



**Fishers City Council
Minutes
9/9/2024**

**BOARD/COMMISSION: City Council Meeting
DATE: 9/9/2024
DIRECTIONS:**

REGULAR CITY COUNCIL MEETING, 7:00 p.m., Fishers City Hall Theater, One Municipal Drive.

1. Meeting Called to Order with the Pledge of Allegiance

- President Cecilia Coble called the meeting to order. Present were Brad DeReamer, Tiffanie Ditlevson, Selina Stoller, John Weingardt, Todd Zimmerman, John DeLucia, and Bill Stuart. Pete Peterson was absent.
- Others present were Mayor Scott Fadness, Deputy Mayor Elliott Hultgren, City Clerk Jennifer Kehl, Chris Greisl, Lisa Bradford, Megan Baumgartner, Ashley Elrod, Ethan Lee, Hateem Mekky, Lindsey Bennett, Ross Hilleary, Chief Steve Orusa, Chief Ed Gebhart, Assistant Chief Mike Taylor, Major Ryan Jones, Jake Reardon-McSoley, Monica Heltz, Larry Lannan, Ray Maddalone, Nancy Jarrell, Caleb McConnel, Bill Evans, Aaron Pramar, Randy DeJohn, Chad and Amber Carmichael, Martin Devine, Marc Runpler, Craig Lutz, Ken Shepherd, Tyler Underwood, Sue and Jack Follmer, Jeremy Schmitt, Madison Kelleher, Kyle Kelly, Marcy Kellar, Heather Hale, Emmet Hale, Fred Sheel, Tim Ochs, Ross Bryer, Abby Jacobs, Brian Smallwood, Scott Roberts, Ross Rinehardt, Pamela Sheets, Adam Lee, Matt Whitlow, Robert Evans, Josh Huser, Diane Eaton, Rachel Quade, Corby Thompson Maryann Kirby, and Scott Roberts.

2. Announcements

- NONE

3. Proclamations

- NONE

4. Presentations

- a. Fishers Fire Merit Board - Dave Cohen**
- b. Employee Service Award - Fishers Fire Department**
 - i. Brandon Chevillet (25 years)**

- Chief Steve Orusa presented Dave Cohen with a plaque for service on the Fishers Fire Department Merit Board.
- Chief Steve Orusa presented Brandon Chevillet with a plaque for 25 years of service to the Fishers Fire Department.

5. Council Committee Reports

- a. Finance Committee Report**

- Chairperson John Weingardt gave a brief overview of the Finance Committee meetings held in August.

Finance Committee Report - 09-09-2024

6. Department Reports

- a. Health Department Report - 09-09-2024**

Health Department Report - 09-09-2024

7. Consent Agenda

- John Weingardt made a motion to approve the **Consent Agenda**. Selina Stoller seconded the motion. There was no remonstrance, and all members voted yay. The motion passed.

- a. Request to approve the previous meeting minutes from August 19, 2024, City Council meeting.**

Minutes - 08-19-2024

- b. R090924 - A Resolution of the Common Council Authorizing the City Controller to Transfer Certain Funds.**

City Funds Transfers - Council Action Form - R090924

City Funds Transfers - Exhibit A - R090924

City Funds Transfers - Resolution - R090924

Regular Agenda - Budget/Financial

8. 90924 - Request to Approve 2025 Municipal Budget - Public Hearing, 1st Reading

- Mayor Scott Fadness gave his presentation of the 2025 Budget to the city council members.

2024 Recap

Notable Projects and Funding, Prioritized in 2024 Budget:

Neighborhood & Community Vibrancy:

- \$750,000 awarded to 46 neighborhoods
- \$1,000,000 allocated to sidewalk repairs
- \$2,100,000 allocated to landscaping medians and roundabouts
- \$250,000 allocated to urban forestry program
- \$500,000 allocated to Teacher Innovation Grant program

Quality of Life:

- Geist Greenway opened
- Community Center groundbreaking (Q4 FY25 opening)
- Fishers Event Center nearing completion (Opening in November 2024)

Operational Excellence:

- 3 additional Firefighters, 3 additional Police Officers, 2 additional School Resource Officers, 1 additional Police Forensic Technician, 1 additional Public Health Inspector, 1 additional Public Health Nurse, and 2 additional Public Works staff added to support our community.

The City maintained its financial durability throughout 2024, maintaining an AA+ general obligation bond rating, while having the lowest municipal tax rate among the largest municipalities in Hamilton County.

2025 BUDGET OVERVIEW ALL FUNDS

TOTAL BUDGET:	\$182,588,208
2025 Operating & Capital	=\$143,991,221
2025 Cash Reserves (All Funds)	=\$ 62,457,417
2025 BUDGET OVERVIEW	
General Fund – Proposed	
Total Revenue	\$87,526,615

Personnel	\$65,065,095
Supplies	\$ 5,454,865
Other Services & Charges	\$ 16,827,026
Capital	\$ 500,000
Unused Appropriation	\$ (400,000)
Total Expenses	\$87,446,986
Excess/Deficit	\$ 79,629

- 6% Salary Increase for Employees and Elected Officials
- Increase of \$1,000 to City 457 Match (total of \$2,500) for Full Time Employees
- \$3M in Fleet Replacement including police vehicles, DPW assets, and a medic

Non-Profit Grants

Procedurally: Eliminate the Non-Profit Committee and allow the City Administration with allocating these funds.

- Allocate \$250,000 towards Non-Profits
- Conner Prairie \$75,000 - Indiana's first Smithsonian affiliate and one of the most visited outdoor museums in the country.
- YMI and YAP Combined \$90,000 - Mentoring program supporting students at Hamilton Southeastern Schools. Provides family education, summer meals program, tutoring, food, clothing, and financial assistance to students and families in Fishers
- Cherish Center \$35,000 - Provides abuse intervention and prevention services within Hamilton County
- Community Center Programming \$50,000 - Allocated to the Community Center to support the establishment of programs that support quality of life initiatives at the new facility

Infrastructure Investments

2025 Priority Road Projects

NEW PROJECTS

- 116th & Allisonville Road ☐ Construction: start and finish in 2025
- Nickel Plate Trail Bridge over 96th Street ☐ Construction: start and finish in 2025
- 136th Street Widening ☐ Construction Start Q4 2024
- \$4,300,000 road resurfacing package proposed for 2025

PROJECTS COMPLETE IN 2024

- 126TH & Southeastern RAB
- 96th & Allisonville RAB
- 141st & Prairie Baptist

ACTIVE PROJECTS

- SR 37 & 141st Interchange

2025 Budget Highlights

- Property Tax Rate is unchanged, marking the 4th consecutive year of a flat or reduced property tax rate
- 6% Raise for all city staff, including elected officials
- Increase of \$1,000 to City's match for 457 contributions, from \$1,500 to \$2,500 per employee
- Establishing and appropriating cash reserves towards the Community Center fund for pre-opening operations

Continued City Investment in Education:

- \$50,000 proposed for teacher innovation grants
- City contribution to Hamilton Southeastern Schools Experiential Learning Program (Agri Park & Makers Space)
- Continued Investment in the Fishers Community and Neighborhoods with \$200,000 proposed for neighborhood vibrancy grants
- Continued significant infrastructure investment in road improvements, trails, and resurfacing
- President Cecilia Coble opened the meeting for **Public Comments**.
- Council member Bill Stuart thanked the mayor for the proposed budget and asked the mayor to continue to find more money to resurface roads in the older neighborhoods who haven't had them done in years.
- Ross Rinehardt stated he is happy about the extension of the trail with the 96th street bridge. He asked the mayor to develop options for more parking.
- Robert Evans of Quaker Ridge was disappointed in the reduction of the neighborhood grant funds. He thanked the mayor for the repaving efforts on Quaker Ridge Lane, but the concrete streets need repaired,
- President Cecilia Coble closed the **Public Hearing**.
- John Weingardt made a motion to have the **1st Reading** on ordinance **090924**.

2025 City of Fishers Budget Ordinance - Council Action Form - 090924

2025 City of Fishers Budget Ordinance - Exhibit A - 090924

9. 090924B - Request to Approve 2025 Salary Ordinance - **1st Reading**

- Ethan Lee gave his presentation to the city council members.
- John Weingardt made a motion to have the **1st Reading** on ordinance **090924B**.

2025 Salary Ordinance Proposed - CAF - 090924B

2025 Salary Ordinance Proposed - Exhibit A - 090924B

2025 Salary Ordinance Proposed - Ordinance - 090924B

10. 090924A - Request to Approve 2024 General Obligations Bond - 1st Reading

- Lisa Bradford gave her presentation to the city council members.
- John Weingardt made a motion to have the **1st Reading** on ordinance **090924A**.

General Obligation Bonds, Series 2024 - Council Action Form - 090924A

General Obligation Bonds, Series 2024 - Ordinance - 090924A

11. R090924A- A Resolution Approving the Use of Surplus Bond Proceeds and Addressing Matters Related Thereto.

- Lisa Bradford gave her presentation to the city council members.
- John Weingardt made a motion to have the **1st Reading** on resolution **R090924A**.

Approving Use of Surplus Bond Proceeds - Council Action Form - R090924A

Approving Use of Surplus Bond Proceeds - Resolution - R090924A

Regular Agenda - Economic Development

12. R090924B - A Resolution Waiving Non-Compliance Abatement filing (ThermoFisher) - Public Hearing.

- Megan Baumgartner gave her presentation to the city council members.
- Maryann Kirby who works with ThermoFisher stated she received a call from Marilyn Schenkel stating their paperwork had not been filed by the deadline.
- Mary Ann stated the paperwork was not sent in a timely matter due to the company controller leaving the company. She was not notified of her departure until after the controller left in July. The paperwork was filed in August. They have exceeded the expectations of the city. It was just a matter of paperwork not filed on time.
- Todd Zimmerman made a motion to approve resolution **R090924B**. Selina Stoller seconded the motion. There was no remonstrance, and all members voted yay. The motion passed.

Thermo Fisher Waiver - CAF - R090924B

Thermo Fisher Waiver - Resolution - R090924B

13. R090924E - A Request to approve Resolution for an Amendment to the CityView Project Agreement:

- Megan Baumgartner gave her presentation to the city council members.
- John Weingardt made a motion to approve resolution **R090924E**. Tiffanie Ditlevson seconded the motion. There was no remonstrance, and all members voted yay. The motion passed.

CityView Restated PA - CAF - R090924E

CityView Restated PA - Exhibit A - R090924E

CityView Restated PA - Resolution - R090924E

Regular Agenda - Government/Miscellaneous

14. 090924D - Request to Approve An Ordinance Amending Chapter 51, Amending Rates and Charges for the Use of and Services Rendered by the City of Fishers, Indiana Sanitary Sewage Works and Amending Chapter 50, Garbage, Trash and Refuse, and Establishing the Service, Rates, and Charges for Trash, Solid Waste, and Recycling Collection and Disposal - 1st Reading

- Lindsey Bennett gave her presentation to the city council members.
- Selina Stoller asked what Republic Service would charge as an administrative fee if they were to manage the bills. Mayor Scott Fadness said it would be \$2.00 or close to it. Craig Lutz, Republic Services representative stated it would be about \$2.00.
- Craig Lutz said the fees are comparable to the other cities as they have had their contracts for a period and are renewing their contracts currently. There will be an investment in additional trucks, containers, drivers, and staff to provide service to Fishers.
- John Weingardt asked Lisa Bradford what the cost was to mail the billing. Lisa Bradford responded that 2/3 of the current utility bill recipients receive their bills by mail. It costs about \$.60 to \$1.00 to mail a bill out.
- John Weingardt made a motion to have **1st Reading** on ordinance **090924D**.

Sewer and Trash Rate Amendments - CAF - 090924D

Sewer and Trash Rate Amendments - Exhibit A - 090924D

Sewer and Trash Rate Amendments - Exhibit B - 090924D

Sewer and Trash Rate Amendments - Exhibit C - 090924D

Sewer and Trash Rate Amendments - Ordinance - 090924D

15. 090924E - Request to Approve an Amendment to Section 33.22, Emergency Medical Service Fees, of the City of Fishers Municipal Code - 1st Reading

- Lindsey Bennett gave her presentation to the city council members.
- Selina Stoller asked the last time the fees were reviewed. Lindsey Bennett stated 2021.
- John Weingardt made a motion to have **1st Reading** on ordinance **090924E**.

Amendment of Emergency Medical Services Fees Section 33.22 - CAF - 090924E

Amendment of Emergency Medical Services Fees Section 33.22 - Ordinance - 090924E

16. 081924C - A Request to Approve an Amendment to Chapter 98 of the City of Fishers Municipal Code (Noise) –2nd Reading.

- Assistant Chief Mike Taylor gave his presentation to the council members.
- Randy DeJohn owner of King Jugg Brewing Company came forward. He asked the council to reconsider changing the decibels from 70 to 75-80 for the noise ordinance and to change the distance from the stage from 10' to 50'. He is also working on the parking issue. He stated the bands play on Thursday until 9:00pm and on Saturday 9:30pm and his business closes at 10pm.
- Matt Whitlow owner of Parks Place Pub also came forward to discuss the Noise ordinance.
- Assistant Chief Mike Taylor stated the business owners have met with the police department and are working with the police department to help come to a resolution that will benefit the businesses and residents.
- This item will be brought back to the council next month for final reading.
- John Weingardt made a motion to have **2nd Reading** on ordinance **081924C**.

Chapter 98 Amendment - Noise Ordinance - CAF - 081924C

Chapter 98 Amendment - Noise Ordinance - Summary - 081924C

Chapter 98 Amendment - Noise Ordinance - Ordinance - 081924C

Regular Agenda - Planning & Zoning

17. 052024B - Consideration of a text amendment to the Fall Creek Marketplace PUD (Ord. 050106A) to allow updates to the concept plan and the land use and development standards, generally located near the intersection of Southeastern Parkway and Cyntheanne Road for a Meijer Grocery and mExpress vehicle fuel station. (TA-24-3) - Final Reading

- Ross Hillary gave his presentation to the city council members.
- Tim Och came forward to answer questions from the council.
- Tiffanie Ditlevson asked what the delivery hours are for the store. Brian Smallwood came forward and said most deliveries are during business hours beginning at 6am. There are one to two deliveries a week that are overnight deliveries.
- Tiffanie Ditlevson asked the hours of business. Brian Smallwood replied 6am-midnight.
- Brad DeReamer asked if the curb is going to be extended. Hateem Mekky stated yes to elevate the “U” turns.
- John Weingardt made a motion to approve ordinance **052024B**. Brad DeReamer seconded the motion. There was no remonstrance, and all members voted yay. The motion passed.

Fall Creek Marketplace TA - Council Action Form - 052024B

Fall Creek Marketplace TA - Staff Report - 052024B

Fall Creek Marketplace TA - Fishers Traffic Letter - 052024B

Fall Creek Marketplace TA - Petitioner's Packet - 052024B

Fall Creek Marketplace TA - Ordinance - 052024B

18. 061724 - Consideration of text amendment to the Unified Development Ordinance (UDO) for the creation of a new Commercial Low Impact District (C-Low) and Commercial Low Impact Overlay District (Clow-OL). (TA-24-5) – **Final Reading**

- Ross Hillary gave his presentation to the city council members.
- Todd Zimmerman made a motion to approve ordinance **061724**. Brad DeReamer seconded the motion. There was no remonstrance, and all members voted yay. The motion passed.

C-Low Overlay TA - Council Action Form - 061724

C-Low Overlay TA - Exhibit B - 061724

C-Low Overlay TA - Ordinance - 061724

19. 090924G - Consideration of a rezone request from R2 – Residential to PUDC of 2.69 Acres for a proposed day care, located at 12344 Cyntheanne Road, for Kids City USA. (RZ-24-1) - **1st Reading**

- Ross Hillary gave his presentation to the city council members.
- Selina Stoller asked about the traffic. There is a single access point to Kids City USA. There are about 180 children that will be attending. Some children attend full day, some

½ day and some a couple days a week. Drop off will be from 6AM-9AM and pick up from about 3:30pm- 6ish pm.

- Todd Zimmerman made a motion to have the **1st Reading** on ordinance **090924G**.

Kids City USA PUD - Rezone - Council Action Form - 090924G

Kids City USA PUD - Rezone - Petitioner Packet - 090924G

Kids City USA PUD - Rezone - Draft Ordinance - 090924G

Voluntary Annexation - 12685 Lantern Road Annexation

20. R090924C - Request to approve a resolution adopting the Fiscal Plan for the 12685 Lantern Road Annexation. (**ANX-24-2**)

- Ross Hillary gave his presentation to the city council members.
- John Weingardt made a motion to approve resolution **R090924C**. Tiffanie Ditlevson seconded the motion. There was no remonstrance, and all members voted yay. The motion passed.

12685 Lantern Rd Fiscal Plan - Council Action Form - R090924C

12685 Lantern Rd Fiscal Plan - Fiscal Plan - R090924C

12685 Lantern Rd Fiscal Plan - Resolution - R090924C

21. 081924E - Request to approve a voluntary annexation of 0.51 acres known as the 12685 Lantern Road property. Subject site is generally located east of Lantern Road and north of E 126th Street, with the common address of 12685 Lantern Road Fishers. (**ANX-24-2**) – **Final Reading**

- John Weingardt made a motion to approve ordinance **081924E**. Todd Zimmerman seconded the motion. There was no remonstrance, and all members voted yay. The motion passed.

12685 Lantern Rd Annexation - Council Action Form - 081924E

12685 Lantern Rd Annexation - Ordinance - 081924E

22. R090924D – Request to Approve a Resolution Adopting the Fiscal Plan for the Southeast Fishers Annexation.

- Lindsey Bennett gave her presentation to the city council members.
- Todd Zimmerman made a motion to approve resolution **R090924D**. Jon Weingardt

seconded the motion. There was no remonstrance, and all members voted yay. The motion passed.

Resolution Adopting Fiscal Plan Southeast Fishers Annexation - CAF - R090924D

Resolution Adopting Fiscal Plan Southeast Fishers Annexation - Fiscal Plan 2.0 - R090924D

Resolution Adopting Fiscal Plan Southeast Fishers Annexation - Resolution - R090924D

Annexation – Southeast Fishers Annexation

23. 090924C - Request to Approve an Ordinance Annexing Territory to the City of Fishers, Placing the Same within the Corporate Boundaries of the City of Fishers and Making the Same a Part of the City of Fishers (Southeast Fishers Annexation) - **1st Reading**

- Lindsey Bennett gave her presentation to the city council members.
- Todd Zimmerman made a motion to have the **1st Reading** on ordinance **090924C**.

Southeast Fishers Annexation - CAF - 090924C

Southeast Fishers Annexation - Exhibits A and B - Ordinance - 090924C

24. Regular Items - Any other Unfinished / New Business

- NONE

25. Regular Items - Community Comment

- Chris Cowden came forward and spoke on property taxes. His assessed value has gone up 66% over the last 5 years and school taxes have gone up 50%. It is not just the tax rate you need to look at, but the impact the assessment has on homeowners.
- Marcy Keller came forward. She lives in Heritage Meadows. She stated she has been a long time resident and did not ask for multi-use development. They are impacted by the noise level at King Jugg. She is also impacted by the trail.
- Heather Hale came forward. She lives in Heritage Meadows and is impacted by the trail. She stated there are a lot of electric bikes on the trail and feels there needs to be more police presence. She also has been impacted by King Jugg. She asked if the city has considered allowing transportation from The Yard to areas in the city like a Trolley.

The following individuals came forward Rachel Quade, Ray Madalone, Chad Carmichael, Amanda Carmichael, and Diane Eaton. They wanted to discuss their disapproval with the Pride Festival especially the Drag Show. They were unhappy with a church hosting the event,

children under 18 years old in attendance and tipping the Drag Queens. It is not a family friendly event. This event was in a highly visible area. They feel the city should propose and ordinance to only allow adults 18

Online Community Comments - 09-09-2024

26. Regular Items - Meeting Adjournment

- John Weingardt made a motion to adjourn the meeting. Tiffanie Ditlevson seconded the motion. There was no remonstrance, and all members voted yay. The motion passed. The meeting was adjourned at 9:30 p.m.

Documents to the Minutes - 09-09-2024

Respectfully submitted,

A handwritten signature in purple ink that reads "Jennifer Kehl". The signature is fluid and cursive, with the first name "Jennifer" and the last name "Kehl" clearly distinguishable.

Jennifer L. Kehl
Fishers City Clerk