

**MINUTES OF THE REGULAR MEETING OF THE
COMMON COUNCIL OF THE CITY OF JASPER, INDIANA
AUGUST 22, 2012**

A meeting of the Common Council of the City of Jasper, Indiana, was held on Wednesday, August 22, 2012, in the Council Chambers of City Hall located at 610 Main Street, Jasper, Indiana.

Call to Order. Presiding Officer Mayor Terry Seitz called the meeting to order at 7:00 p.m.

Roll Call.

Clerk-Treasurer Juanita S. Boehm called the roll.

Mayor Terry Seitz	Present
Council members:	
Gregory Schnarr	Present
David Prechtel	Present
Thomas Schmidt	Present
Earl Schmitt	Present
Kevin Manley	Absent
Randall Buchta	Present
Raymond Howard	Present
City Attorney Renee Kabrick	Present
Clerk-Treasurer Juanita S. Boehm	Present

Clerk-Treasurer Boehm announced that in order to have a quorum for the meeting, a majority of the council members must be in attendance. Six of the seven council members were in attendance, which is a majority; therefore, there was a quorum for the meeting.

Approval of the Minutes.

The following minutes were distributed to and examined by the Council:

- July 18, 2012, regular Common Council meeting
- July 18, 2012 public hearing to vacate a public utility and drainage easement in Fairway Park Fourth Addition
- July 18, 2012 public hearing to vacate a public utility and drainage easement in Vonderschmitt's First Addition
- July 18, 2012 continued public hearing to vacate public rights-of-way and a 10 ft alley in the Summit Heights Addition
- July 26, 2012 special meeting—2013 budget hearing

A **motion** was made by Council member Raymond Howard and seconded by Council member Randall Buchta to approve the five sets of minutes as presented. Motion carried 6-0.

Boy Scout. Eric Nordhoff from Boy Scout Troop 182 was present. He said he is working on a merit badge.

Forest Park Students. The following students from Forest Park High School were in attendance as part of their government class: Keesha Jackson, Mackenzie Weyer, Andi Kempf, and Katie Fischer.

Tax abatement proposal. Mike Braun, CEO of Meyer Distributing Inc and Manager of Braun Family Properties LLC, said he appeared before the Economic Development Commission with a property tax abatement proposal. He showed an aerial photo of the property they will be acquiring that is located near their current facility. Braun said they have an aggressive business plan that will begin in January 2013 and be completed in 2017. He said over this time frame they will be adding approximately 100 employees.

City Attorney Renee Kabrick said the Economic Development Commission heard Meyer Distributing's proposal and forwarded a recommendation to the council. She said tonight the council needs to consider a declaratory resolution that designates an economic revitalization area for this project. Next month there will be a public hearing concerning this matter and at the next meeting the council will consider a confirmatory resolution and the tax abatement proposal. A map indicating the economic revitalization area for this project was displayed. Resolution No. 2012-8 was then presented.

Resolution No. 2012-8 RESOLUTION OF THE COMMON COUNCIL DESIGNATING A PORTION OF THE CITY OF JASPER, INDIANA, AS AN ECONOMIC REVITALIZATION AREA (MEYER DISTRIBUTING)

This resolution designates a portion of the City of Jasper, Indiana, as an economic revitalization area.

A motion was made by Council member Thomas Schmidt and seconded by Council member Gregory Schnarr to consider the resolution for one reading only. Motion carried 6-0. Thereafter, a motion was made by Council member Randall Buchta and seconded by Council member Earl Schmitt to have the resolution read by title only. Motion carried 6-0. City Attorney Renee Kabrick so read the resolution. Thereafter, a motion was made by Council member David Prechtel and seconded by Council member Earl Schmitt to pass and adopt Resolution No. 2012-8. Motion carried 6-0.

Utility Service Board. Chairman of the Utility Serviced Board Wayne Schuetter gave a report on the regular monthly Utility Service Board meeting held on August 20, 2012. Copies of the minutes are supplied to each council member.

Schuetter said the water utility is in the process of preparing the plans to replace an 8" waterline with a 12" waterline along 3rd Avenue from Staat Strasse to Hopf Avenue. The project cost estimate, which includes the paving and the preliminary engineering, is \$1,596,000. Lisa Gehlhausen, with Indiana 15 Regional Planning Commission, said EDA has a program called Public Works that uses economic development money and has 50% grant funds available along with a 50% local match. The grant would be in the amount of \$798,000. The EDA application is due September 14, 2012. To be competitive for the grant funds, the City will

have to show job creation over the next nine years or private investment along 3rd Avenue.

Schuetter also reported that regarding the recently acquired Heidorn property, the Utility Service Board adopted a resolution recommending the use of the alternate lease procedure set forth in Indiana code 36-1-11-12 that allows one to send out requests for proposals and then go with the one that is the best for the City. Resolution No. 2012-7 was then presented to the council.

Resolution No. 2012-7 A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF JASPER APPROVING THE REQUEST FOR PROPOSAL AS TO THE DISPOSAL OF HEIDORN REAL ESTATE THROUGH ITS UTILITY SERVICE BOARD (1480 Knust Street, Jasper, Indiana)

This resolution approves seeking requests for proposal as to the disposal of the Heidorn real estate.

A motion was made by Council member Thomas Schmidt and seconded by Council member Earl Schmitt to consider the resolution for one reading only. Motion carried 6-0. Thereafter, a motion was made by Council member Gregory Schnarr and seconded by Council member Randall Buchta to have the resolution read by title only. Motion carried 6-0. City Attorney Renee Kabrick so read the resolution. Thereafter, a motion was made by Council member Earl Schmitt and seconded by Council member Raymond Howard to pass and adopt Resolution No. 2012-7. Motion carried 6-0.

Ordinance No. 2012-22 AN ORDINANCE TO TRANSFER APPROPRIATIONS FOR THE CITY OF JASPER, INDIANA, FOR THE REMAINDER OF THE FISCAL YEAR ENDING DECEMBER 31, 2012

This ordinance transfers funds from the equipment line item to the land line item in the EDIT Fund so funds are appropriated correctly to allow for a possible purchase of property at 110 Main Street that is listed in a sheriff's sale.

A motion was made by Council member Randall Buchta and seconded by Council member David Prechtel to consider the ordinance for one reading only. Motion carried 6-0. Thereafter, a motion was made by Council member Earl Schmitt and seconded by Council member Gregory Schnarr to have the ordinance read by title only. Motion carried 6-0. City Attorney Renee Kabrick so read the ordinance. Thereafter, a motion was made by Council member Thomas Schmidt and seconded by Council member Earl Schmitt to pass and adopt Ordinance No. 2012-22. Motion carried 6-0.

Ordinance No. 2012-23 AN ORDINANCE APPROPRIATING ADDITIONAL MONEY FOR THE CITY OF JASPER, INDIANA, FOR THE REMAINDER OF THE YEAR ENDING DECEMBER 31, 2012

This ordinance appropriates money for various departments for the remainder of 2012 that was discussed during the budget hearing.

A motion was made by Council member Gregory Schnarr and seconded by Council member David Prechtel to read the ordinance by title only on first reading. Motion carried 6-0. City Attorney Renee Kabrick so read the ordinance. Thereafter, a motion was made by Council member Thomas Schmidt and seconded by Council member Earl Schmitt to approve the ordinance on first reading. Motion carried 6-0.

Ordinance No. 2012-24 AN ORDINANCE APPROPRIATING MONEY FOR THE CITY OF JASPER, INDIANA, FOR THE YEAR 2013

This ordinance appropriates money for the 2013 budget.

A motion was made by Council member Gregory Schnarr and seconded by Council member Earl Schmitt to read the ordinance by title only on first reading. Motion carried 6-0. City Attorney Renee Kabrick so read the ordinance. Thereafter, a motion was made by Council member Randall Buchta and seconded by Council member Thomas Schmidt to approve the ordinance on first reading. Motion carried 6-0.

The pre-adoption budget public hearing will be held on September 7, 2012 at 8:00 a.m.

Ordinance No. 2012-25 AN ORDINANCE LEVYING TAXES AND FIXING THE RATE OF TAXATION FOR THE CITY OF JASPER, INDIANA, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2013

This ordinance sets the advertised tax rate for 2013 at .9048.

A motion was made by Council member Gregory Schnarr and seconded by Council member David Prechtel to read the ordinance by title only on first reading. Motion carried 6-0. City Attorney Renee Kabrick so read the ordinance. Thereafter, a motion was made by Council member Thomas Schmidt and seconded by Council member Earl Schmitt to approve the ordinance on first reading. Motion carried 6-0.

Ordinance No. 2012-26 AN ORDINANCE AMENDING ORDINANCE NO. 2008-21 ENTITLED AN ORDINANCE FOR THE EFFECTIVE MANAGEMENT OF WATER FURNISHED BY THE CITY OF JASPER, INDIANA (Conservation and Shortages)

This ordinance amends Ordinance No. 2008-21 to change its notice provisions in order to provide for less burdensome means of providing notice to the residents of the City of Jasper regarding water conservation.

A motion was made by Council member David Prechtel and seconded by Council member Earl Schmitt to consider the ordinance for one reading only. Motion carried 6-0. Thereafter, a motion was made by Council member Thomas Schmidt and seconded by Council member Randall Buchta to have the ordinance read by title only. Motion carried 6-0. City Attorney Renee Kabrick so read the ordinance. Thereafter, a motion was made by Council member Earl Schmitt and seconded by Council member David Prechtel to pass and adopt Ordinance No. 2012-26. Motion carried 6-0.

Under discussion. City Attorney Renee Kabrick said currently the ordinance says; Notice of the need for voluntary conservation measures shall be issued in a local newspaper of general circulation or other means such as radio and television as deemed appropriate by the governing body.

Notice of mandatory conservation or rationing shall be by first class United States mail, or by other door to door distribution to each current user, and by electronic and print media. Notice shall be deemed effective at the conclusion of door to door distribution or at noon of the third day after depositing notice in the United States mail.

Because of the recent situation where mandatory conservation measures needed to be enacted rather quickly and it was a Friday, city personnel had to go door-to-door because notification by mail would have taken too many days. The language is being changed to; Notice of the need for either voluntary or mandatory conservation measures shall be issued in a local newspaper of general circulation or other means such as radio and television as deemed appropriate by the governing body.

Former Jasper Cabinet building. Council member Thomas Schmidt said he received several calls from citizens saying they feel the old Jasper Cabinet building is unsafe and an eyesore. He thinks the City needs to do something. Mayor Seitz said he has mentioned this matter to the owner. The owner is currently travelling. There was some discussion about this building. Lisa Gehlhausen, with Indiana 15 Regional Planning Commission, said grant funds requiring a 10% local match are available but the City would have to own the building and would have to declare the area blighted. Schmidt said he would like a monthly status report so he can respond to the callers.

Adjournment. There being no further business to come before the board, a motion was made by Council member Thomas Schmidt and seconded by Council member Earl Schmitt to adjourn the meeting. The motion carried 6-0 and the meeting adjourned at 8:00 p.m.

The minutes were hereby approved _____ with X without corrections or clarification this 19th day of September, 2012.

Mayor Terry Seitz
Presiding Officer

Attest:

Juanita S. Boehm, Clerk-Treasurer