PUBLIC HEARING
&
COUNCIL MEETING MINUTES
SEPTEMBER 25TH, 2017

The Common Council of the City of Kokomo, Indiana met Monday, September 25th, 2017 at 6:00 P.M. in the Council Chambers for the purpose of a Public Hearing on Ordinance #6865.

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

Absent: Whikehart

President Hayes called for any comments from the audience, hearing none the Public Hearing was adjourned.

COUNCIL MEETING MINUTES
September 25th, 2017

The Common Council of the City of Kokomo, Indiana met Monday September 25th 2017 at 6:00 P.M. in the City Hall Council Chambers.

The meeting was called to order by President Hayes.

President Hayes states, those who wish to stand may stand, or you may remain seated.

Invocation was offered by Pastor Andrew Green from Faith Baptist Church.

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

Absent: Whikehart
The Council Meeting Minutes September 11th, 2017 were declared approved as presented.

COMMUNICATIONS: President Hayes asks, is there anyone in the audience that has any communication to come before this body.

Stella Kling 1411 Home Ave. Kokomo, Ind. states, I have a business there. I understand about the smoking ban. We have Galveston, Windfall, Tipton, and Logansport. These places around us can smoke. We are losing business to other towns because of it. I would like for everybody to try to help the people that are having problems. Thank you for listening to me; and I hope you will take this in consideration, and talk about it.

Kristi Brewer 1135 South Bell Kokomo, Ind. states, I am a business owner downtown at 501 North Buckeye Street. I am an elected person just like you. I set on the Kokomo School Board as the Vice President. I am also the Vice President of the peace watch. A few weeks ago I spoke with the Mayor, and President Hayes about an ordinance to do with the convenience stores and them selling tobacco pipes that can be used as meth pipes, and crack pipes. I have found out since then there is a Federal Law that needs to be looked at again in a State Law. I come to you today because maybe you have not seen what I have seen in the last six months. I want them to be responsible business owners. I want it out of the reach of children. If you are going to have a store in Kokomo, Indiana do right by us; be a good Business person. I invite you to go into these Businesses and just look, and see what’s going on. Thank you.
Cont. Communications.
Amy Lane states, I am in Peru, Ind. That is where we are based. I represent Indiana Smoke Free Alliance. If these stores are out-there presenting that, this is only used for tobacco. It is absolute regulated by the Federal Food & Drug Administration. These job owners are held 100% accountable, and liable for their actions to the FDA. They can-not just sale these without them being federally registered. I am more than willing to work with the committee as well, and the Council to talk about what those Laws are. We our highly concerned about youth assets, and the marketing of these regulated tobacco products and encourage the referral to the Health & Safety Committee for further review. Thank you.

John Roberts 5813 Peshewa Court, Kokomo, Ind. states, I just want to offer support for this lady from peace watch. We have it in our Convenience Store in Indian Heights. Our Center Road convenience Store Lucky’s has crack, marijuana pipes on display in the case, right next to the ice-cream, and candy displays. All were trying to do is shield our youth from tools used in the drug trade. Lucky’s Center Road convenience Store should respect the Community it serves, and stop selling these pipes. Thank you.

Casey Kline 524 East Sycamore St. Kokomo, Ind. states, I want to just echo a lot of the same thoughts that Mr. Roberts, Kristi, and Amy just said. I would ask you are these convenience stores improving our neighborhoods or are they offering things that we don’t necessarily want or need. Thank you for your time.

Betty Doan 13004 South US Route 31 states, I work at Stella’s Lounge where now we are smoke-free. I have lost 50% of my income. We also have construction there. We are 21 and over. You have made our lives to where we can-not support our families.
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Cont. Communications.
Councilman Wyant states, I agree with you 100%. I set right here, and said that these Bar Owners would be in trouble if we quit smoking in these bars. The non-smokers do not support you. You are not the only Bar in trouble. I have checked with 2 or 3 of them, and they are all losing business.

Councilman Miklik states, there is a Federal Law. When you met with the Mayor, and in that case we have the enforcement issue more then we have an ordinance issue. We as a Council recommend to the Administration that they take a look and find a way to enforce it. I am very proud of the fact that we have a Smoking Ordinance. I think we did the right thing for the majority of the people in this town.

Councilwoman Sanders states, I concur with Councilman Miklik; on the fact that it looks like it’s not being enforced. I also want to say being a Community member as a Christian I see many people that are on drugs. I do appreciate that you brought this to our attention.

Councilwoman Young states, since the ordinance past, I have visited a lot of the places that was non-smoking, and they served food. I just visited one. I asked how is business. They explained to me they have more non-smokers come in; and yes some of their original people do not stay as long. They are going thru the trend, and things are going well.

Leanne Newton 1403 Home Ave. Kokomo, Ind. states, my situation is with the street. I do not understand why residents and business owners are not notified when they are going to be shut down. I wonder what they are going to do with the snow down Home Ave. Thank you.
Cont. Communications.
President Hayes states, I am going to remand the issue of the paraphernalia to our Council Attorney to do some more research. We are a Legislative Body. We are probably on the lowest run of Legislation starting with the Federal State etc. Mr. Roberts, I did not want to forget the County. At the same-time we do have a Public Safety & Welfare Committee; and once the Counselor does his research we may or may not remand that to that committee to do further research. I do not think there is a person up here that condones children buying crack pipes, and smoking meth. We have to do what’s legal, and what’s right; if we do something illegal it gets turned over in the courts.

There were no committee reports given at this regular meeting.

**RESOLUTION 2706:** Resolution authorizing the filing of applications with the Federal Transit Administration, an operating administration of the United States Department of Transportation, for Federal transportation assistance authorized by 49 U.S.C. Chapter 53, title 23 United States Code as amended by the FAST Act, and other Federal statutes administered by the Federal; Transit Administration for FFY 2018

Councilman Miklik moved for passage on resolution #2706; seconded by Councilwoman Sanders.
Cont. Resolution #2706.
Councilman Miklik states, Whereas, the Federal Transportation Administrator has delegated authority to award financial assistance for transportation projects, and Whereas, the grant or cooperative agreement for Federal financial assistance will impose certain obligations upon the applicant, and Whereas the applicant will provided annual certifications, and assurances to the Federal Transit Administration, Now, Therefore, Be It Resolved By the Common Council of the City of Kokomo, Indiana; that the Mayor of the City of Kokomo, Indiana is authorized to execute and file an application for Federal assistance on behalf of the City of Kokomo; The Mayor of the City of Kokomo, Indiana is authorized to execute and file with its application the annual certifications and assurances and other documents to the Federal Transportation Administration; and that the Mayor of the City of Kokomo, Indiana authorized to execute grant or cooperative agreements with the Federal Transportation Administration on behalf of the City of Kokomo; and the executive Director of the Kokomo/Howard County Governmental Coordinating Council is authorized to furnish such additional information as the United States Department of Transportation may require in connection with the application for the program of projects and budgets. I move that we adopt Resolution #2706.
Vote for passage follows:
Aye: All
Nay: None
The vote was 8 to 0 for passage.

President Hayes states, this marks the end of this Council Meeting; and our next Council Meeting will be October 16th 2017 with an Informational Meeting at 5:30 P.M. in the Louks Room. Council Meeting at 6:00 P.M. in the Council Chambers.
Adjourned at 6:45 P.M.

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PRESIDENT

ATTEST:

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CITY CLERK