

COMMON COUNCIL  
REGULAR SESSION  
FEBRUARY 02, 2009  
7:00 P.M.

The Common Council of the City of Warsaw met in a Regular Session on Monday February 02, 2009 at 7:00 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:** Councilmen Jerry Patterson, Joe Thallemer, Daniel Hampton, Kyle Babcock, and George Clemens. Mayor Ernest Wiggins, Clerk-Treasurer Elaine Call, City Attorney Michael Valentine, Fire Chief Mike Rice, Warsaw Firefighters Michael Wilson, Rob Barker, Aaron Bolinger, Brook Murphy, Duane Patterson and Administrative Assistant to WFD Shirley Fetrow. Human Resource Director Jennifer Whitaker, Wayne Township representatives Gordon Nash, Attorney Michael Reed, Sheila Burner, and Nanette Newland. Steve Carter and Paige Gregory from Umbaugh & Associates, Residents of Winona Lake Rick Hurley, Rober Gelbaugh, Kent Adams, and Elvin Reyes, President of the WCDC Mary Ellen Rudisel-Jordan, Local residents John Elliott, Gary Parker and Randy Swanson, and Warsaw Times Union Reporter Jennifer Peryam. (See list attached to minutes for additional attendees).

**ABSENT:** Councilmen Jeff Grose and Charles Smith.

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

**MINUTES –**

The minutes from the January 20, 2009 meeting were presented for approval. Motion made by Councilman Babcock to approve the minutes as presented, seconded by Councilman Hampton and carried by unanimous vote.

**VISITORS –**

Mayor Wiggins recognized and welcomed Grace College Advanced Journalism Students and their Teacher Terry White. (Students - Ashlea Reinsch, Kristin Hawkins, Julia Whitacre, Andrew R. Jones, Chase Neioig, Trevor Eikenberry, Liane Schmersahl and Christian Sheckler.

**NEW BUSINESS –**

**PUBLIC HEARING ON ESTABLISHMENT OF THE WARSAW FIRE PROTECTION TERRITORY/ JOINT MEETING WITH WAYNE TOWNSHIP –**

Mayor Wiggins noted that this is the legally advertised public hearing on the establishment of a Fire Protection Territory. This is a Joint Meeting with Wayne Township of Kosciusko County. Winona Lake may participate, however no decision has been made by their town officials. Mayor Wiggins turned the meeting over to Paige Gregory CPA with Umbaugh & Associates who presented a power point analysis of advantages of establishing a Fire Protection Territory as well as the financial impact on the taxing units. Following her presentation the floor was opened for questions. Roy Hauth voiced his concerns and questioned the city's judgment on the purchases of fire equipment. He would like to have a meeting with Warsaw Fire Chief to review all fire trucks and equipment. Fire Chief Mike Rice stated he would be glad to meet with him. Discussion continued. John Elliott spoke on the issue of ISO ratings. He stated the insurance rating can fluctuate with insurance companies and there seems to be no way to determine the effect of the Fire Protection Territory. Mayor Wiggins reported the Fire Protection Territory needs to be established by March 1, 2009 for the tax rate to become effective for 2010. No further action was taken at this time. Ordinance No. 2009-02-04.

**RECESS –**

Mayor Wiggins called for a short recess.

**MEETING RECONVENED –**

Mayor Wiggins called the meeting back to order.

## **REPORTS/ORAL & WRITTEN COMMUNICATIONS –**

1. A List of 2009 Board & Commission Members.
2. Warsaw Airport 2008 Fuel Usage Report.
3. Building & Plan Department year end report.
4. Kosciusko County Communication Center year end report of incidents.
5. Kosciusko Communication Center report on CADS calls per police agency/Warsaw P.D.
6. New Life Christian Church/Greater Warsaw Ministerial Association/Salvation Army: Update on Project Refuge & Food Pantry.
7. Legislative Services Agency – Info RE: Property Taxes analysis in Kosciusko County..
8. Legislative Services Agency – HEA 1001 – Estimated Circuit Breaker Credits for Kosciusko County.
9. Clerk-Treasurer Call presented the 2008 Debt reporting for Bonds, Loans and Leases.
10. Clerk-Treasurer Call presented the 2009 Investment Report.

## **NEW BUSINESS –**

### **ORDINANCE REPEALING THE PERSONNEL POLICY REFERENCE AND TRAVEL POLICY FROM THE CITY CODE –**

Ordinance #2009-02-01, an ordinance repealing Section 2-61, reference to the Personnel Policy and Section 2-62, reference to the Travel Policy from the City of Warsaw Code of Ordinances, was presented for approval. This was presented on recommendation by Human Resource Director Jennifer Whitaker. Motion made by Councilman Thallemer to approve Ordinance #2009-02-01, seconded by Councilman Babcock, carried by unanimous vote. (Copy attached to minutes).

### **ADOPTION OF NEW TRAVEL POLICY –**

Ordinance #2009-02-02, an ordinance adopting a new Travel Policy was presented for approval. This will make the Travel Policy Appendix 5 to the Personnel Policy as recommended by Human Resource Director Jennifer Whitaker. Motion made by Councilman Babcock to approve Ordinance #2009-02-02, seconded by Councilman Clemens, carried by unanimous vote.

### **FAMILY & MEDICAL LEAVE PERSONNEL POLICY AMENDMENT/APENDIX 1 –**

Ordinance #2009-02-03, an ordinance amending the City Personnel Policy Handbook with regards to Family and Medical Leave Policy was presented for approval. Motion made by Councilman Patterson to approve the amendment as presented, seconded by Councilman Clemens, carried by unanimous vote.

### **CONFLICT OF INTEREST STATEMENTS –**

The following “Conflict of Interest Statements” were filed before the Council.

1. Kevin Denlinger.

The conflict of interest statement was duly noted as being filed. Motion made by Councilman Patterson to acknowledge receipt of the statements, seconded by Councilman Hampton, carried by unanimous vote. (Copies attached to minutes).

### **ADJOURNED -**

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

**ATTEST:**

**Elaine Call, Clerk-Treasurer**