

City of Bedford

City Council Regular Meeting

November 20, 2023

7:00 P.M.

Minutes

Mayor Craig welcomed the public to the first Facebook Live Council meeting. He stated that it has been a goal of his for some time. The live meetings are being mandated in 2025, but he decided to begin the process now to give our citizens the opportunity to learn more about the city government and what is taking place. I welcome everyone as the meeting is beginning to start.

Prayer: Penny May

Pledge of Allegiance: Ryan Griffith

Call to Order: Mayor Samuel J. Craig

The Common Council of the City of Bedford, Indiana met for a Regular City Council Meeting on November 20, 2023, at 7:00 P M at Stonegate Arts & Education Center. Honorable Mayor Samuel J. Craig presided and called the meeting to order.

Members in attendance:

- Judy Carlisle
- Ryan Griffith
- Penny May
- Brad Bough
- Angel Hawkins

Members in absent:

- Larry Hardman
- Dan Bortner

Reading/Approval of Minutes:

October 16, 2023 – Regular Meeting

- Brad Bough made the motion to approve the minutes,
- Judy Carlisle seconded the motion,
- *All votes were in favor of the motion. No One Opposed, Passed*

Old Business:

1. Tabled -3rd & Final Passage - Ordinance 20-2023 -Amending Zone Map -From R-3 to B-1-For Forrest Lake-1323 5th Street. -Brandon Woodward

- No changes were made for the final passage.
- No opposition from Bedford residents was received.
- Judy Carlisle made the motion for the third and final passage for Ordinance 20-2023,
- Angel Hawkins seconded the motion,
- *Third and Final Passage for Ordinance 20-2023, All votes in favor of the motion, No One Opposed, Passed*

ORDINANCE NO. 20 -2023

AN ORDINANCE AMENDING THE ZONE MAP
INCORPORATED IN AND MADE A PART OF
CHAPTER 150 OF THE CITY CODE OF 1984

BE IT ORDAINED by the Common Council of the City of Bedford,
Indiana:

Section 1. That the Zone Map incorporated in and made a part
of Title 15 (Chapters 150-157) of the Bedford City Code be
and the same hereby is amended so as to classify the following
described parcels of real estate in Lawrence County, Indiana,
47421 to Convenience Business District (B-1), to-wit:

**SHAW PT LOT 27 94 X 68, Commonly referred to as 1323 5th
Street Bedford, Indiana. Parcel # 47-06-14-211-024.000-010**

Section 2. That all regulations applicable to Convenience Business
(B-1) Districts under the terms and provisions of Chapter 155 of
the Bedford City Code shall hereafter apply to and regulate the
above-described Territory is to which said Zone Map is hereby
amended.

Section 3. This ordinance shall be in effect from and after its
Passage and approval by the Mayor.

Passed and adopted by the Common Council of the City of
Bedford, Indiana, this 20th day of November 2023.

Presiding Officer

ATTEST:

Billie Tumey, Clerk-Treasurer

Presented by me to the Mayor of the City of Bedford, Indiana, this 20th day of
November, 2023.

Billie Tumey, Clerk-Treasurer

This ordinance approved and signed by me this 20th day of
November, 2023.

Samuel J. Craig, Mayor

ATTEST:

Billie Tumey, Clerk-Treasurer

**2. Tabled- 3rd & Final Passage-Ordinance 21-2023 -Amending Ordinance 24-2008-
Governing the Collection and Disposal of Trash, Garbage and Refuse Within The
City of Bedford, Indiana to Include Incremental Fee Increases Through 2027- David
Flinn**

- No changes were made for the final passage.
- Brad Bough made the motion for the third and final passage for Ordinance 21-2023,
- Judy Carlilse seconded the motion,
- *Third and Final Passage for Ordinance 21-2023, All votes in favor of the motion, No One Opposed, Passed*

ORDINANCE NO. 21-2023

AN ORDINANCE AMENDING ORDINANCE 24-2008 GOVERNING THE COLLECTION AND DISPOSAL OF TRASH, GARBAGE, AND REFUSE WITHIN THE CITY OF BEDFORD, INDIANA TO INCLUDE INCREMENTAL FEE INCREASES THROUGH 2027

WHEREAS, Ordinance No. 24-2008 governs the collection and disposal of trash, garbage, and refuse within the City of Bedford, Indiana; and

WHEREAS, the cost of providing the trash collection service has been increasing steadily over the last number of years; and

WHEREAS, there is a need to add incremental fee increases to offset the rising cost of providing the trash collection service; and

WHEREAS, the city has caused notice of a public hearing on the matter of fee increases to be published in accordance with the act and Indiana Code 5-3-1, and has considered the evidence presented at said public hearing prior to consideration of this ordinance;

NOW THEREFORE, BE IT ORDAINED by the Common Council of the City of Bedford, that: Section 1. Scope of services; fees and billing and collection and appropriation of payments of Ordinance 24-2008 be amended to read as follows:

SCOPE OF SERVICES; FEES AND BILLING

(B) There is hereby imposed an increase in fee to \$15.00 per month upon each residential unit contained in a structure consisting of one through 4 residential units. Owners of real estate containing five or more residential units shall be charged a fee equal to 80% of the number of the total number of units owned multiplied by \$15.00.

(2) For billing purposes of the \$15.00 monthly fee (except for apartment buildings, trailer parks, or other similar residential structures containing five units or more) it shall be presumed that each water meter of the Utilities Department serves as a structure for which the \$15.00 monthly fee is due.

This fee increase as herein set forth shall become effective on the December 20, 2023 billing.

(C) There is hereby imposed an increase in fee to \$16.00 per month upon each residential unit contained in a structure consisting of one through 4 residential units. Owners of real estate containing five or more residential units shall be charged a fee equal to 80% of the number of the total number of units owned multiplied by \$16.00.

(2) For billing purposes of the \$16.00 monthly fee (except for apartment buildings, trailer parks, or other similar residential structures containing five units or more) it shall be presumed that each water meter of the Utilities Department serves as a structure for which the \$16.00 monthly fee is due.

This fee increase as herein set forth shall become effective on the December 20, 2024 billing.

(D) There is hereby imposed an increase in fee to \$16.50 per month upon each residential unit contained in a structure consisting of one through 4 residential units. Owners of real estate containing five or more residential units shall be charged a fee equal to 80% of the number of the total number of units owned multiplied by \$16.50.

(2) For billing purposes of the \$16.50 monthly fee (except for apartment buildings, trailer parks, or other similar residential structures containing five units or more) it shall be presumed that each water meter of the Utilities Department serves as a structure for which the \$16.50 monthly fee is due.

This fee increase as herein set forth shall become effective on the December 20, 2025 billing.

(E) There is hereby imposed an increase in fee to \$17.00 per month upon each residential unit contained in a structure consisting of one through 4 residential units. Owners of real estate containing five or more residential units shall be charged a fee equal to 80% of the number of the total number of units owned multiplied by \$17.00.

(2) For billing purposes of the \$17.00 monthly fee (except for apartment buildings, trailer parks, or other similar residential structures containing five units or more) it shall be presumed that each water meter of the Utilities Department serves as a structure for which the \$17.00 monthly fee is due.

This fee increase as herein set forth shall become effective on the December 20, 2026 billing.

COLLECTION AND APPROPRIATION OF PAYMENTS

The fees as provided for in this subchapter shall be paid as they become due at the Office of the City Utilities department. For customers of the city's water and /or sewer utilities, the city shall place the monthly fees on water and sewer bills generated by the city utilities department. For residential units subject to the trash collection fee that are not customers of the city utilities, the city shall bill customers the monthly fees separately. All collected payments shall be and constitute a separate and distinct fund from other funds of the city and shall not be merged or co-mingled with other funds of the city. Section 2. This fee increases as herein set forth shall become effective on the December 20, 2023 billing through the December 20, 2026 billing.

Section 3. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor in the manner provided by law.

3. Tabled- 3rd & Final Passage -Ordinance 22-2023 -Amending Ordinance 13-1969As Amended By Ordinance 27-2008 Regarding The Collection and Disposal of Trash, Garbage and Refuse Within The City of Bedford, Indiana- David Flinn

- No changes were made for the final passage.
- Angel Hawkins made the motion to approve the third & final Passage of Ordinance 22-2023
- Brad Bough seconded the motion,
- *The Third and Final Passage of Ordinance 22-2023, All votes in favor of motion, No one opposed, passed.*

ORDINANCE NO. 22-2023

AN ORDINANCE AMENDING ORDINANCE 13-1969 AS AMENDED BY ORDINANCE 27-2008 REGARDING THE COLLECTION AND DISPOSAL OF TRASH, GARBAGE, AND REFUSE WITHIN THE CITY OF BEDFORD, INDIANA

WHEREAS, Ordinance No. 24-2008 is regarding the collection and disposal of trash, garbage, and refuse within the City of Bedford, Indiana; and

WHEREAS, there is a need for amendments to Section 2, Section 9, and Section 17;

NOW THEREFORE, BE IT ORDAINED by the Common Council of the City of Bedford, that: Section 1. That Section 2, Section 9, and Section 17 of Ordinance 24-2008 be amended to read as follows:

Section 2. Churches and Non-Profits

Garbage and refuse will be picked up from churches and non-profits. This would include, but not be limited to churches, charitable organizations, and civic organizations. It does not include fraternal organizations, social clubs, or professional or trade organizations. These organizations who request the service will pay the monthly fee of \$15.00 per month, per toter required. Billing will begin on the December 20th 2023 billing. These organizations who request the service will pay the monthly fee of \$16.00 per month, per toter required. Billing will begin on the December 20th 2024 billing. These organizations who request the service will pay the monthly fee of \$16.50 per month, per toter required. Billing will begin on the December 20th 2025 billing. These organizations who request the service will pay the monthly fee of \$17.00 per month, per toter required. Billing will begin on the December 20th 2026 billing.

Section 9. Yard Waste Yard Waste shall be placed in either 96 gallon or 64-gallon Toters. Yard Waste includes uncontaminated organic waste: garden waste, wood chips, grass clippings, leaves, plants, sawdust, pine needles, fruits, and rose and bush clippings will be collected if by its size is capable of being placed in a Toter which is to be picked up by the Bedford City Utilities Sanitation Department on trash day from April through October. November thru March is on a call in basis. Bags of yard waste that are outside the Toter will

not be picked up. Yard waste cannot be accepted in bags in the Toter. **Section 17.**

Holidays

If your regularly scheduled trash collection day falls on an observed City of Bedford holiday, collection services may still be picked up on that holiday or there may be a Saturday pickup dependent on the observed holiday by the City of Bedford. A City of Bedford Holiday office calendar and associated rescheduled trash services are produced to customers annually.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor in the manner provided by law.

Passed and adopted by the Common Council of the City of Bedford, Indiana, this 16th

New Business

1. Ordinance 23-2023 Establishing The TASC Operating Fund, And Providing Authority of Disbursements To Be Made From Said Fund-Billie Tumey

- The TASC Department operating expenses are currently being paid out of the general fund.
 - The TASC Department receives Federal and State Grant Funds with matching funds from the city.
 - There is a need for an operating fund separate from the general fund for the TASC Department.
 - Quarterly transfers from the general fund into the operating fund for the city's match will be made.
 - The new fund will begin in 2024 and finish out 2023 as it has been done in the past.
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- Judy Carlisle made the motion for first passage of Ordinance 23-2023
 - Angel Hawkins seconded the motion,
 - Penny May made the motion for second passage of Ordinance 23-2023
 - Ryan Griffith seconded the motion.
 - Angel Hawkins made the motion to suspend the rules and go to the third and final passage of Ordinance 23-2003
 - Judy Carlisle seconded the motion.
 - Brad Bough made the motion to approve the third & final Passage of Ordinance 23-2023
 - Angel Hawkins seconded the motion,
 - ***The Third and Final Passage of Ordinance 23-2023, All votes in favor of motion, No one opposed, passed.***

ORDINANCE NO. 23-2023

AN ORDINANCE ESTABLISHING THE TASC OPERATING FUND, AND PROVIDING AUTHORITY FOR
DISBURSEMENTS TO BE MADE FROM SAID FUND

WHEREAS, the City of Bedford, Indiana, operates a public transportation system known as TASC (Transit Authority of Stone City), which system utilizes state and federal funding for a portion of capital and operating cost; and

WHEREAS, The City of Bedford, Indiana, is required to provide a local match to such federal and state grants, which is budgeted in the General Fund; and

WHEREAS, the Common Council of the City of Bedford, Indiana, desires to create an operating fund in which the day-to-day operations of the TASC transit system to be paid from,

BE IT ORDAINED by the Common Council of the City of Bedford, Indiana, as follows:

Section 1. That the Clerk-Treasurer of the City of Bedford, Indiana, shall create and maintain a fund for the expenditures of the day-to-day operations of the TASC Transit System. Said fund shall be entitled the "TASC 5311 Operating Fund".

Section 2. That the monies deposited in the fund created under paragraph one (1) above will be from the Federal and State 5311 Operating Grant, and a quarterly transfer of matching funds from the Transportation Budget in the City General Fund,

Section 3. The Board of Public Works and Safety of the City of Bedford, Indiana, shall be vested with the responsibility and discretion for making expenditures from this fund in accordance with applicable law.

Section 4. This Ordinance shall be in effect January 1, 2024, after its passage and approval by the mayor.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF BEDFORD, INDIANA, this ____ day of _____, 2023.

2. Discussion

- Councilman Bough thanked the Bedford Fire Department for the work they do with Fire Prevention in the schools. The program saves the lives of children.
- Mayor Craig invited the public to the ribbon cutting for the new Police Station on November 28th at 4:00 pm. This will be an outside event.

3. Adjourn

- ❖ Judy Carlisle made the motion to adjourn the November 20th Council meeting,
- ❖ Brad Bough seconded the motion,
- ❖ *All votes were in favor, No one Opposed, Passed, Meeting Adjourned*

Bedford City Council 2023

- *Judy Carlisle, President* _____
- *Penny May* _____
- *Ryan Griffith* _____
- *Angel Hawkins* _____
- *Dan Bortner* _____
- *Larry Hardman* _____
- *Brad Bough* _____

Attest: Billie Tumeey
Clerk-Treasurer _____