

COMMON COUNCIL

APRIL 7, 2008

7:00 P.M.

THE PLEDGE OF ALLEGIANCE WAS GIVEN BY ALL IN ATTENDANCE.

REV. PAUL DAVIS, OPEN ARMS CHURCH, GAVE THE PRAYER.

ROLL CALL:

SANDY YORK	PRESENT
ANGIE GOODMAN	PRESENT
JAMES KIDD	PRESENT
MARY MARLONE	PRESENT
LOUISE PIERCE	PRESENT
VAUGHN REID	PRESENT
RICHARD HAHN	PRESENT

ORDINANCE #3535-AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF NEW CASTLE, INDIANA WAS READ BY TITLE ONLY ON THIRD AND FINAL READING BY SANDY YORK.

PRESIDENT YORK MOVED TO PASS THIS ORDINANCE.

COUNCILMAN HAHN: SECOND

ROLL CALL VOTE: SEVEN VOTES AYE. PASSED AND ORDERED.

ORDINANCE #3536-AN ORDINANCE TO AMEND ORDINANCE 3517 AND ESTABLISH SALARIES OR RATES OF PAY FOR CERTIFIED POOL EMPLOYEES.

PRESIDENT YORK ANNOUNCED THAT PER THE PARK BOARD OFFICERS, THIS ORDINANCE HAS BEEN WITHDRAWN.

ORDINANCE #3537-AN ORDINANCE APPROVING FEE SCHEDULE FOR THE AQUATIC CENTER AT BAKER PARK WAS READ IN FULL ON FIRST READING BY SANDY YORK.

CHRISTI BROCK, MEMBER OF THE PARK BOARD AND CHAIRLADY OF THE FUND RAISING FOR THE AQUATIC CENTER PRESENTED A VIDEO OF THE AQUATIC CENTER AND EXPLAINED WHAT THE FAMILIES OF NEW CASTLE HAD TO LOOK FORWARD TO. SHE ANNOUNCED THAT THE FUND RAISING WAS GOING VERY WELL WITH \$509,000.00 IN PLEDGES SO FAR. SHE SAID THAT DAIRY QUEEN WAS GOING TO HAVE THE CONCESSION STAND. SHE RECOMMENDED THAT THE FEES FOR THE CENTER BE APPROVED. QUESTIONS WERE ASKED BY COUNCIL MEMBERS.

COUNCILMAN KIDD STATED THAT HE DIDN'T THINK THE PEOPLE IN HIS WARD COULD AFFORD THE FEES AND WANTED TO REVIEW THE ORDINANCE.

PRESIDENT YORK MADE THE MOTION TO TABLE THE ORDINANCE FOR TWO WEEKS TO BE REVIEWED BY COUNCIL MEMBERS SO THEIR QUESTIONS CAN BE ANSWERED.

COUNCILMAN KIDD: SECOND

ROLL CALL VOTE: SIX VOTES AYE ONE VOTE (GOODMAN) NAY  
TABLED UNTIL APRIL 21, 2008.

COMMITTEE REPORTS:

PRESIDENT YORK.....SHE HAS SOME CONCERNS. SHE AND OTHER COUNCIL MEMBERS HAVE HAD REQUESTS FOR INFORMATION ON THE PUBLIC WALKING THEIR ANIMALS AND ALLOWING THEM TO DO THEIR BUSINESS ON PUBLIC SIDEWALKS. THERE IS A CITY ORDINANCE AGAINST THAT, UNDER PUBLIC NUISANCE.

SHE ALSO PRESENTED PICTURES OF A NEIGHBORHOOD THAT THE OWNERS OF THE PICTURES WANTS CLEANED UP. SHE SAID THE MAYOR WAS VERY ACTIVE ON GETTING OUR CITY CLEANED UP AND SHE BACKED HIM 100%. PRESIDENT YORK PASSED THE PICTURES TO THE OTHER COUNCIL MEMBERS. SHE SAID THE NEIGHBORHOOD SHOWN IN THESE PICTURES WERE OF HOMES AND ALLEYS IN THE AREA OF SOUTH 18<sup>TH</sup>, 19<sup>TH</sup>, 20<sup>TH</sup> AND 21<sup>ST</sup> STREETS FROM G AVE. TO I AVE.

COUNCILADY GOODMAN.....RECEIVED AN EMAIL CONCERNING CITY CODE, CHAPTER 1-XII. SHE SAID EACH JUNKYARD IS TO HAVE A LICENSE TO OPERATE. THERE WERE CONCERNS ABOUT THE NEAL PROPERTY ON 26<sup>TH</sup> ST. IT IS NOW IN THE HENRY COUNTY COURT SYSTEM. THE EMAIL STATED THAT THE PROPERTY WAS IN VIOLATION OF THE ORDINANCE. IT SAID THAT THE PROPERTIES THAT MR. NEAL HAS AS A JUNKYARD, ARE NOT ZONED.

COUNCILADY GOODMAN ASKED THAT THESE CONCERNS BE DIRECTED TO THE SPECIAL ISSUES COMMITTEE.

COUNCILMAN HAHN.....THANKED EVERYONE FOR COMING TO THE MEETING.

ATTORNEY COPENHAVER.....SAID HE WOULD CHECK EACH ADDRESS BUT HE THOUGHT THAT POSSIBLY SEVERAL OF THE JUNKYARDS WERE THERE BEFORE THE ZONING CODE WAS PASSED, SO THEY WERE GRANDFATHERED IN.

CITIZENS APPEARING BEFORE THE COUNCIL:

EDDIE HAGER.....HE PROPOSED A ROUND OF APPLAUSE TO THE PARK BOARD. HE ENCOURAGED THE COUNCIL TO LOOK AT THE FEES. SOME MAY BE A LITTLE HIGH. HE THOUGHT AFTER THE POOL OPENS AND GETS STARTED, EVERYTHING WILL BE FINE.

HE SAID THE COURT CASE THAT IS IN FRONT OF JUDGE WILLIS, HAS BEEN IN THAT COURT SINCE '07. THERE WAS A PENDING CASE AGAINST MR. NEAL ON THE 26<sup>TH</sup> STREET PROPERTY SINCE '06. A JUDGEMENT WAS THEN MADE AS MR. SMALL POINTED. NOW THAT HAS BEEN SITTING IN CIRCUIT COURT FOR OVER A YEAR NOW. HE SAID HE ASKED MR. COPENHAVER IF HE KNEW ABOUT THE COURT CASE AND MR. COPENHAVER STATED THAT HE DID NOT KNOW OF ANY. MR. HAGER SAID AS HE WAS GOING THROUGH THE PAPERS, SEVEN NOTICES SENT TO DAVID COPENHAVER, LAW FIRM, AND ADDRESS OF 214 SOTH MAIN ST. EVERY ONE OF THESE PIECES OF PAPER HAS A NOTICE OF WHERE HE WAS NOTIFIED ABOUT THE COURT CASE. MR. HAGER'S CONCERN WAS WHY IS THIS COURT CASE STILL SITTING IN THAT COURT AND NOTHING BEING DONE, ACCORDING TO THE RECORDS.

ANOTHER CONCERN WAS FOR ONE AND HALF YEARS NOW, HE HAS BEEN TALKING ABOUT THE PARKING ON AUDUBON. HE SAID THE ICE STORM WE HAD, MADE IT MORE HAZARDOUS IN REFERENCE TO PARKING. MOST DRIVEWAYS HAVE ROOM FOR PARKING. ELEMIMATE PARKING ON ONE SIDE OR THE OTHER.

COUNCILMAN KIDD SAID HE HAD CHECKED OUT THE AREA AND DID NOT SEE ANY PROBLEMS.

MR. HAGER SAID HE WOULD TAKE PICTURES FOR THE COUNCIL. HE SAID A FIRE TRUCK COULD NOT GET DOWN THERE WITH VEHICLES PARKED ON

BOTH SIDES. HE ASKED THAT THE PARKING COMMITTEE LOOK AT THIS AND GIVE AN ANSWER AT THE NEXT MEETING.

MR. HAGER SAID THE OTHER THING WAS HE WAS ON THE TASK FORCE COMMITTEE AND THEY WERE WORKING ON A CLEAN UP. HE ASKED FOR LARGE BLACK BAGS BE DONATED FOR THIS CLEAN UP AND ALL VOLUNTEERS WERE WELCOMED.

THERE WILL BE A TASK FORCE MEETING ON THURSDAY, APRIL10, 2008, AT 6:30 P.M., AT THE EASTWOOD SCHOOL.

COUNCILMAN KIDD SUGGESTED THAT THEY GET THE YOUTH ORGANIZATION TO VOLUNTEER WITH THE CLEAN UP AND POSSIBLY GET QUALIFIED VOLUNTEERS TO HELP WITH CITY DEPARTMENTS. HE WILL MEET WITH THE BUILDING INSPECTOR AND SEE IF THIS CAN BE DONE.

BRIAN ATKINSON, 2219 BROWN ROAD, SAID HE JUST STARTED A NEW TOWING BUSINESS AND WANTED TO BE PUT ON THE ROTATION LIST WITH THE CITY.

HE WAS ADVISED TO CONTACT THE CHIEF OF POLICE, JIM NICHOLSON.

PRESIDENT YORK MOVED FOR ADJOURNMENT.  
COUNCILMAN HAHN: SECOND.

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PRESIDING OFFICER OF THE COMMON COUNCIL

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JANICE L. LAVARNWAY, CLERK-TREASURER

APPROVED BY ME THIS 7TH DAY OF APRIL, 2008

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JAMES SMALL, MAYOR