motion carried. (4-0)

Main and Union - Mayor Evans has not heard from INDOT. Mike Shockley questioned if we should table. Mike noted he had talked with Aaron Lyons and Aaron recommended waiting until the road is done. Carolyn Pearson made the motion to table Main & Union until INDOT installs sensors for traffic. Second by Dale Seward. Motion carried. (4-0)

Ordinance Restricting Multi Axel – Mayor Evans recommended this issue tabled until the December meeting. Mayor Evans noted the frost law is in effect in December. Dick Bradshaw, guest, explained 20,000 lbs. per axel and if we limit traffic to two axels we take care of the problem. Dale Seward made the motion to table discussion of the multi axel ordinance until the December meeting. Second by Carolyn Pearson. Motion carried. (4-0)

Parking Against Flow of Traffic & Backing into Angle Parking Spaces. This would-be Ordinance 2016-17 and would have a penalty the same as a parking ticket. This ordinance would not apply to pickups or deliveries. Dale Seward made the motion to pass 2016-17 on first reading. Second by Carolyn Pearson. Motion carried. (4-0)

NEW BUSINESS:

Ordinance 2016-18 is the salary ordinance for the year 2017 and would become effective on January 1, 2017.

Carolyn Pearson made the motion to pass 2016-18 on first reading. Second by Dale Seward. Motion carried. (4-0)

Carolyn Pearson made the motion to suspend the rules to allow 2016-18 to pass on 2nd and 3rd reading. Second by Dale Seward. Motion carried. (4-0)

Carolyn Pearson made the motion to pass 2016-18 on second reading. Second by Dale Seward. Motion carried. (4-0)

Carolyn Pearson made the motion to pass 2016-18 on third reading. Second by Dale Seward. Motion carried. (4-0)

Ordinance 2016-19 wages for employees for the year 2017 and would become effective on January 1, 2017.

Carolyn Pearson made the motion to pass 2016-19 on first reading. Second by Dale Seward. Motion carried. (4-0)

Carolyn Pearson made the motion to suspend the rules to allow 2016-19 to pass on 2nd and 3rd reading. Second by Richard Traeger. Motion carried. (4-0)

Carolyn Pearson made the motion to pass 2016-19 on second reading. Second by Richard Traeger. Motion carried. (4-0)

Carolyn Pearson made the motion to pass 2016-19 on third reading. Second by Richard Traeger. Motion carried. (4-0)

Snow & Ice Removal on Public Sidewalks – a discussion led to a question from a guest concerning trails through private property. Mayor Evans stated the amendments would exclude the Inter Urban Trail. It would give a time slot of 24 hours for snow removal and ice is included. Dale Seward stated he had no desire to pursue this issue. Makenzie Martin, city attorney, warned about liability if we don't have an ordinance established. The fine would be \$10.00. Carolyn Pearson made the motion to pass 2016-20 on first reading with the \$10.00 fine and exclusion of Inter Urban Trail. Second by Richard Traeger. Motion carried with ayes (Carolyn Pearson, Richard Traeger, Mike Shockley) and one nay (Dale Seward)

A discussion on bad check fees was held. The city has not changed the amount charged for bad checks for a long time. Carolyn Pearson made the motion to table this issue until more information is gathered. Second by Dale Seward. Motion carried. (4-0)

Petition to Vacate 1105 S. Masonic Street. Mayor Evans stated he will bring information to the December meeting.

Weight/Equipment Restriction on Public Sidewalk – The purpose would be to protect the pavers installed on the new sidewalks downtown. Mayor Evans will get more information for the next meeting as well as bonding and insurance requirements.

Council and Public Comments:

Dale Seward noted he would like to receive the packet earlier in order to study the contents.

Anita Werling would like consideration given to Monroe & North Washington St. Anita feels this is a dangerous situation for pedestrians as well as vehicles. A vehicle has to pull way out for good visibility.

Andy Royal stated his intentions for the property is good and thanked the council for working with him.

Leanne Aldrich, clerk, stated an additional appropriation will be ready for the next meeting. This will cover the city's share of the reimbursed stellar grants.

Meeting was adjourned at 9:20 PM.



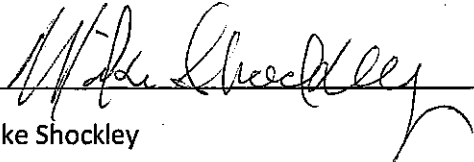
Mayor Shane Evans



Carolyn Pearson, President of Council



Richard Traeger



Mike Shockley



Dale Seward



Leanne Aldrich, Attest