

**Fishers City Council
Minutes
May 15, 2023**

The public may [stream the meeting online](#).

Members of the public may [submit comments online](#) before 12pm on Monday, January 1, 0001.

BOARD/COMMISSION: City Council Meeting

DATE: 5/15/2023

DIRECTIONS: Launch Fishers, 12175 Visionary Way, Fishers, Indiana 46038

WORK SESSION, 6:30p.m., Launch Fishers, Auditorium

REGULAR CITY COUNCIL MEETING, 7:00 p.m., Launch Fishers, Auditorium

WORK SESSION, 6:30p.m., Launch Fishers, Auditorium

a. Public Safety Nuisance - PRESENTATION

- President John Weingardt called the meeting to order at 6:33 p.m. Present were Cecilia Coble, Todd Zimmerman, Pete Peterson, Selina Coble, Brad DeReamer, Crystal Neuman, Jocelyn Vare, and David Giffel. Others present were Mayor Scott Fadness, Deputy Mayor Elliott Hultgren, City Clerk Jennifer Kehl, Chris Greisl, Jake Reardon-McSoley, Megan Baumgartner, Megan Vukusich, Chief Ed Gebhart, Lindsey Bennett, Lisa Bradford, Ashley Elrod, Breanna King, Melissa Brenneman, and Larry Lannan.
- Lindsey Bennett and Police Chief Ed Gebhart made their presentation to the city council members.
- The work session adjourned at 6:45 p.m.

REGULAR CITY COUNCIL MEETING, 7:00 p.m., Launch Fishers, Auditorium

1. Meeting Called to Order with the Pledge of Allegiance

President John Weingardt called the meeting to order at 7:02 p.m. Present were Cecilia Coble, Todd Zimmerman, Pete Peterson, Selina Coble, Brad DeReamer, Crystal Neuman, Jocelyn Vare, and David Giffel. Others present were Mayor Scott Fadness, Deputy Mayor Elliott Hultgren, City Clerk Jennifer Kehl, Chris Greisl, Jake Reardon-McSoley, Megan Baumgartner, Megan Vukusich, Chief Ed Gebhart, Lindsey Bennett, Lisa Bradford, Ashley Elrod, Breanna King, Melissa Brenneman, Larry Lannan, Ross Reinhardt, Rachel Petry, Heather Bauer, Thomas Perkins, Anderson White, Anderson R. White, Nina Hershberger, Andy Mattingly, Justin Cross, Rebecca Manther, Laura Villanyl, Ed Villanyl, Leslie Wagner, Kim Sutter, Tim Matthews, Tom Teiteen, Tiffanie Dittvson, Donna Bond, Melissa Garrison, Kim Davidson, Lane Skeeters, Ryan Post, Maran Mattice, John DeLuca, Surya Myneni, Olivia Cronin, Terry

Lee, Alan Koltenpock, Kotesch Myneni, Geoff Tease, Bret Anderson, Jacquelyn Thompson, Erin Bordden, Ennis Delmar and Blair Cramen.

2. Announcements

Jocelyn Vare announced that on June 2nd will be National Gun Violence Day

3. Proclamations

4. Presentations

- a. Nina Hersberger - Kids Journal Fishers City Parks; FHS Robotic Team; Mayors Youth Academy
 - Nina Hersberger came forward to talk about her Kids Journal of Fishers Parks
 - State Champions, FHS Robotics Team was present. Jack White, a FHS senior gave a brief presentation on their robot. Mayor Fadness and President John Weingardt presented team members with a certificate.
 - Members of the Mayors Youth Council gave their presentation on the housing market and rental homes in Fishers.

5. Council Committee Reports

- a. Finance Committee Report - REPORT

Chairman John Weingardt gave a brief overview of the Finance Committee meeting.

6. Department Reports

- a. Health Department Report - REPORT
- b. Engineering Report - REPORT

7. Council Business

8. Consent Agenda

- a. Request to approve the previous meeting minutes for Monday, April 17, 2023.
- b. R051523 - A Resolution of the Common Council Authorizing the City Controller to Transfer Certain Funds: Council Action Form I Exhibit A I Resolution

Pete Peterson made a motion to approve the Consent Agenda. Todd Zimmermanseconded the motion. There was no remonstrance and all members voted yay.The motion passed.

9. Regular Agenda - Budget/Financial

- a. R051523A - A Request to Approve Additional Appropriation of Sewer Availability Fees (Grantham Lift Station) - Public Hearing: Council Action Form I Exhibit A I

Exhibit B I Resolution

Lisa Bradford made her presentation to the city council members.

President John Weingardt opened the meeting for a Public Hearing. No one came forward and the Public Hearing was closed. □ Pete Peterson made a motion to approve resolution R051523A. Todd Zimmerman seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

- b. 051523A - Ordinance Regarding the City of Fishers, Hamilton County, Indiana's Investment Policy - 1st, 2nd, and 3rd Reading: Council Action Form I Ordinance

- Lisa Bradford made her presentation to the city council members. Lisa asked the council to suspend the rules and have the 1st, 2nd, and 3rd Reading tonight.
- Pete Peterson made a motion to suspend the rules and have the 1st, 2nd, and 3rd reading for ordinance 051523A. Selina Stoller seconded the motion. There was no remonstrance and all members voted yay. The motion passed.
- Pete Peterson made a motion to approve ordinance 051523A. Cecilia Coble seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

- c. 051523 - Ordinance of the City of Fishers Approving Short Term Loan Financing for 2023 Fire Equipment (SCBA) - 1st, 2nd, and 3rd Reading: Council Action Form I Exhibit A I Exhibit B I Ordinance

- Lisa Bradford made her presentation to the city council members. Lisa asked the council to suspend the rules and have the 1st, 2nd, and 3rd Reading tonight.
- Peterson made a motion to suspend the rules and have the 1st, 2nd, and 3rd Reading for ordinance 051523. Cecilia Coble seconded the motion. There was no remonstrance and all members voted yay. The motion passed.
- Pete Peterson made a motion to approve ordinance 051523. Selina Stoller seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

- d. R051523E – Request to Approve an Amendment of a Resolution of the Common Council, Approving An Amendment to Lease, and Taking Other Actions Related Thereto (Stevenato BAN): Council Action Form I Resolution

- Lisa Bradford made her presentation to the city council members. There will be an interest rate change. The rate can go up to 6%.
- Pete Peterson made a motion to approve resolution R051523E. Selina Stoller seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

10. Regular Agenda - Economic Development

- a. R051523C - Request to Approve Project Agreement with OnPoint Innovation Park 3, LLC: Council Action Form I Exhibit A I Resolution

- Megan Baumgartner made her presentation to the city council members.
- Pete Peterson made a motion to approve resolution R051523C. Todd Zimmerman seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

11. Regular Agenda - Government/Miscellaneous

- a. R051523D - A Request to Approve an Interlocal Agreement with Hamilton County Indiana Concerning a One-Time Distribution of Public Safety Income Tax Proceeds: Council Action Form I Exhibit A I Resolution

- Lisa Bradford made her presentation to the city council members.
- Pete Peterson made a motion to approve resolution R051523D. Todd Zimmerman seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

- b. R051523B - A Request to Approve Additional Appropriation of Public Safety Income Tax Proceeds (one time PSAP distribution) - Public Hearing: Council Action Form I Exhibit A I Exhibit B I Resolution

- Lisa Bradford made her presentation to the city council members. The funds received will be about one million dollars.
- President John Weingardt opened the meeting for a Public Hearing. No one came forward and the Public Hearing was closed.
- Pete Peterson made a motion to approve resolution R051523B. Todd Zimmerman seconded the motion. There was no remonstrance and all members voted yay. The motion passed.15.

- c. R051523F - A Resolution of the Common Council for the City of Fishers Approving Certain Parking Fees for Geist Waterfront Park: Council Action Form I Exhibit A I Resolution

- Jake Reardon-McSoley made his presentation to the city council members.
- Council members had a lot of discussion on the price of admission/parking for nonresidents to enter the park.
- The parking fee for non-residents will be in effect Memorial Day weekend through Labor Day weekend, which is beach season. No fees will be charged in the offseason. Parking capacity and park goers' safety is the concern and reason for the fee to non-residents.
- Jocelyn Vare made a motion to charge \$10 per vehicle. There was not a second to the motion and the motion died.
- Pete Peterson made a motion to approve resolution R051523F with the amendment to review the parking fee of \$50 in one year. Selina Stoller seconded the motion.

- Jocelyn Vare called for a roll call vote.
 - John Weingardt, Cecilia Coble, Todd Zimmerman, Pete Peterson, Selina Stoller, Brad DeReamer, and David Giffel voted yay. Jocelyn Vare and Crystal Neuman voted nay. The vote was 7-Yay and 2-Nay. The motion passed.
- d. 051523C - An Ordinance of the Common Council Creating Chapter 100 (Public Safety Nuisance) and Amending Chapter 36 of the City of Fishers Code of Ordinances - 1st Reading: Council Action Form I Exhibit A I Ordinance
- Lindsey Bennet and Chief Ed Gebhart made their presentation to the city council members.
 - Pete Peterson made a motion to have the 1st Reading

12. Regular Agenda - Planning & Zoning

- a. 091922C – Consideration of a rezone of 1.76 acres from R2 to C1 to allow for Magnolia Grove Salon. Subject site is located at a common address of 13484 E. 116th St. (RZ-22-4) - Final Reading: Council Action Form I Exhibit A I Exhibit B I Exhibit C I Staff Report I Ordinance
- Megan Vukusich made her presentation to the city council members.
 - Tom Perkins of Paganelli Law Group came forward on behalf of the petitioners. The request is to go from R1-C1.
 - There was discussion from the council members,
 - Brad DeReamer made a motion to approve ordinance 091922C. Crystal Neumannseconded the motion. A roll call vote was taken.
 - John Weingardt, Cecilia Coble, Pete Peterson and Selina Stoller voted nay. Todd Zimmerman, Brad DeReamer, Crystal Neuman, Jocelyn Vare, and David Giffel voted yay. The vote was 4-Nay and 5-Yay. The motion passed.
- b. 022023C - Consideration of a text amendment to the Unified Development Ordinance (UDO). Case #TA-23-2 – Final Reading: Council Action Form I Staff Report I Ordinance
- Megan Vukusich made her presentation to the city council members.
 - Pete Peterson made a motion to approve ordinance 022023C. Selina Stoller seconded the motion. There was no remonstrance and all members voted yay. The motion passed.
- c. 051523D - Consideration of a rezone of .98 acres from R2 to C1 to allow for the Drive Planning office located at 13562 E. 116th St. (RZ-23-2) - 1st Reading: Council Action Form I Exhibit A I Petitioner Packet I Ordinance
- Megan Vukusich made her presentation to the city council members.

- The petitioner was not present. No action was taken on this item due to the petitioner not making an appearance.

- d. *Voluntary Annexations - Willow Crest Lot 3: R051523G - Request to approve a resolution adopting the Fiscal Plan for the Willow Crest Annexation, Lot 3 (ANX-23-2): Council Action Form I Exhibit A I Resolution*

Pete Peterson made a motion to approve resolution R051523G. Selina Stoller seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

- e. Voluntary Annexations - Willow Crest Lot 3: 041723F - Request to approve a voluntary annexation of .29 acres known as the Willow Crest Annexation, Lot 3. Subject site is generally located east of Allisonville Road with a common address of 14543 Allisonville Road (ANX-23-2) - Final Reading: Council Action Form I Ordinance

Pete Peterson made a motion to approve ordinance 041723F. Selina Stoller seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

- f. Voluntary Annexations - Willow Crest Lot 5: R051523H - Request to approve a resolution adopting the Fiscal Plan for the Willow Crest Annexation, Lot 5 (ANX-23-3): Council Action Form I Exhibit A I Resolution

Pete Peterson made a motion to approve resolution R051523H. Todd Zimmerman seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

- g. Voluntary Annexations - Willow Crest Lot 5: 041723G - Request to approve a voluntary annexation of .4 acres known as the Willow Crest Annexation, Lot 5. Subject site is generally located east of Allisonville Road with a common address of 14521 Allisonville Road (ANX-23-3) - Final Reading: Council Action Form I Ordinance

Pete Peterson made a motion to approve ordinance 041723G. John Weingardt seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

- h. Voluntary Annexations - Willow Crest Lot 4: R051523I - Request to approve a resolution adopting the Fiscal Plan for the Willow Crest Annexation, Lot 4 (ANX-23-4): Council Action Form I Exhibit A I Resolution

Pete Peterson made a motion to approve resolution R051523I. Todd Zimmerman seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

- i. Voluntary Annexations - Willow Crest Lot 4: 041723H - Request to approve a voluntary annexation of .37 acres known as the Willow Crest Annexation, Lot 4. Subject site is generally located east of Allisonville Road with a common address of 14541 Allisonville Road (ANX-23-4) - Final Reading: Council Action Form I Ordinance

Pete Peterson made a motion to approve ordinance 041723H. Todd Zimmerman seconded the motion. There was no remonstrance and all members voted yay. The motion passed.

- j. Flat Fork PUD Annexations: 051523E - Request to approve a voluntary annexation of

50.10 acres known as the Flat Fork PUD Annexation. Subject site is generally located north of E 96th Street and east of Georgia Road. (ANX-23-5) - 1st Reading & Public Hearing: Council Action Form I Ordinance

Pete Peterson made a motion to have 1st Reading on ordinance 051523E.

- k. Flat Fork PUD Annexations: 051523F - Request to approve a voluntary annexation of 58.64 acres known as the Flat Fork PUD Annexation. Subject site is generally located north of 96th Street and west of Cyntheanne Road. (ANX-23-6) - 1st Reading & Public Hearing: Council Action Form I Ordinance

Pete Peterson made a motion to have 1st Reading on ordinance 051523F.

13. Regular Items - Any other Unfinished / New Business

14. Regular Items - Community Comment

a. ONLINE COMMENTS

- Bret Anderson who resides on Mole Drive came forward. He is asking to have a sidewalk on Lantern Road heading south to where the apartments are located.
- Robert Evans who resides at 10707 Burning Ridge stated his street needs resurfacing. He said the road had not been resurfaced for 30 years. Hamilton Pass is a concrete street and needs adequate repairs.
- Ross Reinhardt Would like the city to invest in walking and bike extenders or public transportation to help with the bottlenecks.
- Ryan Post who lives in Hickory Woods received a code violation for having Chickens. He asked the council why he and his neighbor cannot have chickens. Code enforcement has not gotten back with him, and it has been a week. He would like the council to consider allowing residents to have chickens.

15. Regular Items - Meeting Adjournment

Pete Peterson made a motion to adjourn the meeting. John Weingardt seconded the motion. There was no remonstrance and all members voted yay. The meeting was adjourned at 9:20 p.m.

Respectfully submitted,



Jennifer L. Kehl
Fishers City Clerk