

REGULAR SESSION, COMMON COUNCIL, JUNE 11, 2018

Be it Remembered that the Common Council of the City of Plymouth, Indiana, met in regular session on June 11, 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 6:30 p.m.

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

Mayor Senter presided for Councilmembers Cook, Culp, Ecker, Houin, Longanecker, Milner and Walters. City Attorney Surrisi and Clerk-Treasurer Xaver were also present.

Council Members Culp and Houin moved and seconded to approve the minutes of the last regular Common Council meeting on May 21, 2018, as presented. The motion carried.

The following legal notice was advertised in the Plymouth Pilot Newspaper on May 18, 2018:

NOTICE OF PUBLIC HEARING ON TEX-TYLER CORP.
Tex-Tyler Corp. was previously granted tax abatement on real property improvements made at 1001 PIDCO Drive, Plymouth, IN, under Resolution No. 2016-716. At this time, Tex-Tyler Corp. requests waiver of non-compliance under Indiana Code § 6-1.1-12.1-11.3 regarding untimely filing of deduction application 322/RE. A public hearing on the request will be held at the regularly scheduled meeting of

the Plymouth Common Council on Monday, June 11, 2018, at 6:30 p.m., local time, at the Fire Department meeting room, 111 N. Center St., Plymouth, IN 46563. All interested parties will have the opportunity to testify at the public hearing as to the request. If you are disabled and need special accommodations, please call the ADA Coordinator at 574-936-2948.
PLYMOUTH COMMON COUNCIL
Jeanine M. Xaver,
Clerk-Treasurer
May 18, 2018 PN283741
hspaxip

A motion was carried and seconded by Council Members Houin and Culp to open a Public Hearing for Waiver of Non-Compliance for Tex-Tyler Tax Abatement. The motion carried and the Mayor declared the public hearing open. City Attorney Surrisi stated that Form 322RE was to be completed and returned to the County Assessor's Office by a certain date and was not; therefore, a Waiver of Non-Compliance is needed. This acknowledges that they turned it in late and would allow them to still move forward with the tax abatement for this year as was approved previously by the Council. There will be a Resolution presented later.

There being no further comments or questions, Council Members Culp and Milner moved and seconded to close the public hearing. The motion carried.

The following legal notices were advertised in the Plymouth Pilot Newspaper on June 1, 2018:

NOTICE TO TAXPAYERS OF PROPOSED ADDITIONAL APPROPRIATIONS
Notice is hereby given the taxpayers of the City of Plymouth, Marshall County, Indiana that the proper legal officers of the Common Council at their regular meeting place of the Meeting Room at the Fire Station, 111 North Center Street (southern Center Street entrance), Plymouth, Indiana immediately following the Board of Works meeting at 6:30 p.m., Monday, June 11, 2018, will consider the following additional appropriations in excess of the budget for the current year.

Fund Name:	General Fund
Major Budget Classification:	Other Services and Charges
Amount:	\$ 120,000.00
Fund Name:	Crime Prevention/K-9 Fund
Major Budget Classification:	Supplies
Amount:	\$ 16,182.00

Taxpayers appearing at the meeting shall have a right to be heard. The additional appropriations as finally made will be referred to the Department of Local Government Finance (DLGF). The DLGF will make a written determination as to the sufficiency of funds to support the appropriations made within fifteen (15) days of receipt of a Certified Copy of the action taken. Handicapped citizens needing special accommodations for the meeting, please call the ADA Coordinator, 574-936-2948.
Jeanine Xaver, Clerk-Treasurer

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Fund Name:
General Fund
Major Budget
Classification:
Other Services and
Charges

Amount: \$ 41,120.00
Taxpayers appearing at the meeting shall have a right to be heard. The additional appropriations as finally made will be referred to the Department of Local Government Finance (DLGF). The DLGF will make a written determination as to the sufficiency of funds to support the appropriations made within fifteen (15) days of receipt of a Certified Copy of the action taken. Handicapped citizens needing special accommodations for the meeting, please call the ADA Coordinator, 574-936-2948.
Jeanine Xaver,
Clerk-Treasurer
June 1, 2018 -P
June 1, 2018 PN284558
hspaxlp

A motion was carried and seconded by Council Members Houin and Milner to open a public hearing for Additional Appropriations. The motion carried and the Mayor declared the public hearing open. Clerk-Treasurer Xaver informed the Council that there was a legal notice advertised for a public hearing on April 23, 2018. There was also a public hearing that evening scheduled for Oasis Lifestyle. The public hearing for this additional appropriation was never held, as it was overlooked and excluded from the agenda. It was re-advertised on June 1, 2018. Xaver explained that this Additional Appropriations is for the \$24,000.00 security deposit for the Aquatics Center and \$96,000.00 for unanticipated insurance increases. The second portion of it is for the Crime Prevention Fund. They received several donations that need to be appropriated before they can be sent. It was agreed that the appropriations could be done jointly in one public hearing.

Xaver explained that the second legal notice refers to a vote at a previous Common Council meeting to donate funds to the United Way flood relief program to help the victims from this spring's flood. The motion was to donate the greater of \$25,000 or the balance remaining from the \$100,000 appropriated for debris removal. Xaver explained that the advertised amount of \$41,120 is the approximate uncommitted balance from the original appropriation.

As discussed at the last meeting, that donation can only come from the Mayor's Promotion of the City expense account in the General Fund. Because the board of works members voted to extend the debris removal through the end of August, it is expected that the actual remaining balance will not be known until the end of October.

There being no further comments or questions, Council Member Houin and Culp moved and seconded to close the public hearing. The motion carried.

City Attorney Surrisi presented Ordinance No. 2018-2136, AN Ordinance of the City of Plymouth to Create a Fund Entitled "Aquatics Center Project Fund" on second reading.

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Council Members Ecker and Walters moved and seconded to pass Ordinance No. 2018-2136, An Ordinance of the City of Plymouth to Create a Fund Entitled "Aquatics Center Project Fund" on second reading. It passed by roll call vote.

AYES: Culp, Ecker, Longanecker, Milner, Walters
NAYS: Cook
ABSTAIN: Houin

Council Members Culp and Milner moved and seconded to pass Ordinance No. 2018-2136, An Ordinance of the City of Plymouth to Create a Fund Entitled "Aquatics Center Project Fund" on third reading. It passed by roll call vote.

AYES: Culp, Ecker, Longanecker, Milner, Walters
NAYS: Cook
ABSTAIN: Houin

City Attorney presented Ordinance No. 2018-2137, An Ordinance of the City of Plymouth to Create a Fund Entitled "TIF 3 Debt Service Reserve Fund" on second reading.

Council Members Ecker and Longanecker moved and seconded to pass Ordinance No. 2018-2137, An Ordinance of the City of Plymouth to Create a Fund Entitled "TIF 3 Debt Service Reserve Fund" on second reading. It passed by roll call vote.

AYES: Culp, Ecker, Longanecker, Milner, Walters
NAYS: Cook
ABSTAIN: Houin

Council Members Culp and Longanecker moved and seconded to pass Ordinance No. 2018-2137, An Ordinance of the City of Plymouth to Create a Fund Entitled "TIF 3 Debt Service Reserve Fund" on third reading. It passed by roll call vote.

AYES: Culp, Ecker, Longanecker, Milner, Walters
NAYS: Cook
ABSTAIN: Houin

Council Members Ecker and Walter moved and seconded to approve the 2018 City of Plymouth Contract with Get Fit Get Healthy as presented by Attorney Surrisi. It passed by roll call vote.

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

Surrisi presented Ordinance 2018-2138, An Ordinance Regarding Various Fees for the City of Plymouth on first reading. Houin asked if it was possible to get a comparison of what those current fees are so that they can be looked at side by side.

Councilman Cook suggested tying fees to subsequent pay raises.

Surrisi presented Resolution No. 2018-802, A Resolution of the City of Plymouth Waiving Noncompliance Regarding Timely Filing of Form 322/RE for Tex-/Tyler Corp. Council Members Cook and Ecker voiced concern that this should be the burden and responsibility of the company to get the paperwork filed as required, not the responsibility of the City to waive non-compliance of the rules.

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Council Member Houin and Milner motioned and seconded to pass Resolution No. 2018-802, A Resolution of the City of Plymouth Waiving Noncompliance Regarding Timely Filing of Form 322/RE for Tex-Tyler Corp. It passed by roll call vote.

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

Attorney Surrisi presented Resolution No. 2018-803, Additional Appropriation Resolution.

Council Members Houin and Ecker motioned and seconded to pass Resolution No. 2018-803, Addition Appropriation Resolution. It passed by roll call vote.

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

Surrisi presented Resolution No. 2018-804, Additional Appropriation Resolution.

Council Members Culp and Longanecker motioned and seconded to pass Resolution No. 2018-804, Additional Appropriation Resolution. It passed by roll call vote.

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

The City Attorney Surrisi presented Resolution No. 2018-805, A Resolution of the Common Council of the City of Plymouth to Approve the Application of The Very Nice People, LLC For a Commercial Revitalization Rebate Program Grant.

Council Members Ecker and Milner motioned and seconded to pass Resolution No. 2018-805, A Resolution of the Common Council of the City of Plymouth to Approve the Application of The Very Nice People, LLC For a Commercial Revitalization Rebate Program Grant with the amendment that Attorney Surrisi mentioned. It passed by roll call vote.

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

Acceptance of the following communications were moved by Houin and seconded by Ecker:

- Minutes of the Board of Public Works and Safety meeting of May 21, 2018

The motion carried.

There being no further business to discuss, Council Members Longanecker and Milner moved and seconded to adjourn the meeting. The motion carried and the meeting was declared adjourned at 6:50 p.m.

Jeanine M. Xaver, IAMC / CMC
Clerk-Treasurer

APPROVED

Mark Senter, Mayor