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**Long Beach
Advisory Plan Commission
Comprehensive Plan Subcommittee
Minutes from May 16, 2016 Regular Meeting**

Members Present: Maureen Healy, Nick Meyer, Bob LeMay, Richard Jercich, Patrick Cannon and Peter Byvoets

Members Absent: Mike Gorman

1. The meeting was called to order at 7PM and roll was taken as noted above.
2. The President of the board advised the members of the board that the agenda had added a new item three (3) added to it, prior to committee reports. The new item was "3. Meeting rules and Procedures." Cannon advised the board of the apparent practice of the usual videographer present at all our meetings routinely records conversations that take place in the chamber prior to the meeting being called to order and after it is adjourned. A motion was made to prohibit any video camera usage in the chambers by any individual at anytime other than from the time the meeting is called to order and up to the time the meeting is adjourned.. The motion was made by Bob LeMay, and seconded by Maureen Healy, and the motion carried at a vote of 6-0
3. The minutes of the April 18, 2016 regular meeting were considered. A motion to approve the minutes made by Pete Byvoets and seconded by Bob LeMay and the minutes were approved by a vote of 6-0.
4. **Subcommittee reports were made:**
 - Comprehensive Plan Subcommittee:** Patrick Cannon advised the Commission on two items:
 1. Status of the Comprehensive Plan revision. Cannon advised that he had communicated with McKenna that day and that McKenna would have a preliminary report of the visioning session results and the survey results this week. McKenna had received 450 responses to the survey, a result that they were very pleased. The next scheduled meeting with McKenna was set for June 20, 2016 at 7PM during the regular meeting of the APC.
 2. Cannon reported that a complaint was filed against the APC by Michael Knight and James Dehner with the Public Access Council alleging a violation of the APC of the Open Meetings Act for a meeting that took place on February 29, 2016. Cannon advised the board that the complaint had been filed by Knight and Dehner and had be sent to the Town of Long Beach, Advisory Plan Commission, Attn: Mr. Patrick J. Cannon, 2400 Oriole Tr Long Beach IN. The complaint was filed on March 15, 2016. Cannon advised the board that he had not hear anything about the filing of a complaint until last Thursday, May 12, 2016 via email from Julie Paulson, town attorney. Because no one from the town responded to the complaint, an opinion by the Public Access Counselor made on

April 29, 2016 finding the APC violated the Open Meetings Act on February 29, 2016. Cannon has advised Paulson of these facts and that in fact there was no meeting of the APC on February 29, 2016 rather a gathering of members of the Comprehensive Plan Subcommittee for the purpose of setting dates and a timeline for our work with McKenna. Cannon additionally advised the board that the complaint filed by Knight and Dehner contained a transcript of a videotape taken by the regular videographer at APC meetings prior to their being any quorum present and prior to any meeting being called to order. These circumstances were the reason for the institution and adoption of the videotaping timing rule.

5. **Town Beautification subcommittee report:** Nick Meyer made report of the reported that NIPCO had begun planting of trees around the community center and that the committee continued to look at possible beautification projects to gage costs and prioritization.
6. **Report of the Land Preservation Subcommittee.** No report.
7. **Report of the Immediate Zoning Subcommittee.** No report. It was decided that the work of this committee would be dropped from the monthly agenda until we were informed that they were actually meeting.
8. **Old Business – NONE**
9. **New Business**
 1. Report of the Ad-hoc Committee on Building Height was presented and reported on by Maureen Healy. Healy reported the procedures that were arrived in coming to the conclusions and recommendations in the report. In addition to the 39-page report, also presented to the board was a letter from the State Fire Marshall stating his position on the issue. A motion was made by Pete Byvoets and seconded by Bob LeMay to accept the report and to make the report an attachment to the minutes of the meeting to officially record its content. The motion carried at a vote of 6-0.
 2. Consideration of a proposed ordinance in response the concerns of the Ad-hoc report and findings was discussed. An Ordinance of the Long Beach Town Council Amending Chapter 154 of the Long Beach Town Code was proposed to be set for public hearing on June 7, 2016 at 7:00PM in the Town Center. The Motion to set for public hearing on June 7, 2016 was made by Pete Byvoets and seconded by Bob LeMay. The motion passed on a vote of 6-0. The proposed ordinance is attached to these minutes. Patrick Cannon agreed to contact Julie Paulson to make sure that the notice of hearing was properly published.
10. **Public Comments-** Various public comments were made and duly noted by the Commission.

11. The next regular meeting of the Advisory Plan Commission is June 20, 2016 at 7:00PM in the town center.
12. A motion to adjourn the meeting was made and seconded and passed with a vote of 6-0 and the meeting was adjourned.

Submitted by Patrick Cannon.

Signed & dated

6/20/16

To: **Advisory Plan Commission**
Official APC Seal
Initialled APC President