

City of Bedford

City Council Regular Meeting

November 15th, 2021

7:00 P.M.

Minutes

Prayer: Penny May

Pledge of Allegiance: Judy Carlisle

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 15th, 2021, at 7:00 P M at City Concourse. Honorable Mayor Samuel J. Craig presided and called the meeting to order.

Members in attendance:

- Judy Carlisle
- Angel Hawkins
- Dan Bortner
- Brad Bough
- Larry Hardman
- Ryan Griffith
- Penny May

Reading/Approval of Minutes:

October 18th, 2021 – Regular Meeting

November 3rd, 2021 – Adopt Memorandum - Executive Meeting

- Larry Hardman made the motion to approve the minutes,
- Ryan Griffith seconded the motion,
- ***All votes were in favor of the motion. No One Opposed, Passed***

Old Business

- 1. Third & Final Passage-Ordinance 22-2021-Additional Appropriation-Police Department**

- Brad Bough made the motion to approve the third and final passage for Ordinance,
- Judy Carlisle seconded the motion,
- *All votes were in favor of the motion. No One Opposed, Ordinance 22-2021, Passed.*

2. Third & Final Passage-Ordinance 23-2021-Amending Section 33.41 (D) of Overtime Policy-Establishes Additional Compensation for the City’s K-9 Police Officers

- Brad Bough made the motion to approve the third and final passage of Ordinance 20-2021,
- Angel Hawkins 2nd the motion,
- *All votes were in favor, No One Opposed, Ordinance 20-2021, Passed*

3. Third & Final Passage-Ordinance 24-2021-Amending Section 33.41 Overtime Policy Emergency Call

- Ryan Griffith made the motion to approve the third and final passage of Ordinance 24-2021,
- Larry Hardman 2nd the motion,
- *All votes were in favor, No One Opposed, Ordinance 24-2021, Passed*

4. Third & Final Passage-Ordinance 25-2021-Establishing Encroachment Specifications (Street Cut)

- Ryan Griffith made the motion to approve the third and final passage of Ordinance 25-2021,
- Brad Bough 2nd the motion,
- *All votes were in favor, No One Opposed, Ordinance 25-2021, Passed*

New Business:

1. Ordinance 26-2021-Amending Ordinance 20-2021-Salary Ordinance-Mayor Samuel J. Craig, Marsha Pfeiffer

- The following changes have been made to Ordinance 20-2021 with Ordinance 26-2021; all other aspects of Ordinance 20-2021 will remain in full force and effect:

→ Section 1: Correction to Assistant Plant Supervisor hourly salary from \$22.81 to \$24.02.

→ Section 7: That all employees may voluntarily participate in the City of Bedford Wellness Program. Each employee (and Retirees, if requested), may elect to be tested by an independent vendor of the City’s choosing (two points). The employee will present this testing information to a physician. The physician has to sign off on reviewing the test results (four points). The employee may also receive benefits by providing documentation of Preventative Care Services (one point). It is the employee’s responsibility to have all documents turned in by February 28, 2022, to the Clerk-Treasurers Office/HR Office. The deadline is being extended for 1 additional month for

year 2021, due to the late wellness screenings. Any employee not having their healthcare provider statement executed and turned in by February 28, 2022 will forfeit their wellness credits as of January 1, 2022.

- (Section 7, Paragraph 2): This health screening will be administered annually, and the applicable employee reduction will be in effect from January 1-December 31 of the following calendar year (with exception of 2021's credit due to the late wellness screenings, which will extend 2021 credit through February 28, 2022).
- Section 14 (Language eliminated and amended to the following): The Police Department and Fire Department have an Overtime/Compensation line item and will disburse the monies to employees according to the guidelines set forth in the Fire Department and Police Department SOP for Overtime/Compensation.
 - Dan Bortner made the motion to approve the first passage for Ordinance 26-2021,
 - Judy Carlisle seconded the motion made the motion,
 - Judy Carlisle made the motion to approve the second passage of Ordinance 23-2021,
 - Brad Bough seconded the motion,
 - *The third and final passage for Ordinance 63-2021 will be presented at the December 20th, 2021, meeting.*

2. Ordinance 27-2021-Authorizing the Collection of Administrative Fee for Bedford Urban Enterprise Association-Shance Sizemore

ORDINANCE 27- 2021

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF BEDFORD, INDIANA MUNICIPALITY AUTHORIZING THE COLLECTION OF AN ADMINISTRATIVE FEE FOR THE MUNICIPALITY'S URBAN ENTERPRISE ASSOCIATION

WHEREAS, Indiana Code § 5-28-15 establishes the enterprise zone program, which among other things, provides certain tax credits, deductions, or exemption incentives ("Incentives") to qualifying business entities in designed enterprise zones in Indiana ("Zone Business").

WHEREAS, Indiana Code § 5-38-15-13 and 14 establish an urban enterprise association in each enterprise zone ("UEA") and authorize the UEA's to, among other things, coordinate zone development activities, serve as a catalyst for zone development, promote the zone to outside groups and individuals, and establish a formal line of communication with residents and businesses in the zone.

WHEREAS, Indiana Code § 5-28-15-5.7(b) requires a Zone Business to pay to the UEA an amount, determined by the legislative body of the municipality in which the Zone Businesses is located ("Municipality") to assist the UEA in carrying out its responsibilities ("Participation Fee").

WHEREAS, Indiana Code § 5-28-15-5.7(b) authorizes a Municipality to establish an additional fee to be paid by Zone Businesses whose Incentives exceed One Thousand Dollars (\$1,000) in a year in an amount equal to one percent (1%) of all such Zone Business's Incentives to be used exclusively for the UEA's administrative expenses ("Administrative Fee").

WHEREAS, the Municipality may, by local ordinance, disqualify a Zone Business from receiving any Incentives available to a Zones Business that fails to pay the Participation Fee or, when established, the Administrative Fee;

WHEREAS, one or more Zone Businesses operate within enterprise zones within this Municipality's jurisdiction ("Enterprise Zone") and the UEA oversees those Zone Businesses and operations in the

Enterprise Zone.

WHEREAS, the UEA incurs administrative costs and expenses in connection with its oversight and Administration of the enterprise zone program and Zone Businesses within the Enterprise Zone and Has requested authorization to collect the Administrative Fee from qualifying Zone Businesses; and **WHEREAS**, the City of Bedford, Indiana has approved the UEA's request, and has agreed to authorize and establish the Administrative Fee to be collected from qualifying Zone Businesses for the UEA's Administrative costs pursuant to Indiana Code § 5-28-15-5.7(b).

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Bedford, Indiana, meeting in regular session, as follows:

SECTION 1. The Administrative Fee is hereby established in an amount not to exceed one percent (1%)

SECTION 2. The UEA shall be authorized to establish the manner in which the Administrative Fee is determined and collected from each Zone Business operating within the Enterprise Zone whose Incentives exceed One Thousand Dollars (\$1,000) in a calendar year.

SECTION 3. Each Zone Business shall be required to pay the Administrative Fee in such amounts and at such time and manner as requested by the UEA.

SECTION 4. Zone Businesses that fail to pay the Administrative Fee as requested by the UEA in accordance herein shall be subject to disqualification through an ordinance from eligibility for all Incentives available to the Zone Business effective beginning with the taxable year in which such ordinance is adopted.

SECTION 5. The Administrative Fee Collected herein shall be used exclusively for the UEA's administrative expenses.

SECTION 6. This Ordinance shall be in full force and effect upon its passage by the laws of the State of Indiana and shall remain in effect until rescinded. All ordinances or parts thereof in conflict herewith are hereby repealed. Any portion of the Ordinance later found to be void or invalid shall not affect the remaining portions of this Ordinance.

Business operating in the Enterprise Zone as determined by the UEA.

for all Incentives received exceeding One Thousand Dollars (\$1,000) in a calendar year by a Zone

- Larry Hardman made the motion to approve the first passage for Ordinance 27-2021 (with the change from (1) hour minimum to (2) hours minimum for emergency call-in),
- Angel Hawkins seconded the motion,
- Dan Bortner made the motion to approve the second passage of Ordinance 27-2021,
- Ryan Griffith seconded the motion,
- ***The third and final passage for Ordinance 27-2021 will be presented at the December 20th, 2021, meeting.***

3. Discussion

- Brad Bough wanted to thank Debbi Andry for her hard and keeping the council updated by sending out the information needed for meeting beforehand.
- Mayor Craig wanted to inform the council on work that Cinergy is doing on N Street and make them aware the street would be paved once the work has been completed.
- Mayor Craig also updated the council on the progress at the Red Brick. Mayor Craig said they are hanging the drywall.

4. Adjourn

- Judy Carlisle made the motion to adjourn,
- Angel Hawkins seconded the motion,
- *All votes were in favor, No One Opposed, Meeting Adjourned*

Bedford City Council 2021

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

Attest: Marsha Pfeiffer
Clerk-Treasurer _____