

CITY OF LAWRENCE
Common Council
March 6, 2023
Regular Meeting

MEMBERS PRESENT: William Tyrrell Giles, Lisa Chavis, Deborah Whitfield, Shawn Denney, Sherron Freeman, Maria Rusomaroff, Lauren Russel (left the meeting at 7:45pm), and Tom Shevlot

MEMBERS PRESENT BY MICROSOFT TEAMS: Rick Wells

MEMBERS ABSENT: None

ALSO BY MICROSOFT TEAMS: None

ALSO PRESENT: Clerk Kathleen Walton, and Attorney Kristina Wheeler (Bose McKinney & Evans LLP)

STAFF PRESENT: Chief of Staff Hofmann, Chief of Staff Korn, Fire Chief Batalis, Deputy Fire Chief Hardie, Park Superintendent Martin, and several police officers and firefighters

STAFF BY MICROSOFT TEAMS: Director of Engineering Venugopalan

Council President William Giles called the meeting to order at 6:30 p.m. and announced a quorum was present.

APPROVAL OF MINUTES: Councilor Rusomaroff moved to approve the minutes of the regular meetings on February 6, 2023, and February 15, 2023. Councilor Chavis seconded the motion. By a roll call vote, the motion carried unanimously.

APPROVAL OF VOUCHERS 3-6-23: Councilor Denney moved to approve Payroll Claims for \$1,017,556.25 [February 15, 2023, payroll], and Invoices [for vendors] as presented today [for \$1,152,261.48] except for voucher number 29203 in the amount of \$38,664.80 for Kroger Gardis & Regas and voucher number 29231 in the amount of \$74,059.47 for Tyler Technologies. He also moved to put back in voucher number 29101 in the amount of \$52,937.78 for Howard Companies which was held out on February 15, 2023. Councilor Chavis seconded the motion. By a roll call vote, the motion carried by the following vote of the Council: Seven (7) aye votes and two (2) nay votes (Councilors Shevlot and Russel).

REPORTS OF COMMITTEES: Councilor Freeman said the Code Committee met and recommended a do-pass for Proposal No. 1, 2023. Councilor Denney said the Finance Committee met and recommended a do-pass for Proposals 2, 3, and 4, 2023 and Resolutions 5 and 6, 2023.

PUBLIC HEARING: Pursuant to advertising, Councilor Giles opened the floor for the public hearing concerning Proposal No. 2, 2023. Councilor Giles called for comment and testimony. There following citizens addressed the Council:

- Pamela Anderson, 6722 Silver Tree Drive
- Heather Hewitt, 6420 Oaklandon Road
- Jim Hardie, 10810 Indian Lake Blvd.

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- Mateo Daniel, 10528 Sedgegrass Drive
- Jennifer Tursi, 8328 Bent Oak Drive
- Aaron Short, 12453 Doe Lane
- Joe Murphy, 11824 Bellridge Drive

Thereupon, the public hearing was closed.

UNFINISHED BUSINESS: Proposal No. 1, 2023, amending the Lawrence Municipal Code to remove no parking zones along Otis Avenue, was read only by title by Clerk Walton. Councilor Rusomaroff moved to adopt Proposal No. 1, 2023. Councilor Shevlot seconded the motion. By a roll call vote, the motion carried unanimously.

Proposal No. 2, 2023, appropriating additional funds and amending the 2023 budget with respect to the General Fund, was read only by title by Clerk Walton. Following discussion, Councilor Denney moved to accept Proposal No. 2, 2023 in place of the original proposal. The motion to amend Proposal No. 2, 2023 was seconded by Councilor Chavis. By a roll call vote, the motion carried by the following vote of the Council: Seven (6) aye votes, two (2) nay votes (Councilors Shevlot and Russel) and one (1) abstention (Councilor Wells). Councilor Shevlot moved to strike Proposal No. 2, 2023 because the rules of the public hearing weren't followed. Councilor Russel seconded the motion. Following a revote, by a roll call vote, because the first vote needed clarity, the motion failed by the following vote of the Council: Three (3) aye votes (Councilors Russel, Shevlot and Wells) and six (6) nay votes. Councilor Chavis moved to adopt Amended Proposal No. 2, 2023. Councilor Denney seconded the motion. By a roll call vote, the motion carried by the following vote of the Council: Seven (6) aye votes, two (2) nay votes (Councilors Shevlot and Russel) and one (1) abstention (Councilor Wells).

Proposal No. 3, 2023, amending Title 3, Article 1, Chapter 1, Section 2 of the Municipal Code regarding preapproved payment of claims, was read only by title by Clerk Walton. Councilor Denney discussed Proposal No. 3, 2023. Following discussion, Councilor Denney moved to adopt Proposal No. 3, 2023. The motion was seconded by Councilor Rusomaroff. By a roll call vote, the motion carried by the following vote of the Council: Seven (7) aye votes and two (2) nay votes (Councilors Shevlot and Russel).

Proposal No. 4, 2023, amending Title 1, Article 1, Chapter 2, Section 12 of the Municipal Code regarding Common Council approval on expenditures of professional service contracts, was read only by title by Clerk Walton. Councilor Denney and Attorney Wheeler discussed and explained professional services. Councilor Denney moved to adopt Proposal No. 4, 2023. Councilor Chavis seconded the motion. By a roll call vote, the motion carried by the following vote of the Council: Seven (7) aye votes and two (2) nay votes (Councilors Shevlot and Russel).

At 7:45pm there was a brief recess because of a medical issue with Councilor Russel. She left the meeting.

At 7:55pm the meeting resumed.

Resolution No. 5, 2023, authorizing the transfer of appropriations between major budget classifications, was read only by title by Clerk Walton. Following discussion, Councilor Denney moved to adopt Resolution No. 5, 2023. Councilor Giles seconded the motion. By a roll call vote, the motion carried by the following vote of the Council: Seven (7) aye votes and one (1) nay vote (Councilor Shevlot).

Resolution No. 6, 2023, approving the Baker Tilly Municipal Advisors, LLC contract to develop a comprehensive financial plan, was read only by title by Clerk Walton. Councilor Whitfield moved to adopt Resolution No. 6, 2023. Councilor Chavis seconded the motion. By a roll call vote, the motion carried by the following vote of the Council: Seven (7) aye votes and one (1) nay vote (Councilor Shevlot).

NEW BUSINESS: Consideration of veto by Mayor of Resolution No. 4, 2023.

Councilor Chavis moved to override the veto. Councilor Denney seconded the motion. By a roll call vote, the motion to override the veto carried by the following vote of the Council: Six (6) aye votes, one (1) nay vote (Councilor Shevlot) and one (1) abstention (Councilor Wells).

Consideration of veto by Mayor of Resolution No. 7, 2023.

Councilor Denney moved to override the veto. Councilor Whitfield seconded the motion. By a roll call vote, the motion to override the veto carried by the following vote of the Council: Six (6) aye votes, one (1) nay vote (Councilor Shevlot) and one (1) abstention (Councilor Wells).

Proposal No. 5, 2023, to adopt a new Title 5, Article 4, Chapter 1 regarding responsible bidding practices for bids to perform construction work on public works projects, was introduced and read only by title by Clerk Walton. Councilor Giles assigned Proposal No. 5, 2023 to the Code Committee.

Proposal No. 6, 2023, adopting and enacting a sixteenth supplement to the code of ordinances of the City of Lawrence, Indiana, was introduced and read only by title by Clerk Walton. Following discussion, Councilor Chavis moved to suspend the rules and adopt Proposal No. 6, 2022 on first reading. Councilor Giles seconded the motion. By a roll call vote, the motion carried unanimously. Councilor Chavis moved to adopt Proposal No. 6, 2021. Councilor Rusomaroff seconded the motion. By a roll call vote, the motion carried unanimously.

Resolution No. 8, 2023, to adopt a spending plan detailing the use of funding provided under the American Rescue Plan, was read only by title by Clerk Walton. Following discussion, Councilor Denney moved to adopt Resolution No. 8, 2023. Councilor Chavis seconded the motion. By a roll call vote, the motion carried by the following vote of the Council: Seven (7) aye votes and one (1) nay vote (Councilor Shevlot).

CITIZENS COMMENTS: The following citizens addressed the Council:

- Pam Anderson, 6722 Silver Tree Drive
- Mateo Daniel, 10528 Sedgegrass Drive
- Tom Ashcraft, 5880 Boy Scout Road

As the meeting was coming to a close, everyone was asked to observe a moment of silence for Police Officer Craig Herbert who lost his life on March 6, 2005, while on duty.

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ADJOURNMENT: There being no further business to come before the Council, the meeting was adjourned at 8:30 p.m., by the unanimous vote of the Council.

William T. Giles, President

Kathleen A. Walton, Clerk

These minutes are not intended to be verbatim. They are a summary of discussions held, except for the motions. An audiotape is made which provides a detailed record.