

COMMON COUNCIL
REGULAR SESSION
MAY 16, 2016
7:00 P.M.

The Common Council of the City of Warsaw met in Regular Session on Monday May 16, 2016 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 Cindy Dobbins, Jack Wilhite, Jeff Grose, Ron Shomaker, Mike Klondaris, Jerry Frush, and Diane Quance. Also present Mayor Thallemer, Clerk Treasurer Lynne Christiansen, City Attorney Mike Valentine, City Planner Jeremy Skinner, Director of Human Resources Jennifer Whitaker, Attorney Richard Helm, Suzi Light and Paulette Davis from the Warsaw Public Arts Commission, Lyn Crighton and Theresa Sailor from the Watershed Foundation, others as noted on the attached attendance sheet, reporter Deb Patterson, from InkFree News, and reporter David Slone, from the Times-Union.

ABSENT: None noted.

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

MINUTES-

The minutes from the May 2, 2016 regular meeting were presented for approval. Motion made by Councilor Quance to approve the minutes as presented, seconded by Councilor Frush, and carried by unanimous vote.

REPORTS & COMMUNICATIONS-

The following reports and communications were presented:

- (1) Warsaw Public Arts Commission: Walk-N-Wander Update
- (2) Watershed Foundation: Grant Update and Watershed Management Plan Progress
- (3) April 2016 Fund Report
- (4) Comcast 1st Quarter 2016 Franchise Fee Report (\$14,234.97).

(Documentation attached to minutes.)

UNFINISHED BUSINESS-

None noted.

NEW BUSINESS-

HAYES/ORDINANCE FOR VACATION OF UNIMPROVED STREET/N. LAKE STREET-

City Planner Jeremy Skinner presented **Ordinance #2016-05-01**, an ordinance to vacate an unimproved roadway running between 977 and 985 N. Lake Street and 1113 W. Lake Street and better described in the Ordinance. Harvey L. and Lillie F. Hayes are seeking the vacation that also includes a twenty (20) foot sewer easement. Attorney for the petitioners, Richard Helm, explained the Ordinance further and answered any questions the Council had. The Plan Commission has given a favorable recommendation for vacation. This is the advertised public hearing for the petition and vacation and Mayor Thallemer opened the meeting for public comment. No comments were heard for or against the vacation and Mayor Thallemer closed the public hearing. After discussion, Councilor Shoemaker made a motion to approve Ordinance #2016-05-01, seconded by Councilor Dobbins and carried by unanimous vote. Motion then made by Councilor Quance to suspend the rules and pass the ordinance on second and final reading, seconded by Councilor Frush, carried by unanimous vote. (Copy attached to minutes).

ONE-TIME SPECIAL DISTRIBUTION FUND/ORDINANCE-

Earlier this year legislation was passed allowing for a one-time distribution of Local Option Income Tax funds having a positive balance in a county's trust account as of December 31, 2014. On April 22, 2016 the State Board of Accounts issued a memorandum designating the fund that will receive and disburse the special distribution. **Ordinance #2016-05-02** designates that Fund #257 be approved for this purpose. At least seventy-five (75) percent of the special distribution received is to be used for infrastructure purposes and the remaining part of the distribution may be used for any purpose. Councilor Frush made a motion to approve Ordinance #2016-05-02, seconded by Councilor Shoemaker and carried by unanimous vote. Motion then made by Councilor Shoemaker to suspend the rules and pass the ordinance on second and final reading, seconded by Councilor Dobbins, carried by unanimous vote. (Copy attached to minutes).

RESOLUTION UPDATING TITLE II ADA COORDINATOR AND GRIEVANCE PROCEDURES-

Human Resource Director Jennifer Whitaker presented **Resolution #2016-05-01** for approval. In 2011 the City passed Resolution #2011-10-03 adopting a Title II ADA Coordinator and grievance procedures. The contact information for the City's ADA Coordinator needs to be updated and Resolution #2016-05-01 updates the information. Motion made by Councilor Grose to approve the updated information in Resolution #2016-05-01, seconded by Councilor Quance, carried by unanimous vote. (Copy attached to minutes).

RESOLUTION UPDATING TITLE VI COORDINATOR AND GRIEVANCE PROCEDURES-

Mrs. Whitaker presented **Resolution #2016-05-02** for approval. The Resolution is updating executive order amendments by expanding protected classes in non-discrimination policies, public access to facilities, programs and activities and services the City offers or provides, including employment opportunities. Motion made by Councilor Grose to approve the updated information in Resolution #2016-05-02, seconded by Councilor Klondaris, carried by unanimous vote. (Copy attached to minutes).

TAX ABATEMENT COMPLIANCE FORMS-

City Planner Jeremy Skinner presented for approval the following list of companies who submitted their CF-1 Real (SF 51766) and/or Personal Property (SF 51765), "Compliance with Statement of Benefits" forms for Tax Abatement. Mr. Skinner recommended approval of continuation of the requested Tax Abatements, finding all companies to be in compliance.

(1) Dalton Corporation, 1900 E. Jefferson St.: One (1) Personal Property, no representative present. Motion made by Councilor Quance approving the Dalton Corporation abatement, seconded by Councilor Wilhite, carried by unanimous vote.

(2) TTSO, LLC (formally REDWOOD IT) and Redwood IT, LLC, 501 Argonne Rd.: One (1) Real Property and one (1) Personal Property, no representative present.

Motion made by Councilor Klondaris to approve the TTSO, Redwood IT LLC abatements, seconded by Councilor Shoemaker, carried by unanimous vote.

(Information on all of the above attached to minutes).

OTHER MATTERS-

-Councilor Dobbins recognized and thanked the various groups and individuals who helped with the downtown clean-up on Saturday May 14, 2016.

ADJOURNMENT-

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

ATTEST:

Lynne Christiansen, Clerk Treasurer