



# ZIONSVILLE

FOR ALL THE RIGHT REASONS

**ZIONSVILLE TOWN COUNCIL  
MEETING AGENDA  
FOR  
Monday, May 4, 2020 at 7:00 PM  
1100 West Oak Street**

THIS PUBLIC MEETING WILL BE CONDUCTED PURSUANT TO GOVERNOR ERIC J. HOLCOMB'S EXECUTIVE ORDERS 20-02, 20-04 AND 20-08 AND GOVERNOR HOLCOMB'S EXERCISE OF HIS POWERS UNDER INDIANA'S EMERGENCY MANAGEMENT AND DISASTER LAW, IND. CODE 10-14-3, et seq. ADDITIONAL INFORMATION REGARDING THE MEETING IS PROVIDED IN THE ANNEX PUBLISHED WITH THIS NOTICE.

**ANNEX TO PUBLIC NOTICE FOR THE MAY 4, 2020, REGULAR MEETING OF THE ZIONSVILLE TOWN COUNCIL**

In his Executive Orders 20-02, 20-04 AND 20-08 (collectively, the "Executive Orders"), Governor Eric J. Holcomb has ordered all political subdivisions of the State of Indiana to limit public gatherings and to implement the Centers for Disease Control and Prevention's and the Indiana State Department of Health's recommended virus mitigation strategies. The Executive Orders suspend certain requirements for Essential Governmental Functions that facilitate Essential Infrastructure with respect to public meetings and open door laws, including suspending physical participation requirements by members of public agency governing bodies and permitting public attendance through electronic means of communications. As a political subdivision of the State of Indiana, the Zionsville Town Council must comply with the Executive Orders throughout the duration of the COVID-19 Public Health Emergency. According, all public meetings of the Town Council shall be conducted in the following manner until the end of the COVID-19 Public Health Emergency:

1. Members of the public shall have the right to attend Town Council Public Meetings via the following forms of electronic communication: Please click the link below to join the Zoom webinar: <https://zoom.us/j/156545305>

Or iPhone one-tap: US: +16465588656,,156545305# or +13126266799,,156545305#

Or Telephone: Dial (for higher quality, dial a number based on your current location): US : +1 646 558 8656 or +1 312 626 6799 or +1 669 900 9128 or +1 253 215 8782 or +1 301 715 8592 or +1 346 248 7799 International numbers available: <https://zoom.us/j/156545305>

If you need technical assistance in logging into Zoom for this meeting, please contact: Joe Rust, [jrust@zionsville-in.gov](mailto:jrust@zionsville-in.gov), 317-727-2647.

1. OPENING

- A. CALL MEETING TO ORDER
- B. PLEDGE OF ALLEGIANCE
- 2. APPROVAL OF THE MEMORANDUM OF THE APRIL 6, 2020 REGULAR MEETING (Copy Posted)
- 3. REQUEST TO SPEAK
- 4. OLD BUSINESS
- 5. NEW BUSINESS

- A. Ordinance No. 2020-02 To Amend The Town Of Zionsville, Boone County, Indiana Zoning Map, Plan Commission Petition No. 2019-52-Z.

Documents:

[BZA PETITION REGARDING VANTRUST.PDF](#)

- B. Adoption Of A Policy For The Adjustment Of Normal Procedures For The Timely Deposit Of Funding And Approval Of Claims (COVID-19)

Documents:

[PUBLIC HEALTH EMERGENCY TIMELY DEPOSIT OF FUNDS AND SECURING OF FUNDS \(WITH HHW REVISIONS VERSION 2\).PDF](#)

- C. A Resolution Regarding Appropriating Funds To Demolish The PNC Building And Associated Improvements Located At The Address Commonly Known As 390 S. Main Street, Zionsville.

Documents:

[BUILDING DEMO RE-APPROPRIATION RESOLUTION 2020\\_DRAFT \(002\).PDF](#)

- D. An Appointment To The Board Of Parks And Recreation.

- 6. OTHER MATTERS
- 7. APPROVAL OF CLAIMS
- 8. ADJOURN

The next regular Town Council meeting is scheduled for Monday, May 18, 2020 @ 7:30 a.m. Determination of the need for an electronic meeting will be evaluated prior to the meeting and final notice will be posted in compliance with the Indiana Open Door Law. In his Executive Orders 20-02, 20-04 AND 20-08 (collectively, the "Executive Orders"), Governor Eric J. Holcomb has ordered all political subdivisions of the State of Indiana to limit public gatherings and to implement the Centers for Disease Control and Prevention's and the Indiana State Department of Health's recommended virus mitigation strategies. The Executive Orders suspend certain requirements for Essential Governmental Functions that facilitate Essential Infrastructure with respect to public meetings and open door laws, including suspending physical participation requirements by members of public agency governing bodies and permitting public attendance through electronic means of communications. As a political subdivision of the State of Indiana, the Zionsville Town

Council must comply with the Executive Orders throughout the duration of the COVID-19 Public Health Emergency. If an electronic meeting format is selected, members of the public shall have the right to attend Town Council Public Meetings via the following forms of electronic communication. A zoom link will be provided in the meeting notice.



**CERTIFICATION TO  
THE TOWN COUNCIL  
OF THE TOWN OF ZIONSVILLE, BOONE COUNTY, INDIANA**

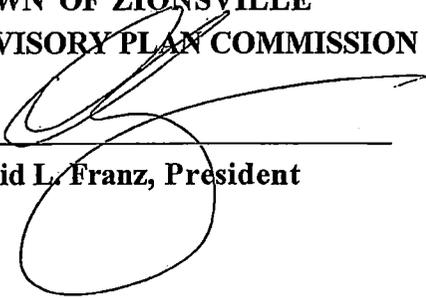
February 18, 2020

To the Town Council of the Town of Zionsville, Indiana:

Be it advised that, pursuant to Indiana Code 36-7-4, on February 18, 2020 the Town of Zionsville Advisory Plan Commission (the "Commission"), by a vote of 4 in favor and 1 opposed, gave a ***Favorable Recommendation*** to proposal 2019-52-Z to amend the Zoning Map (the "Map") of the Town of Zionsville (Legal Description attached, "Exhibit A"). Proposal 2019-52-Z recommends that 81.369 +/- acres described in the Petition be rezoned from the (AG) Agricultural Zoning District to the Rural (I-1) Light Industry Zoning District

The Town of Zionsville Advisory Plan Commission hereby certifies proposal #2019-52-Z to amend the Zoning Map (a copy of which is attached to this Certification and incorporated here by this reference, "Exhibit B") to the Town Council of Zionsville, Indiana, with a **Favorable Recommendation**.

**TOWN OF ZIONSVILLE  
ADVISORY PLAN COMMISSION**

  
\_\_\_\_\_  
**David L. Franz, President**

Attest: Wayne DeLong

**Wayne DeLong, AICP, CPM  
Director of Planning and Economic Development  
Secretary, Town of Zionsville Advisory Plan Commission**

## LAND DESCRIPTION

### Parcel 1:

The West half of the Northwest Quarter of Section 27, Township 18 North, Range 1 East, of the Second Principal Meridian, located in Perry Township, Boone County, Indiana.

### Excepting Therefrom:

Part of the Northwest Quarter of Section 27, Township 18 North, Range 1 East, Perry Township, Boone County Indiana, more fully described as follows: Commencing at the Northwest corner of the Northwest Quarter of said Section 27; thence along the approximate centerline of County Road 300 East and the Section Line, South 00 degrees 00 minutes 00 seconds East 1018.74 feet to the Point of Beginning; thence South 89 degrees 50 minutes 09 seconds East 314.98 feet; thence South 00 degrees 00 minutes 00 seconds East 276.59 feet; thence North 89 degrees 50 minutes 09 seconds West 314.98 feet; thence along the approximate Center Line of County Road 300 East and the Section Line, North 00 degrees 00 minutes 00 seconds West 276.59 feet to the Point of Beginning, containing 2.00 acres, more or less.

### Parcel 2:

Part of the Northwest Quarter of Section 27, Township 18 North, Range 1 East, Perry Township, Boone County Indiana, more fully described as follows: Commencing at the Northwest corner of the Northwest Quarter of said Section 27; thence along the approximate centerline of County Road 300 East and the Section Line, South 00 degrees 00 minutes 00 seconds East 1018.74 feet to the Point of Beginning; thence South 89 degrees 50 minutes 09 seconds East 314.98 feet; thence South 00 degrees 00 minutes 00 seconds East 276.59 feet; thence North 89 degrees 50 minutes 09 seconds West 314.98 feet; thence along the approximate Center Line of County Road 300 East and the Section Line, North 00 degrees 00 minutes 00 seconds West 276.59 feet to the Point of Beginning, containing 2.00 acres, more or less.

and

The west half of the Northwest Quarter, of Section 27, Township 18 North, Range 1 East, of the Second Principal Meridian, located in Perry Township, Boone County, Indiana.

(REF ONLY 80 ACRES MORE OR LESS)

Pursuant to an unrecorded Land Contract between E. Serelda Smith, and adult, Vendor, and Gerald Padgett and Jeanette Padgett, husband and wife, Purchasers, dated May 26, 1988.



**ORDINANCE NO. 2020-02**  
**OF THE TOWN OF**  
**ZIONSVILLE, INDIANA**

**AN ORDINANCE TO AMEND THE**  
**TOWN OF ZIONSVILLE**  
**ZONING ORDINANCE FOR**  
**THE**  
**TOWN OF ZIONSVILLE,**  
**BOONE COUNTY, INDIANA**

**AND FIXING A TIME WHEN THE SAME SHALL TAKE**  
**EFFECT**

**Plan Commission Petition No.**  
**2019-52-Z**

**WHEREAS**, LC. § 36-7-4, et seq., empowers the Town of Zionsville Advisory Plan Commission, Boone County, Indiana, to hold public hearings and make recommendations to the Town Council of the Town of Zionsville, Boone County, Indiana, concerning ordinances for the zoning and districting of all lands within the incorporated areas of the Town of Zionsville, Boone County, Indiana: and;

**WHEREAS**, in accordance with LC. 36-7-4-600 et seq., the Town of Zionsville Advisory Plan Commission, Boone County, Indiana conducted a public hearing on February 18, 2020 to consider a proposal to amend the Town of Zionsville Zoning Ordinance for the Town of Zionsville, Boone County, Indiana, (the "Ordinance"); filed as petition 2019-52-Z; and,

**WHEREAS**, the Town of Zionsville Advisory Plan Commission certified the proposal to amend the Ordinance to the Town Council of the Town of Zionsville, Boone County, Indiana, with a favorable recommendation on February 18, 2020 (Exhibit 1); and,

**WHEREAS**, the Town Council of the Town of Zionsville, Boone County, Indiana, considered the Proposal to amend the Ordinance at its regular meeting on March 16, 2020.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ZIONSVILLE, BOONE COUNTY, INDIANA, IN ACCORDANCE WITH I.C. 36 7-4- 600 et.seq., AND ALL ACTS AMENDATORY AND SUPPLEMENTAL THERETO, AS FOLLOWS:**

**Section 1.** The Zoning Ordinance for the Town of Zionsville Boone County, Indiana, is amended as follows:

- A. 81.369 +/- acres described in the Petition is rezoned from the (AG) Agricultural Zoning District to the Rural (I-1) Light Industry Zoning District.

**Section 2. Savings Clause:** If any title, section, subsection, phrase, clause, sentence, or word of this Ordinance shall for any reason be held invalid or unconstitutional by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby and shall remain in full force and effect.

**Section 3. Construction of Clause Headings:** The clause headings appearing herein have been provided for convenience and reference and do not purport and shall not be deemed to define, limit or extend the scope or intent of the clause to which they appertain.

**Section 4. Repeal of Conflicting Ordinances:** The provisions of all other Town ordinances in conflict with the provisions hereof, if any, are of no further force or effect and are hereby repealed.

**Section 5. Severability:** If any part of this Ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remainder of this Ordinance.



**TOWN COUNCIL OF THE TOWN OF  
ZIONSVILLE, BOONE COUNTY, INDIANA  
(Signatures of Council Members)**

YEA

NAY

Brad Burk		
Alex Choi		
Joe Culp		
Josh Garrett		
Craig Melton		
Jason Plunkett		
Brian Traylor		

I hereby certify that the foregoing Resolution was delivered to the Town of Zionsville Mayor Emily Styron on the \_\_\_ day of March 2020, at \_\_\_ A.M..

ATTEST: \_\_\_\_\_

Amy Lacy, Director, Department of Finance and Records

**MAYOR'S  
APPROVAL**

\_\_\_\_\_  
Emily Styron, Mayor

\_\_\_\_\_  
DATE

**MAYOR'S  
VETO**

\_\_\_\_\_  
Emily Styron, Mayor

\_\_\_\_\_  
DATE

**IN RESPONSE TO INDIANA STATE BOARD OF ACCOUNTS  
POLICY DIRECTIVE REGARDING CORONAVIRUS DATED MARCH 12, 2020**

**THE TOWN OF ZIONSVILLE, BOONE COUNTY, INDIANA  
DEPARTMENT OF FINANCE AND RECORDS  
POLICY FOR THE ADJUSTMENT OF NORMAL PROCEDURES  
FOR THE TIMELY DEPOSIT OF FUNDS AND THE APPROVAL OF CLAIMS**

Pursuant to the Indiana State Board of Accounts (“SBOA”), Policy Directive Regarding Corona Virus dated March 12, 2020 (“Policy Directive”) and the SBOA Items to Consider dated March 16, 2020, the Town establishes this Policy to allow for the adjustment of the normal procedures for the timely deposit of funds and the approval of claims. The Town revises our current policy to ensure the SBOA does not take audit exception to our alternative procedures as indicated in the SBOA Policy Directive.

Due to Governor Holcomb’s Stay at Home Order related to the COVID-19 health crisis and in an effort to protect the health and safety of all employees, the current procedure for daily deposits as outlined in the Department of Finance and Records Internal Controls Policy and Procedures manual, and as mandated by Ind. Code §5-13-6-1, will temporarily be amended to allow for limited frequency of deposits at a minimum of twice per week on Tuesdays and Thursdays as directed by SBOA. Funds will be secured in the locked safe in the saferoom on those days when a deposit is not made. All other policies and procedures regarding deposits and approval of claims will remain in place.

At no time will any one employee receipt payments, prepare deposit and review and deliver deposit to the bank. All deposit functions require at least two individuals’ verification to maintain proper segregation of duties and internal controls.

At such a time it is possible and normal operations are resumed, the Department will revert to its original policy of making deposits on each business day.

Amelia Lacy, Director  
Department of Finance & Records  
Town of Zionsville  
[alacy@zionsville-in.gov](mailto:alacy@zionsville-in.gov)  
O: (317) 733-2277  
C: (317) 995-1763

May 4, 2020

**RESOLUTION NO. 2020-\_\_\_\_\_**  
**OF THE TOWN OF ZIONSVILLE**

**A RESOLUTION**  
**RE-APPROPRIATING FUNDS**

Whereas, it has been determined that certain existing appropriations have un-obligated balances which will not be needed for the purposes for which appropriated and will be needed to fund the demolition of the former PNC building and associated improvements located at the address commonly known as 390 S. Main St., Zionsville.

Now, therefore, be it resolved by the Zionsville Town Council of the Town of Zionsville, Boone County, Indiana that the following existing funds be re-appropriated as follows:

<u>FUND/LINE ITEM</u>	<u>AMOUNT RE-APPROPRIATED</u>
<b><u>CUMULATIVE CAPITAL DEVELOPMENT FUND (427)</u></b>	
<b><u>FROM Line Item</u></b>	
4-25 Irongate Drainage Project	<u>\$ 35,000.00</u>
	<b>\$ 35,000.00</b>
<b><u>TO Line Item</u></b>	
3-20 Building Demolition	<u>\$ 35,000.00</u>
	<b>\$ 35,000.00</b>

**DULY PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_ 2020,  
by the Town Council of the Town of Zionsville, Boone County, Indiana, having been passed by  
a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ opposed.

**TOWN COUNCIL OF THE TOWN OF ZIONSVILLE,  
BOONE COUNTY, INDIANA**

	<b>YEA</b> Signature	<b>NAY</b> Signature
Josh Garrett, President		
Bryan Traylor, Vice-President		
Jason Plunkett, Member		
Alexander Choi, Member		
Brad Burk, Member		
Joe Culp, Member		
Craig Melton, Member		

I hereby certify that the foregoing Resolution was delivered to Town of Zionsville Mayor  
Emily Styron on the \_\_\_\_\_ day of \_\_\_\_\_ 2020, at \_\_\_\_\_ m.

ATTEST: \_\_\_\_\_ Amelia Anne Lacy, Director,  
Department of Finance and Records

**MAYOR'S APPROVAL**

\_\_\_\_\_  
**Emily Styron, Mayor**

\_\_\_\_\_  
**DATE**

**MAYOR'S VETO**

\_\_\_\_\_  
**Emily Styron, Mayor**

\_\_\_\_\_  
**DATE**