

BROWNSBURG TOWN COUNCIL MEETING MINUTES

REGULAR MEETING

Thursday, June 25, 2020, 7:00 p.m.

Brownsburg Town Council Meetings are live-streamed and archived

- 01. CALL TO ORDER BY PRESIDING OFFICER** – Town Council President Travis Tschaenn called the meeting of the Brownsburg Town Council to order at 7:00 p.m. on June 25, 2020 in the Brownsburg Town Hall, 61 N. Green Street.
- 02. INVOCATION/PLEDGE OF ALLEGIANCE**
- 03. ROLL CALL** – Members of the Council present were Travis Tschaenn, Matt Simpson, Dennis Dawes, Jeff Gracey and Brian Jessen. Also present were Ann Hathaway, Clerk Treasurer; Jeff Eder, Town Manager; Ethan Pierce, Assistant to the Town Manager; and Tricia Leminger, Town Attorney.
- 04. CITIZENS COMMENTS RELATING TO JUNE 25, 2020 AGENDA**

Cindy Hohman – 15 Tyler Ct

04.01. Citizen’s Comments Relating to Ordinance #2020-07- Harris Pointe Planned Development Zoning Map Amendment Will Be Taken During Presentation of Agenda Item 10.02.
- 05. CONSENT ITEMS**

05.01. Minutes of June 11, 2020 Meeting – A motion to approve was made by Matt Simpson and was seconded by Jeff Gracey. Passed 5-0

05.02. Civil Town and Fire Territory Claim Dockets – June 12, 2020 through June 25, 2020 in the amount of \$4,494,118.64 were considered. A motion to approve was made by Matt Simpson and was seconded by Dennis Dawes. Passed 5-0
- 06. BID OPENING AND/OR AWARD - None**
- 07. REPORTS FROM COMMISSIONS AND BOARDS**

07.01. Police Report – Chief Joe Grimes presented his Support and Operations Division reports. Ray Kotarski, Brownsburg Police Commission President, made some statements regarding the 8 Can’t Wait policy about police policy reform. Six of the eight suggested policies are currently in force. The other two suggested policies are currently in force in certain aspects of the policy. The commission will continue to assess the current policies. There are checks and balances in place to review complaints with regards to use of force and other policies. Certified personnel are in place to conduct these reviews. There are also third party civilian review processes in place.

07.02. Fire Territory Report – Chief Larry Alcorn presented his report to the council and asked if there were any questions. He added that 5 new recruits started last Monday. These are replacement positions.
- 08. TOWN ADMINISTRATIVE ITEMS**

08.01. Department of Economic Development – Debbie Cook, Director, presented her report and asked if there were any questions. Brian Jessen asked Debbie to look at the Economic Development Strategic Plan.

Travis Tschaenn asked for an update on Aldi. Debbie stated that the delay is a corporate wide decision. They are re-evaluating their footprint in this COVID-19 Pandemic environment.

09. PREVIOUSLY CONSIDERED ITEMS

09.01. Ordinance #2020-11 – An Ordinance Annexing Real Estate into the Town of Brownsburg, Hendricks County, Indiana Pursuant to a Petition for Voluntary Annexation, 3699 N CR 900 E – Proposed 3rd Reading and Final Adoption

A motion to approve was made by Jeff Gracey and was seconded by Dennis Dawes. Passed 5-0

09.02. Ordinance #2020-12 – An Ordinance Annexing Real Estate into the Town of Brownsburg, Hendricks County, Indiana Pursuant to a Petition for Voluntary Annexation, 7495 N St Rd 267 – Proposed 3rd Reading and Final Adoption

A motion to approve was made by Matt Simpson and was seconded by Brian Jessen. Passed 5-0

09.03. Ordinance #2020-13 – An Ordinance Annexing Real Estate into the Town of Brownsburg, Hendricks County, Indiana Pursuant to a Petition for Voluntary Annexation, 6433 Wings Court – Proposed 3rd Reading and Final Adoption

A motion to approve was made by Brian Jessen and was seconded by Dennis Dawes. Passed 5-0

10. NEW FOR CONSIDERATION

10.01. Resolution #2020-12 – A Resolution Authorizing a Representative to Act on Behalf of the Town of Brownsburg to Submit a Request to the State Revolving Fund Loan Program. Kathy Dillon, Wastewater Superintendent, explained the need for the Resolution to accommodate the financing for the Sanitary Sewer Phase 1B. This phase is for improvements installed along County Road 700 North ahead of the planned road improvements so that construction is not disrupted.

Dennis Dawes made a motion to approve and was seconded by Brian Jessen. Passed 5-0

10.02. Ordinance #2020-07 Harris Pointe Planned Development Zoning Map Amendment (Rezone) - Todd Barker described the rezone request to the Planned Development district. The Plan Commission provided an unfavorable recommendation.

Jon Dobosiewicz, of Nelson & Frankenberger, LLC, 550 Congressional Blvd. Carmel, Indiana, representing Beazer Homes was present to discuss and answer questions regarding the request for zone map amendment. On behalf of Beazer Homes, he is asking for the council to send this back to the Plan Commission to consider all of the ordinance modifications that have been made by Beazer Homes. An updated ordinance will be provided.

Questions were asked regarding procedure of the Plan Commission and the Tech review process. Town Attorney Tricia Leminger and Todd Barker addressed those questions. Discussion ensued.

Mary Louise Bewley read submitted written statements from the following residents:

Susan Hill - 1177 Spencer Drive – Expressed safety concerns regarding the entrances into Harris Pointe, specifically the entrance that connects Harris Pointe and Holiday Pines.

Bill Sibbing – 1001 Woodridge – Expressed concerns regarding the entrances, intersections and street lighting. He believes that the safety issues should be re-evaluated.

Clara Cooper – 1129 Spencer Drive – Expressed concerns regarding safety issues. She is also concerned about drainage issues due to her location.

Kristine Quandt – 1876 Pine Cone Drive – Expressed concerns regarding the effect on property values of the properties in Holiday Pines due to the lot sizes proposed by Beazer Homes for the Harris Pointe Development.

The following are comments from citizens present at the meeting:

Mike Trammell – 1193 Spencer Drive – Expressed concern regarding lot sizes. 9,000 square foot lots are simply too small. He also expressed concern about the entrance joining Harris Pointe and Holiday Pines.

Dennis Worden - 1049 Woodridge – Expressed concern regarding the procedural issues of the Plan Commission and Town Council as it pertains to the Harris Pointe Project.

Gene Hostetter – 7291 Windridge Way – Expressed concerns regarding the ordinance procedures. The Plan Development ordinance seems to be used to subvert the Town’s Master Plan in some cases. This is concerning.

Joe Walsh – 640 Thornburg Parkway – Expressed concerns regarding the connector road and the safety issues this would create.

Dave Weyant – 7721 Shagbark Court – Expressed concerns regarding procedure as it pertains to the Harris Pointe Project.

Jeff Gracey made comments regarding the history of this project. He stated that the applicant had ample time to address public concerns. He hasn’t had any positive feedback with regards to the Harris Pointe project. The project does not meet standards and should not go forward. He stated concerns of procedural issues as they pertain to the project. Council should uphold the unfavorable recommendation of the Plan Commission.

Matt Simpson stated the he would like to uphold the decision of the plan commission. Procedure should be followed.

Brian Jessen asked why the standard compliance issues were not discussed in the Tech Review Committee. Todd Barker responded. Discussion ensued regarding the procedures and capacity of the Tech Review Committee. Jeff Gracey suggested a working session on the tech review process.

Travis Tschaenn stated that he spoke with many of the Holiday Pines residents. Considering the changes that have been made to the Harris Pointe project by the developer, he thinks that the developer should resubmit.

Dennis Dawes – Does not recommend that this gets sent back to the plan commission when it will come back with no further changes.

Jeff Gracey made a motion to reject Ordinance 2020-07 and was seconded by Brian Jessen. From a denial it would be one year until they could present a similar request. Passed 5-0

11. TOWN MANAGER ITEMS - None

12. CLERK-TREASURER ITEMS - None

13. TOWN COUNCIL ITEMS –

Jeff Gracey – Thanked the public for their commitment to their community.

Matt Simpson – Council need to evaluate the Plan Development issues.

Dennis Dawes – Thanked the Police Commission and Policer Officers for the job that they do.

Brian Jessen – Commented that the Council needs to give clear direction when responding to developers.

Travis Tschaenn – Thanked Ray Kotarski for the report and the citizens who spoke.

14. TOWN ATTORNEY ITEMS - None

15. CITIZENS COMMENTS –

David Weyant – 7721 Shagbark Court

Cindy Hohman – 15 Tyler Court

Mike Trammell - 1193 Spencer Drive

Dennis Worden – 1049 Woodridge

Brett Scowden – 864 Stonehenge Way

16. ADJOURNMENT – A motion to adjourn was made by Jeff Gracey at 8:50 p.m.

These minutes are a summary of actions taken at the Brownsburg Town Council meetings. The full video archive of the meeting is available for viewing at <http://brownsburgin.swagit.com/play/06122020-501> for as long as this media is supported.

Brownsburg Town Council

By: 

Travis Tschaenn, President

ATTEST:

By: 

Ann Hathaway, Clerk-Treasurer