

**COMMON COUNCIL  
REGULAR SESSION  
July 16, 2012  
7:00 P.M.**

The Common Council of the City of Warsaw met in a Regular Session on Monday, July 16, 2012 at 7:00 P.M. in the Council Chambers at City Hall. Mayor Joseph M. Thallemer presided and the following persons were noted as present or absent:

**PRESENT:** Council members Elaine Call, Cindy Dobbins, Jeff Grose, Charlie Smith, Mike Klondaris, Jerry Frush, and Diane Quance. Also present Mayor Thallemer, Clerk-Treasurer Lynne Christiansen, City Attorney Michael Valentine, Fire Territory Chief Mike Brubaker, City Planner Jeremy Skinner, Assistant City Planner Tim Dombrosky, Pam Kennedy and Tammy Keirn from Warsaw Housing Authority, Attorney Mike Miner, Tom Allen, Chris Harrison, Alisha Clayson, Stacey Page, reporter from Stacey Page Online, Warsaw Times-Union reporter Jennifer Peryam, and others as noted on attached attendance list.

**ABSENT:** None

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

**MINUTES-**

The minutes from the July 2, 2012 meeting were presented for approval. Motion made by Councilor Smith to approve the minutes as presented, seconded by Councilor Frush and carried by unanimous vote.

**RECONITION OF VISITORS-**

Mayor Thallemer recognized Chris Harrison from Indiana American Water. Mr. Harrison gave a report to the Council on the status of the water supply and the effects from the drought that the area has been experiencing this year. The demand has increased recently but Mr. Harrison is confident the supply is sustainable throughout the summer.

**REPORTS/ORAL & WRITTEN COMMUNICATIONS-**

1. Warsaw + Winona Lake Bicycle and Pedestrian Master Plan Public Open House, July 26, 2012.
2. Warsaw-Wayne Fire Territory 2<sup>nd</sup> Quarter 2012 Report
3. June Financial Report
4. Warsaw Redevelopment Commission: TIF Excess notification letter.
5. Letter from Mayor Thallemer announcing approval of a Certified Technology Park.

(Copies of all of the above information attached).

**NEW BUSINESS-**

**WARSAW HOUSING AUTHORITY/HOUSING OPPORTUNITIES OF WARSAW-**

Pam Kennedy and Tammy Keirn from Warsaw Housing Authority (WHA) and Housing Opportunities of Warsaw (HOW) came before the Council and explained the mission of the two organizations. Ms. Kennedy handed out information as to how funding from the City is used and the future of the organizations. Mayor Thallemer thanked them for their explanations and information. (Copy attached).

**AMERICANS WITH DISABILITIES ACT TRANSITION PLAN-**

City Planner Jeremy Skinner presented to the Council the Americans with Disabilities Act (ADA) Transition Plan. The update began in 2011 in order to be in compliance with Federal Regulations. The Plan is available for viewing at the Building and Planning Department, Warsaw Public Library, and City Hall. This is the advertised public hearing and the public will be able to comment on the plan until August 6<sup>th</sup>. Mayor Thallemer opened the meeting for comments from those in attendance and no comments were made either way. He then closed the public hearing portion of the meeting. The Council acknowledged receiving the Plan and further action will take place at a later date.

**DECLARATORY RESOLUTION DESIGNATING AN ECONOMIC REVITALIZATION AREA/ICONACY ORTHOPEDIC IMPLANTS, LCC-**

City Planner Jeremy Skinner presented for consideration **Resolution #2012-07-05**, designating an Economic Revitalization Area (ERA), and more specifically set forth within the resolution.

Iconacy Orthopedic Implants, LLC, desires to petition the City for a three (3) year real estate and a ten (10) year personal property tax abatement and this requires that the City establish the area as an ERA. Mayor Thallemer opened up the meeting for any public comment and none was made for or against the resolution. He then closed the comment period. Councilor Quance made a motion to approve Resolution #2012-07-05, seconded by Councilor Smith, carried by unanimous vote. (Documentation attached to minutes).

**TAX ABATEMENT COMPLIANCE FORMS-**

City Planner Jeremy Skinner presented for approval the following company who submitted their form SB-1 Real Estate Improvements (SF 51767), and SB-1 Personal Property (SF 51764) tax abatement request. Mr. Skinner recommended approval of the tax abatements, finding the company to be in compliance.

1. Iconacy Orthopedic Implants, LLC, 4130 Corridor Drive, representative present.

Motion made by Councilor Smith to approve the form, seconded by Councilor Grose, carried by unanimous vote. (Copies attached).

**WARSAW CITY CODE 18-31: ITINERANT MERCHANTS AND PEDDLERS-**

City Planner Jeremy Skinner presented Ordinance #2012-07-03 amending Chapter 18 of the Warsaw City Code referring to Itinerant Merchants and Peddlers. The amended ordinance sets definitions, requirements, exceptions, and fees further stated in the document presented. After discussion, Councilor Smith made a motion to table the ordinance, seconded by Councilor Call, carried by unanimous vote.

**TRANSFER ORDINANCE/WARSAW-WAYNE FIRE TERRITORY-**

Ordinance #2012-07-02, an ordinance transferring \$45,860.00 within the Warsaw-Wayne Fire Territory Budget, and more specifically set forth within the ordinance, was presented for approval. After discussion a motion was made by Councilor Smith to approve the transfer, seconded by Councilor Quance, carried by unanimous vote. (Copy attached).

**RESOLUTION: REDUCTION TO ENCUMBRANCES 2011/2012 BUDGETS-**

Resolution #2012-07-03, setting forth reductions to the encumbrances in the cemetery, park, aviation, general, fire territory operating, and fire territory equipment funds from revenue brought forth from the 2011 budget to be included in the 2012 budget, and more specifically set forth within the resolution was presented. Motion made by Councilor Call to approve the resolution, seconded by Councilor Frush, carried by unanimous vote. (Copy attached to minutes).

**R.R. DONNELLEY LETTER/CCAC LEASE/RESOLUTION-**

Mayor Thallemer presented Resolution #2012-07-04 extending the renewal of the City-County Athletic Complex (CCAC) lease. He also had drafted a letter to R.R. Donnelley Real Estate acknowledging where a certified copy of the July 5, 2011 Common Council meeting minutes weren't forwarded to R.R. Donnelley. Mayor Thallemer requested approval of the Resolution to complete the forty-eight (48) month agreement for property that is owned by R.R. Donnelley and occupied by the City-County Athletic Complex (CCAC). The extended agreement will expire in 2015. Councilor Smith made a motion to proceed with the renewal of the lease, seconded by Councilor Call, carried by unanimous vote. (Letter attached to minutes).

**OTHER MATTERS-**  
**DEER REDUCTION-**

Councilmember Grose gave an update of the deer reduction effort. The Task Force Management Team has met and training dates have been approved in August for new and returning archers.

**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**