

**COMMON COUNCIL
REGULAR SESSION
September 08, 2009
7:00 P.M.**

The Common Council of the City of Warsaw met in a Regular Session on Monday, September 08, 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 Charles Smith, Jeff Grose, George Clemens, Jerry Patterson, Joe Thallemer, Daniel Hampton and Kyle Babcock. Also present, Mayor Ernest Wiggins, Clerk-Treasurer Elaine Call, City Attorney Michael Valentine, Fire Chief Mike Rice, Superintendent of Public Works Lacy Francis, Animal Welfare League Manager Darla McCammon, City County Athletic Complex Director Karl Swihart, Randy Hall, Corporate Vice-President from Cardinal Services/Kabs/Sus Amigos, Connie Lozano of Sus Amigos, Warsaw Community Development Corp. Director Cindy Dobbins, Executive Director Joy McCarthy-Sessing of Kosciusko Development Inc., H/R Director Jennifer Whitaker, Director of Warsaw Housing Authority Pam Kennedy, two (2) representatives from AAM Alliance for American Manufacturing: Rachel Bennett Stury and William M. Kelly, President of the WCDC Mary Ellen Rudisel-Jordan, Stacey Page, reporter from News with Stacey Page, and Warsaw Times Union Reporter Jennifer Peryam.

ABSENT: None.

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

MINUTES –

The minutes from the August 17, 2009 meeting were presented for approval. Motion made by Councilman Babcock to approve the minutes as presented, seconded by Councilman Clemens and carried by unanimous vote.

REPORTS/ORAL & WRITTEN COMMUNICATIONS –

- (1) Article: *Indiana says “Buy American”* and a sample Resolution on the Spending of Federal Economic Renewal Grants – committing to purchase only products and services that are made or performed in the United States of America. Discussion followed. This resolution may be considered at a later date.
- (2) Clerk- Treasurer Call presented an approval letter from the Department of Local Government Finance on the additional appropriation requested in the amount of \$160,000 from the Cumulative Fire Fund.

(Documentation attached to minutes).

NON-PROFIT ORGANIZATION REQUEST FOR FUNDING –

The following organization representatives appeared before the Council to request funding assistance.

1. City County Athletic Complex (CCAC)/Karl Swihart presented request for \$34,000.
2. Housing Authority/Pam Kennedy presented request for \$30,000.
3. Kosciusko Area Bus Service (KABS)/Randy Hall presented request for \$18,500.
4. Sus Amigos/Randy Hall & Connie Lozano presented request for \$10,000.
5. Kosciusko Development Incorporated (KDI)/Joy McCarthy -Sessing presented request for \$5,000.
6. WCDC/Cindy Dobbins presented request for their operating expenses for \$19,800 and Matching Façade Program in the amount of \$25,000.
7. Animal Welfare League/Darla McCammon presented request for \$16,500.

All requests will be considered for funding within the 2010 budgets.

**MAYOR WIGGINS CALLED FOR A SHORT RECESS –
THE MEETING WAS CALLED TO ORDER –**

STREET SUPERINTENDENT REVIEW OF 2010 BUDGETS –

Superintendent of Public Works Lacy Francis presented the following budgets: Street, MVH, LRS, and CCD Budgets. No action was taken at this time.

2010 SALARY ORDINANCE –

Ordinance #2009-09-02, an ordinance establishing maximum compensation levels for the year 2010 for Department Heads, Appointive Positions and certain Salaried and Non-Salaried employees of the City of Warsaw was presented for approval. Discussion followed. Motion made by Councilman Thallemer to approve the ordinance on first reading, seconded by Councilman Grose, carried by unanimous vote. This ordinance will be placed on the agenda of the September 21, 2009 Council meeting for final approval.

2010 FIRE TERRITORY SALARY ORDINANCE –

Ordinance #2009-09-03, an ordinance establishing maximum compensation levels for the year 2010 for Department Heads, Appointive Positions and certain Salaried and Non-Salaried employees of the Warsaw Wayne Township Fire Territory was presented for approval. Discussion followed. Motion made by Councilman Thallemer to approve the ordinance on first reading, seconded by Councilman Clemens, carried by unanimous vote. This ordinance will be placed on the agenda of the September 21, 2009 Council meeting for final approval.

2010 ELECTED OFFICIAL SALARY ORDINANCE –

Ordinance #2009-09-04, an ordinance establishing compensation for the year 2010 for Elected Officials was presented for approval. Discussion followed. Motion made by Councilman Patterson to approve the ordinance on first reading, seconded by Councilman Smith, carried by unanimous vote. This ordinance will be placed on the agenda of the September 21, 2009 Council meeting for final approval.

RESOLUTION DETERMINING THE EXISTENCE OF DEER NUISANCE AREAS –

Resolution #2009-09-02, a resolution determining the existence of “Deer Nuisance Areas” within the City’s Corporate Boundaries was presented for approval. Councilman Grose reported that this resolution sets forth the deer reduction nuisance zones proposed by the Deer Task Force set forth within Exhibit A. Motion made by Councilman Babcock to approve the resolution, seconded by Councilman Thallemer, carried by unanimous vote.

ORDINANCE PROHIBITING HUNTING WITHIN THE CORPORATE LIMITS –

Ordinance 2009-09-06, an ordinance amending the Warsaw City Code was presented for approval, amending Chapter 54, Section 54-113 Enforcement and Penalties as follows: A person who violates any provision of this chapter shall be punishable by way of a fine; the fine for a first offense will be \$250.00; the fine for a second offense will be \$500.00; and fine for a third or subsequent offense will be not less than \$750.00, nor more than \$2,500.00. The ordinance sets forth an amendment by adding Section 54-66: Hunting within the Corporate Boundaries, more specifically set forth within the ordinance. Motion made by Councilman Smith to approve the ordinance, seconded by Councilman Clemens, carried by unanimous vote.

NEW UTILITY SERVICE (WATER)/ PARK DEPARTMENT –

The Warsaw Parks Department submitted request to add a new utility service through Indiana American Water Company. The new one (1) inch meter #051106648A will provide drinking water to the basketball courts at Boggs Industrial Park. Motion made by Councilman Babcock to approve the new service, seconded by Councilman Thallemer, carried by unanimous vote. (Copy of letter attached to minutes).

DISCONTINUE A NIPSCO SERVICE/WARREN STREET –

The Department of Public Works requested the Council approve the discontinuation of service at NIPSCO pole #639/600 located on Warren Street. NIPSCO informed the City that this service was not being used and they will be removing the pole. Motion made by Councilman Thallemer to approve the request, seconded by Councilman Babcock, carried by unanimous vote. (Copy of letter attached to minutes).

TRANSFER ORDINANCE/POLICE–

Ordinance #2009-09-05, an ordinance transferring \$5,000 within the Police Budget, more specifically set forth within the ordinance was presented for approval. Motion made by Councilman Thallemer to approve the transfer, seconded by Councilman Hampton, carried by unanimous vote.

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