

**COMMON COUNCIL
REGULAR SESSION
May 3, 2010
6:00 P.M.**

The Common Council of the City of Warsaw met in a Regular Session on Monday, May 03, 2010 at a special time of 6:00 P.M. in the Council Chambers at City Hall. Mayor Ernest B. Wiggins presided and the following persons were noted as present or absent:

PRESENT: Mayor Ernest Wiggins, Councilmen Joe Thallemer, Charles Smith, Jerry Patterson, Jeff Grose, Daniel Hampton, George Clemens, Kyle Babcock, Clerk-Treasurer Lynne Christiansen, City Attorney Michael Valentine, City Planner Jeremy Skinner, Assistant City Planner Tim Drombrosky, Cemetery Sexton Hal Heagy, City of Warsaw Ordinance Violation Officer Michael Cox, KDI Board Members Max Courtney, Brad Bishop, Bob Sanders and Jim Tinkey, Midwest Extreme Owner Tim Sammons, Wildman Uniform (R&B Investors) representatives Michael White and Todd Deaton, Westhill LLC representative Dan Robinson, Caleb France of the Echelon Group, numerous supporters for recreational facilities as noted on attached attendance sheets, and Warsaw Times Union Reporter Jennifer Peryam.

ABSENT: None noted.

The meeting was called to order by Mayor Wiggins followed by the Invocation and the Pledge of Allegiance.

MINUTES –

The minutes from the April 19, 2010 meeting were presented for approval. Motion made by Councilman Thallemer to approve the minutes as presented, seconded by Councilman Grose and carried by unanimous vote.

REPORTS/ORAL & WRITTEN COMMUNICATIONS –

1. April 2010 Financial Report provided by Lynne Christiansen, Clerk-Treasurer. Documentation attached to minutes.

**UNFINISHED BUSINESS-
TAX ABATEMENT REQUEST–**

City Planner Jeremy Skinner presented for approval the following list of companies who submitted their Tax Abatement-CF-1 Compliance Review Forms that were tabled from the April 19, 2010 meeting.

1. Caleb France/Carol and Clifford Wieland/Echelon Group @ 100/121 W. Market St. Motion made by Councilman Babcock to approve the continuation of the tax abatement as recommended, seconded by Councilman Smith, carried by a vote of five (5) Ayes to one (1) Nay, with Councilman Hampton voting Nay.

2. R&B Investors Partnership @ 800 S. Buffalo St. Motion made by Councilman Babcock to approve the continuation of the tax abatement as recommended, seconded by Councilman Hampton, carried unanimous vote. (Documentation for both abatements attached)

**NEW BUSINESS-
INDOOR/OUTDOOR RECREATION FACILITIES-**

City Planner Jeremy Skinner reported to the council that currently the City has no category in the zoning ordinances establishing where indoor/outdoor recreational facilities may be located. Mr. Skinner presented a list from other cities of their classifications and zoning of recreational facilities. Following discussion the council unanimously agreed for Mr. Skinner to pursue a change in the zoning ordinance specifying indoor/outdoor recreational facilities, after discussing the situation with the Plan Commission.

ADDITIONAL APPROPRIATION/ KDI-

Mayor Wiggins introduced Max Courtney from Kosciusko Development Incorporated (KDI), soon to be known as Kosciusko Economic Development Corporation (KEDC) requesting \$50,000 to help with an additional appropriation from the City in part for two (2) full-time

positions and administrative cost. The \$50,000 will come from the Rainy Day Fund after proper advertising has been submitted. Discussion followed on the importance of economic development and the role KDI/ KEDC plays in our community. Motion made by Councilman Babcock to approve advertising for additional funding for KDI/KEDC in the amount of \$50,000, seconded by Councilman Clemens, carried by five (5) Ayes with councilman Smith abstaining.

TAX ABATEMENT REQUEST-

City Planner Jeremy Skinner presented for approval the following company that had submitted their Tax Abatement/CF-1 Compliance Review Form

1. West Hill Development, LLC @1180 Polk Dr.

Motion made by Councilman Babcock to approve the continuation of the tax abatement as recommended, seconded by Councilman Patterson, carried by unanimous vote.

(Documentation attached)

RESOLUTION/ MINER ANNEXATION FISCAL PLAN-

City Planner Jeremy Skinner presented **Resolution No. 2010-05-01** accepting the fiscal plan for the Miner Annexation. Mr. Skinner reported within the Fiscal Plan that there is little or no cost for essential services. He stated that the proposed annexed territory will bring in approximately \$40 in annual tax revenues. After discussion Councilman Babcock motioned to accept the fiscal plan, seconded by Councilman Clemens, carried by unanimous vote. (Documentation attached)

ORDINANCE / MINER ANNEXATION-

City Planner Jeremy Skinner presented **Ordinance No. 2010-05-01** accepting the voluntary annexation of the James R. and Nancy Miner property located in a part of the Northwest Quarter of Section 29, Township 33 North, Range 6 East. After discussion Councilman Thallemer motioned to approve the annexation, seconded by Councilman Clemens, carried by unanimous vote. (Documentation attached)

TRANSFER ORDINANCE /COUNCIL FUNDS-

Mayor Wiggins presented **Ordinance No. 2010-05-02** transferring monies (\$2,000) within the Common Council Budget, more specifically set forth within the ordinance, for approval. The money will be used for GIS mapping at Oakwood Cemetery. Motion made by Councilman Smith to approve the transfer, seconded by Councilman Clemens, carried by unanimous vote. (Documentation attached)

RESOLUTION/TRANSFER OF 2008 CHEVROLET VAN FROM MACOG-

Mayor Wiggins presented **Resolution No. 2010-05-02** accepting the transfer of a 2008 Chevrolet Van from Michiana Area Council of Governments (MACOG) to the City. The Mayor accepted the van for one dollar (\$1). After discussion, a motion was made by Councilman Thallemer to pass the resolution, seconded by Councilman Babcock, carried by unanimous vote. (Documentation attached)

REQUEST TO CHANGE CHAPTER SIX OF CITY CODE/POLICE DEPT-

Mike Cox, Ordinance Violation Officer for the Warsaw Police Department, presented highlights updating chapter six (6) of the City of Warsaw Code which deals in animal control. He explained to the Council his wish to delete the entire sixth chapter as it is now written, and adopting a new sixth chapter. He has been working with City Attorney Mike Valentine and will present it to the Council for approval upon its completion.

ADJOURNED -

There being no further business to come before the Council by a motion duly made and seconded, the meeting was adjourned.

ATTEST:

Lynne Christiansen, Clerk-Treasurer

