

Be it Remembered that the Common Council of the City of Plymouth, Indiana, met in regular session on June 23, 2014. The meeting was held in the Council Chambers of the City Building, 124 N. Michigan Street, Plymouth, Indiana. The meeting was called to order at 6:34 p.m.

Mayor Senter led the Pledge of Allegiance and Councilman Delp offered prayer.

Mayor Senter presided for Council Members Delp, Culp, Ecker, Smith and Grobe. City Engineer Gaul, City Attorney Surrisi and Clerk-Treasurer Hutchings were also present.

Councilmen Ecker and Culp moved and seconded to approve the minutes of the last regular meeting of June 9, 2014 and to dispense with reading them since they have been reviewed and found to be correct. The motion carried.

Councilmen Delp and Culp moved and seconded to open the public hearing for the Pregis Tax Abatement request. The motion carried.

Jerry Chavez, Executive Director of Marshall County Economic Development Corporation, addressed the council regarding the Pregis Innovative Inc. tax abatement request.

There being no questions from the councilmen or the public, Councilmen Grobe and Smith moved and seconded to close the public hearing. The motion carried.

Councilman Grobe complimented Mayor Senter on the River Park Square opening ceremony.

Mayor Senter thanked everyone who helped with River Park Square and the new logo.

City Attorney Surrisi presented Resolution No. 2014-613, Resolution of the City of Plymouth Confirming the Adoption of a Declaratory Resolution Designating Certain Real Estate to be Within an "Economic Revitalization Area" for Purposes of Personal Property Tax Abatement Pursuant to I.C. 5-1.1-12.1 et seq (Pregis Innovative Packaging, Inc.)

Councilmen Smith and Delp moved and seconded to adopt Resolution No. 2014-613, Resolution of the City of Plymouth Confirming the Adoption of a Declaratory Resolution Designating Certain Real Estate to be Within an "Economic Revitalization Area" for Purposes of Personal Property Tax Abatement Pursuant to I.C. 5-1.1-12.1 et seq (Pregis Innovative Packaging, Inc.).

Councilman Grobe questioned the rationale for allowing a seven year tax abatement when historically the city has allowed five year abatements; he also suggested that if this is the direction in which the council needs to move, that they have a broader strategy in order to treat everyone equally.

Mr. Chavez said that in regard to general policy for tax abatements and policy, the Marshall County EDC has been involved in conversations to build a better future for Marshall County, undertaking that county-wide effort as a platform of information to provide to businesses as they come to explore expansions in Marshall County. He said that the Town of Culver recently adopted a tax abatement process and he would like the City of Plymouth to undergo the same process.

City Attorney Surrisi noted that there is an seminar on July 29th on tax abatement procedures at the county assessor's office.

The motion to adopt Resolution No. 2014-613 passed on roll call vote.

AYES: Delp, Culp, Smith and Grobe
NAYS: None
ABSTAIN: Ecker

City Attorney Surrisi presented the following CF-1 Forms for the council's approval:

back yard. He said that he had pictures of the pigs that got out of the Treesh's back yard, as well as pictures of the peacock on the roof.

City Attorney Surrisi said that from a legal perspective, he does not see any avenue to give the Treesh's any relief other than amending the ordinance or granting an exception from it. He said that he thinks this would open the city up to a lot of issues. He advised the council to consult with the Marshall County Health Department regarding any environmental issues or possible health concerns that might apply or prohibit the keeping of livestock in close proximity to residential areas.

Julia Morales, 920 Flora Street, addressed the council. She and her family live across Flora Street from the Treesh home. She said that the smell and the noise are bothersome; she has a handicapped son who has sensory issues and as soon as the rooster is up, it's a problem.

Mrs. Treesh said that the rooster is no longer there because of the noise and the pigs can no longer root out because there is concrete to stop them. She said she is not asking for all year long.

Clerk-Treasurer Hutchings said that according to the code book, the mayor and council are charged with enforcing all city ordinances. The city ordinances are on the city website and are also available at the library.

Councilman Delp expressed his empathy for the situation, but said that they cannot open it up for the whole city to raise livestock; there has to be another avenue for the family to accomplish what they need.

Mrs. Treesh asked permission to at least finish raising the animals she has for the season.

Surrisi said that it could be addressed through the code enforcement process with Mr. Hammonds and Mr. DeLee.

Mr. Milliser referred to an article the mayor did with WTCA on Vietnamese pot-bellied pigs which said that residents could only have one in the City of Plymouth. He asked if this would fall in the same line.

Mayor Senter said that they have to be registered as pets and is a different issue. He said that the code enforcement officers would be in contact with Mr. and Mrs. Treesh.

Surrisi said that they have to work toward phasing out the livestock and would work on some kind of resolution to get to that point.

Treesh asked if that included the rabbits as well.

Surrisi said that his reading of the ordinance would include any animals of like kind that are being raised as livestock.

Mrs. Price said that rabbits are harvested at twelve weeks.

Councilman Delp said that he heard a rooster crow when he was walking on South Michigan Street this morning.

Mayor Senter offered the privilege of the floor to members in the audience. No one accepted.

Clerk-Treasurer Hutchings requested permission to make a temporary loan of \$30,000 from the Aviation Fund to the Aviation Rotary Fund to help with the cash flow in purchasing gasoline and jet fuel.

Councilmen Smith and Culp moved and seconded to approve the request. The motion carried.

REGULAR SESSION, COMMON COUNCIL, JUNE 23, 2014

Councilmen Ecker and Delp moved and seconded to accept the following communications: minutes of the Board of Public Works and Safety meeting of June 9, 2014; minutes of the Urban Forestry and Flower Committee meeting of June 18, 2014; minutes of the Technical Review Committee meeting of June 17, 2014; Clerk-Treasurer's Financial Reports for May 30, 2014; Umbaugh's Financial Management Report for the Wastewater Utility ending April 30, 2014 and Umbaugh's Financial Management Report for the Water Utility ending April 30, 2014. The motion carried.

There being no further business to discuss, Councilmen Delp and Grobe moved and seconded to adjourn the meeting. The motion carried; the meeting was declared adjourned at 7:36 p.m.

S/Toni L. Hutchings, IAMC, CMC, CPFA
Clerk-Treasurer

APPROVED

S/Mark Senter, Mayor