COUNCIL MEETING MINUTES
January 25th, 2016

The Common Council of the City of Kokomo, Indiana met Monday January 25th, 2016 at 6:00 P.M. in the City Hall Council Chambers.

The meeting was called to order by President Hayes.

Invocation was offered by Pastor Shawn Anderson from Sycamore Reformed Presbyterian Church.

Pledge:

Present: Wyant, Cameron, Young, Haworth, Kennedy, Hayes, Whikehart, Sanders, Miklik

Absent: None

The minutes of the January 11th, 2016 Council Meeting were declared approved as presented.

COMMUNICATIONS: President Hayes states, we will need to set a Public Hearing on Ordinance #6816 at 6:00 P.M. for February 8th, 2016.

I would like to acknowledge that each of the Council Members should have received a copy of the 2016-2017 Capital Improvement Plan from the Development Department. This will be submitted to the County.

At our last Council Meeting which was January 11th, 2016 we thought we would need to schedule a Public Hearing on the Bonds, since our last meeting we had our Council Attorney look into it and after reviewing the Statutes no public hearing is necessary. The Economic Development Commission held a public hearing on December 16th to satisfy the Code Sections.
Cont. Communications.
President Hayes states, I do want you to know ahead of time that Councilman Miklik brought it to me. I remanded it to a committee which is held by Councilman Cameron. He and the City Council Attorney are looking into this issue; but we will happy to hear what you have to say.

John Roberts 5813 Peshewa Court Kokomo, Ind. states, the reason I am here is to advise all of you that we think the City of Kokomo needs to have a Fireworks Ordinance. He handed out a hand-out to the Council Members.

President Hayes states, once again I want you to know that we are not just setting on our hands on this. Councilman Cameron’s Committee on Public Safety has taken this on and there in the process working with our Attorney to see where we stand.

Randy McKay Director of Operations states, I want to respond to what is being suggested here. Councilman Roberts who is a County Council Member met with me some-time ago concerning this issue. I own property in Green Acres and I lived there until 2010, and then I moved into the City 2011; same problem out in Howard County where they set off fireworks. I recommended and suggested strongly that Councilman Roberts introduce Legislation to the Howard County Council to act on this on a County wide basis. It is not limited to the City of Kokomo. I would urge Council to resend it back to Howard County and ask County Council to take action on this particular issue.

John Roberts states, Mr. McKay is right he did speak to me several months ago about this. The County is a rural area by and large. Most of the people in the County live in the City.
Cont. Communications.
Councilman Kennedy states, once we develop what-ever is going to come out of this committee maybe we can review that with the County Council.

President Hayes states, as Councilman Kennedy stated, while we research it the County presents something, let’s have a two prong approach in this.

COMMITTEE REPORTS: Councilman Whikehart states, I have a report from the Public Works & Welfare Committee. We are looking at extending the language in our Human Rights Municipal Code to include the LGBT Community. Due to three Senate Bills currently being considered at the State House, we will likely know more after Wednesday. The Council should expect detailed information soon.
ORDINANCE 6813: AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED $4,200,000 AGGREGATE PRINCIPAL AMOUNT OF ECONOMIC DEVELOPMENT REVENUE BONDS, SERIES 2016A (FEDERALLY TAXABLE-APARTMENT PROJECT) OF THE CITY OF KOKOMO, INDIANA, THE PROCEEDS OF WHICH SHALL BE PROVIDED TO THE COMPANY, TO FINANCE THE ACQUISITION, CONSTRUCTION, INSTALLATION AND EQUIPPING OF AN ECONOMIC DEVELOPMENT FACILITY LOCATED IN THE CITY OF KOKOMO, INDIANA; PROVIDING FOR THE PLEDGE AND ASSIGNMENT OF REVENUES FOR DEBT SERVICE ON THE BONDS; AUTHORIZING THE DEVELOPMENT AGREEMENT, CERTAIN DOCUMENTS WITH RESPECT TO THE BONDS AND THE PROJECT, AND OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF THE BONDS AND PROJECT.

Second reading

Ordinance 6813 was read by the Clerk by title only. Councilman Kennedy moved for passage on ordinance #6813 on second reading, seconded by Councilman Haworth.

Councilman Kennedy states, Ordinance #6813 is an ordinance that will allow the City to finance $4.2 Million Dollars in Bonds.
Cont. Ordinance #6813.
This is for a twenty year period for public private relationship on the Apartment Complex that will be built across from the Baseball Stadium. These funds then will be paid thru a TIF District established. I would urge for passage of this particular ordinance on second reading.
Vote for passage follows:
Aye: All
Nay: None
The vote was 9 to 0 for passage on second reading.
ORDINANCE 6814: An ordinance authorizing the issuance of not to exceed $4,700,000 aggregate principal amount of economic development revenue bonds, Series 2016B (apartment project) of the City of Kokomo, Indiana, the proceeds of which shall be provided to the company and to the city, to finance the acquisition, and equipping of an economic development facility and certain public infrastructure improvements located in the City of Kokomo, Indiana; providing for the pledge and assignment of revenues for debt service on the bonds; authorizing the development agreement, certain documents with respect to the bonds and the project, and other actions in connection with the issuance of the bonds and project.

Second reading

Ordinance 6814 was read by the Clerk by title only. Councilman Kennedy moved for passage on ordinance #6814 on second reading, seconded by Councilman Wyant.
Cont. Ordinance #6814.
Councilman Kennedy states, Ordinance #6814 is very similar to Ordinance #6813. The dollar amount is $4.7 Million Dollars. This is for a twenty year Bond. This one will be paid for thru Economic Development Money. If there are any questions we have people here to answer them. I urge for passage of this particular ordinance on second reading.
Vote for passage follows:
Aye: All
Nay: None
The vote was 9 to 0 for passage on second reading.

**ORDINANCE 6816: Additional Appropriation from the Edit Fund in the amount of $2,370,000**

First reading

Ordinance 6816 was read by the Clerk by title only. Councilman Kennedy moved for passage on ordinance #6816 on first reading seconded by Councilman Whikehart.

Councilman Kennedy states, ordinance #6816 calls for additional appropriation in the amount of $2,370,000 of which $795,000 will be used for in the line item Other Services and Charges which includes Economic Development: Infrastructure, Business Assistance, Business Attraction and Relocation, Redevelopment, Community Development & Revitalization. It also includes $1,575,000 in Other Services and Charges Economic Development: Bond Payment; for a total of $2,370,000. I urge for passage on first reading.

Vote for passage follows:
Aye: All
Nay: None
The vote was 9 to 0 for passage on first reading.
RESOLUTION 2685: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KOKOMO, INDIANA, APPROVING PLAN COMMISSION ORDER 2016-1

Resolution 2685 was read by the Clerk by title only. Councilman Miklik moved for passage on resolution #2685, seconded by Councilwoman Sanders.

Councilman Miklik states, Whereas, on February 25th, 2015, the Redevelopment Commission adopted Resolution No. 2015-01 establishing the Southeast Development Area, and Whereas the Declaratory Resolution found and designated the Area as an area needing economic development; and they approved a Plan for the Area; and

Whereas, Section 16(a) of the Act provides that following adoption of a resolution by the Commission that amends a resolution or plan for an existing area; and Whereas the determination of the Plan Commission pursuant to Section 16(a) of the Act does not and shall not constitute a change in the current zoning or a variance; and

Whereas, the Commission submitted the Declaratory Resolution and supporting data to the Plan Commission, and on January 12th, 2016, the Plan Commission issued its written Order approving the Declaratory Resolution and Plan; and Whereas, Indiana Code 36-7-14-16(b) of the Act requires the City Council to approve the Order of the Plan Commission.

Now Therefore, Be It Resolved By the City Council Of the City Of Kokomo, Indiana, As Follows: The Declaratory Resolution, any modifications or amendments to the Declaratory Resolution to be made and confirmed by the Commission, and the Plan for the Area adopted by the Commission is in all respects approved, ratified and confirmed by the City Council of the City of Kokomo, Indiana. The Order of the Plan Commission approving the Declaratory Resolution and the Plan is in all respects approved, ratified and confirmed by the City Council. I move that we adopt this resolution.
Cont. Resolution #2685.
Vote for passage follows:
Aye: All
Nay: None
The vote was 9 to 0 for passage.

President Hayes states this marks the end of this Council Meeting and our next Council Meeting will be February 8th, 2016 with an Informational Meeting at 5:30 P.M. in the Louks Room, Public Hearing at 6:00 P.M. in the Council Chambers and Council Meeting Immediately following.

Adjourned at 6:25 P.M.

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PRESIDING OFFICER

ATTEST:

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CITY CLERK