

REGULAR SESSION, COMMON COUNCIL, FEBRUARY 26, 2018

Be it Remembered that the Common Council of the City of Plymouth, Indiana, met in regular session on February 26, 2018. The meeting was held in the meeting room of the Plymouth Fire Department, 111 N. Center St., Plymouth, IN. The meeting was called to order at 6:56 p.m.

Mayor Senter led the Pledge of Allegiance and Council Member Ecker offered prayer.

Mayor Senter presided for Councilmembers Cook, Culp, Ecker, Grobe, Houin, Milner and Walters.

Council Members Culp and Grobe moved and seconded to approve the minutes of the last regular Common Council meeting on February 12, 2018, as presented. The motion carried.

Mayor Senter said the fee schedule subcommittee meeting scheduled for last week was put on hold due to the flooding around the city. There is no update at this time.

Councilman Ecker expressed his gratitude to the city employees and citizens of Plymouth and Marshall County that have stepped up and helped with the flood relief efforts. Culp also thanked Promotion of the City Coordinator Laura Mann for all her help with organizing relief efforts and having answers to questions for the citizens. Houin thanked all those that have helped and reminded everyone that the hard work is yet to come as clean-up efforts begin this week.

Councilman Walters thanked the street department for all their efforts around the city, including flood relief and fixing pot holes.

Mayor Senter announced Councilman Shawn Grobe's resignation from the Common Council effective February 27, 2018. Grobe thanked the citizens of District 4 for the opportunity to serve them. He thanked the City of Plymouth staff and committee volunteers. He asked that in the future the council and other committees always put the taxpayers first and that the appropriations that are made are paid for by other's hard-earned money.

Mayor Senter announced the Randy Longanecker is the newly appointed replacement as the District 4 Council Member. He also said that Councilman Bill Walters will take over Shawn Grobe's position on the Board of Public Works and Safety.

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Promotion of the City Coordinator, Laura Mann, provided an update on the flood recovery efforts. She reviewed the city's coordination with relief effort groups. Mann discussed the current relief efforts as well as anticipated clean-up needs for those effected. She urged volunteers as well as those affected that need help to call 2-1-1. This is a central dispatch through United Way.

City Attorney Surrisi presented Ordinance No. 2018-2132R, An Ordinance Amending the Fee Schedule for the Department of Aviation of the City of Plymouth, on second reading.

Surrisi explained that the council members received a revised version of this ordinance, which is now striking out the fee schedule for the Senior Expo. Airport Manager Sheley discussed the arrangement made with Older Adult Services which is changing the location of the Senior Expo on the airport grounds. This move will ensure that aircrafts will not have to be moved from their rented spaces for the event.

Council Members Culp and Houin moved and seconded to approve Ordinance No. 2018-2132R, An Ordinance Amending the Fee Schedule for the Department of Aviation of the City of Plymouth, on second reading. It passed by roll call vote.

AYES: Cook, Culp, Ecker, Grobe, Houin, Milner, Walters
NAYS: None

Council Members Ecker and Walters moved and seconded to approve Ordinance No. 2018-2132R, An Ordinance Amending the Fee Schedule for the Department of Aviation of the City of Plymouth, on third reading. It passed by roll call vote at 7:15 p.m.

AYES: Cook, Culp, Ecker, Grobe, Houin, Milner, Walters
NAYS: None

City Attorney Surrisi stated that Ordinance No. 2018-2133, An Ordinance Authorizing the City of Plymouth to Issue its "Taxable Economic Development Revenue Bonds and Notes, Series A, B & C" and Approving Other Actions Thereto, for second reading will be on hold until the March 12th meeting. There was no action taken.

Police Chief Bacon presented the following request:

February 22, 2018

Plymouth City Council Members:

On Tuesday, February 13, 2018, Officer Stuart Krynock attempted to arrest a suspect that was wanted on several felony warrants. The suspect resisted arrest and during the struggle, Stuart sustained a fracture to his right lower leg and a dislocated ankle. Surgery to repair his leg was completed on 2/15/18 in South Bend and his doctor has indicated that his return to full duty may be 6-12 months. In other cases when officers have been injured, light duty has been an option to allow officers to continue to earn their wages during their healing. In Stuart's situation, light duty is not an option at this time due to medical restrictions.

During the meetings on Monday evening I will be asking your approval for the following: that the city continues to pay Stuart's wages while he is unable to return to light duty. In addition, that he will not be required to use vacation or personal days during that same period and that any sick days used due to this incident would be replenished in his sick day bank in 2019. The request to not require the use of benefit days is because that time is used to allow the officer time away from the job, and the stress that comes along with it, and enjoy time with the family. Unfortunately, Stuart will not be able to enjoy the next several weeks.

I believe this is a special case, in that the only reason he is in this position is because a suspect decided to resist arrest. There was nothing Stuart could have done differently to avoid the injury. He is married with children and is the sole wage earner in the family. I believe the city is simply doing the right thing by continuing to pay his wages while he is unable to work.

Thank you for your consideration.

Sincerely,

David Bacon
Chief of Police

He said that the officer has been on the force less than 4 years, so he does not have much accrued sick leave to cover his full pay. Worker's compensation does not cover his salary while on leave and police pension will only cover total disability, which is not a factor at this time. This officer plans to return to work after his recovery is complete. Light duty is usually an option for officers in order to retain their salary, however that is not an option for this officer at this time.

Ecker asked when he might possibly be able to return for light duty. Bacon said depending on how well therapy goes, it could be roughly 3 months.

Bacon asked that the council approve the following:

- 1) The employee does not have to use benefit time (vacation and personal time) while on leave
- 2) Continue paying his normal salary

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3) Sick time to be replenished at the beginning of 2019

Council members Ecker and Milner moved and seconded to approve the request as presented. The motion carried.

City Attorney Surrisi presented Resolution No. 2018-783, Resolution of the City of Plymouth Declaring Certain Real Estate to be Within an “Economic Revitalization Area” Pursuant to I.C. 6-1.1-12.1 et. seq. (Weir Enterprises, LLC).

Jerry Chavez, President and CEO of the Marshall County Economic Development Corporation, discussed the tax abatement request for this business at 1717 Lake Avenue. Carey Weir, business owner, addressed the council. She discussed the history of her business and the outlook for the future. She said they are hoping to begin operations at the new location within two weeks.

Council Members Houin and Cook moved and seconded to approve Resolution No. 2018-783, Resolution of the City of Plymouth Declaring Certain Real Estate to be Within an “Economic Revitalization Area” Pursuant to I.C. 6-1.1-12.1 et. seq. (Weir Enterprises, LLC). It passed by roll call vote.

AYES: Cook, Culp, Ecker, Grobe, Houin, Milner, Walters
NAYS: None

City Attorney Surrisi presented Resolution No. 2018-784, Resolution of the City of Plymouth Declaring Certain Real Estate to be Within An “Economic Revitalization Area” Pursuant to I.C. 6-1.1-12.1 et. seq. (Pretzels, Inc.).

Jerry Chavez again addressed the council and introduced Craig Anderson, CFO of Pretzels, Inc. Anderson discussed the expansion that Pretzels, Inc. would like to begin, including adding a full second production line and finishing/expanding their current packaging capabilities.

Council Members Grobe and Ecker moved and seconded to approve Resolution No. 2018-784, Resolution of the City of Plymouth Declaring Certain Real Estate to be Within An “Economic Revitalization Area” Pursuant to I.C. 6-1.1-12.1 et. seq. (Pretzels, Inc.). It passed by roll call vote.

AYES: Cook, Culp, Ecker, Grobe, Houin, Milner, Walters

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NAYS: None

City Attorney Surrisi presented Resolution No. 2018-785, A Resolution Providing for the Transfer of Appropriations in the Motor Vehicle Highway Fund. Ecker asked if this was in relation to the clean-up efforts. Surrisi said yes.

Council Members Ecker and Culp moved and seconded to approve Resolution No. 2018-785, A Resolution Providing for the Transfer of Appropriations in the Motor Vehicle Highway Fund. It passed by roll call vote.

AYES: Cook, Culp, Ecker, Grobe, Houin, Milner, Walters
NAYS: None

Clerk-Treasurer Xaver presented the Application for the Exemption from the Licensing Requirements of Ordinance No. 1309 from the Knights of Columbus. They will raise funds on May 4 and 5, 2018. *** Noted after the meeting: The original request had rain dates of May 11 and 12, 2018, however that will conflict with the previously approved request from Kiwanis for their Peanut Days. The new rain dates will be May 25 and 26, 2018.

Council Members Ecker and Grobe moved and seconded to approve the exemption as presented. The motion carried.

Mayor Senter offered the privilege of the floor.

Street Superintendent Marquardt addressed the council regarding debris management. He said the city can work on a 2-week or 4-week timeline. He suggested that the street department treat interior debris just like normal street clean-up. Residents will need to separate out appliances, electronics, furniture, etc. and place them by their curb. The street department will haul debris to their dumpsters and dispose of that waste at the county landfill as normal. The cost of this debris removal is unknown at this time but can be reevaluated as bills come in from the landfill.

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Council Members Cook and Ecker moved and seconded to move forward with a 4-week timeline, allow the street department to begin removing interior debris, and Marquardt will to report to the council at the end of the 4-week period to see if an extension is needed at that time. The motion carried.

Members Grobe and Houin moved and seconded to accept the following communications:

Minutes of the Board of Public Works and Safety meeting of February 12, 2018;
Minutes of the Technical Review Committee meeting of February 20, 2018;
Minutes of the Board of Aviation Commissioners meeting of January 9, 2018;
Minutes of the Redevelopment Commission meeting of January 16, 2018;
Minutes of the Redevelopment Commission executive meeting of January 16, 2018;
Clerk-Treasurer's Financial Reports and Cash Reconciliation for January, 2018;
Letter of resignation from Councilman Shawn Grobe;
Police Report dated February 22, 2018

The motion carried.

Clerk-Treasurer Xaver notified the council that the city was awarded a federal grant for the historic footbridge. She said it is a \$2 million project, which the city will receive \$1.3 million back in reimbursements. That leaves the city with approximately \$800,000 that needs to be set aside. She just wanted to notify the council that she will be requesting the creation of a new fund, a transfer of cash to that fund and additional appropriations for the funds to be spent in 2018.

There being no further business to discuss, Council Members Milner and Houin moved and seconded to adjourn the meeting. The motion carried and the meeting was declared adjourned at 7:46 p.m.

Jeanine M. Xaver, IAMC / CMC
Clerk-Treasurer

APPROVED

Mark Senter, Mayor