AGENDA
KOKOMO COMMON COUNCIL
PUBLIC INFORMATION MEETING AT 5:30 P.M. IN THE LOUKS CONFERENCE ROOM LOCATED ON HE FIRST FLOOR. COUNCIL MEETING AT 6:00 P.M. IN THE COUNCIL CHAMBERS. JANUARY 13TH, 2020
COUNCIL CHAMBERS CITY HALL 100 SOUTH UNION STREET

CALL TO ORDER:

INVOCATION:

PLEDGE:

ROLL CALL:

APPROVAL OF MINUTES: PUBLIC HEARING & COUNCIL MEETING

MINUTES 12-09-2019 & RE-ORGANIZATIONAL

COUNCIL MEETING MINUTES 01-6-2020

COMMUNICATIONS:

COMMITTEE REPORTS:

COUNCIL APPOINTMENTS: Loan Administration Board of the Revolving Loan Fund:

Denise Lanning-Clark (1) year term

Howard County Recycling District Board:

Greg Jones (1) year term

Kokomo Traffic Commission:

Debbie Root (re appoint)

Mark Jansen (mayor appointment)

(1) Year term

Council Representative to the Policy Board of Kokomo-Howard County Governmental Coordinating Council:

Lynn Rudolph / Matt Grecu
City Hall Citizens Review Commission:
Cindy Sanders
Judy Sargent (2) year term

Kokomo Redevelopment Commission:
Paul Frank
Greg Jones
(1) Year term

Human Rights Commission:
Ray Collins
Susan Geiselman
(1) Year term

Greater Kokomo Economic Development Alliance:
Tony Stewart (4) year term

Board of Zoning Appeals:
John Meyers (1) year term

Economic Development Commission:
Matt Grecu (4) year term

ORDINANCE 6954 Vacated Alley: Introduction
District 2 Rudolph
The Common Council of the City of Kokomo, Indiana met Monday December 9th, 2019, 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 Doug Benham from Brookside Methodist Church.

Pledge:

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

Absent: Cameron

The minutes of the Public Hearing & Council Meeting November 25th, 2019 were declared approved as presented.

COMMUNICATIONS: President Hayes states, I need to acknowledge that each of the Council Members have received the Encumbrance Master List for the year 2019 from the Controller’s Office.

Resolution 2739 was scheduled for a Public Hearing tonight. We will not be having the Public Hearing; because we will have that placed on the next Council’s Agenda.
Cont. Communications.
President Hayes states, being the on-coming Council has not taken their seats yet we went ahead, and established these Council Meeting Dates on their behalf. How-ever it is their choice if they see so to change these dates, and times.

Pastor William Gary from Wyman Chapel African Methodist Episcopal Church; states, I wanted to come along with some of the other members of Wyman Chapel to pay our respects to Sister Janie Young who is a member of our congregation. She has been in the community for 50 years. She has served in Public Service, Elected Service for over three decades. I have been told this is her last official meeting. We the members wanted to tell her how much we love, and appreciate what she has done in the community. She has the type of personally, and energy that displays a Church without walls. I want to thank you for this opportunity to present her with flowers. In public service you have (3) persons who are from the Church that should be noted; so I also want to take an opportunity to notice President Hayes, and Councilwoman Dara Johnson for what you have done in the community.

Terry Roach 900 East Lorderman Street Kokomo, Ind. states, I thank God for all of you; because you got things accomplished. Baseball Stadium, Riverfront Apartments, Walk, and Bike Paths, Walk Bridge over 931, New Nursing Home, New Apartment Complex for over 55, Excistive Living, Apartment Complexes all over town, Solar Panel Feld, Dog Parks, New Humane Society, Parking Garage, New YMCA, Gas & Convenience Stores, Bike Rental Place, Martin Luther King, Jackson Street Commons. My prayers are all good for Kokomo. My roots are here in Kokomo. I appreciate, and love you all.
Cont. Communications.
You should be proud that you got all of these things done, and more. Don’t never look down; always look-up, and be proud. This Council got stuff done. We keep moving forward until are walk is done. I think God for all of you; and this City. I appreciate all of you.

There were no committee reports given at this regular meeting.

**RESOLUTION 2736:** Transfer of Funds within the General Fund, MVH Fund, Park & Recreation Fund, Cemetery Fund, Redevelopment Commission-Non-TIF

Resorlution 2736 was read by the Clerk by title only. Councilman Kennedy moved for passage on resolution #2736; seconded by Councilman Wyant.

Councilman Kennedy states, this is our usual year-end resolution of transferring funds. This is not new money. This money was budgeted in 2019. This is line-item to line-item changes. The Controller mentioned earlier were paying every bill that is outstanding. There are several pages of transfers within the Departments; and some are small amounts, and some are larger amounts. If anyone has any particular questions about any of these the Controller is in the audience. I move for this Council to except this resolution; and ask you to vote for it.

Vote for passage follows:
Aye: All
Nay: None
The vote was 8 to 0 for passage.
RESOLUTION 2740:

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA (HEREAFTER REFERRED TO AS “APPLICANT”) AUTHORIZING THE SUBMITTAL OF THE LEAD HAZARD REDUCTION DEMOSTRATION GRANT (“LEAD”) APPLICATION TO THE INDIANA HOUSING AND COMMUNITY DEVELOPMENT AUTHORITY (“IHCDA”)

Resolution 2740 was read by the Clerk by title only. Councilman Miklik moved for passage on resolution #2740; seconded by Councilwoman Sanders.

Councilman Miklik states, this lead hazard reduction grant is the Indiana Housing, and Community Development Authority offers a Lead Hazard Reduction Grant for local governments. The purpose is to promote lead-safe and healthy homes. Whereas, the City of Kokomo wishes to participate in this Lead Hazard Reduction Program. Therefore, let it be resolved by the Common Council of the City of Kokomo, that the Mayor is authorized to apply for and receive the grant in the amount not to exceed ($94,245.00); and that the Mayor is authorized to execute, and administer any grant award with the following individuals, and any other staff appropriately designated by Mayor: (a) Jennifer Jordan, Director of Development, (b) Joseph Hurlocker, Development Specialist to help administer the grant. Hereby is authorized, empowered and directed to execute, acknowledge and deliver in the Applicant’s name, and appropriate consummate application to the Housing Authority for a grant for the Hazard Reduction Demonstration Grant. I move we adopt resolution #2740.
Cont. Resolution #2740.
President Hayes states, this is an important resolution. Everybody
knows what lead has been doing to some communities. This is going
to help. Let us know where it’s at; and what we can do to help in
individual homes. This is a big deal. This is another good thing this
Council is going to vote on.

Vote for passage follows:
Aye: All
Nay: None
The vote was 8 to 0 for passage.

President Hayes states, I said I was going to reserve some time if
Council Members would like to speak.

Councilman Miklik states, I have a good friend who just had open-
heart surgery. He is home, and re-covering. Pastor Mike Carson who
has been my friend for 30 years. I just wanted everybody to know
that he is doing well. I want to thank Councilman Cameron,
Councilman Wyant, who has given more to this community then I
could ever give, Councilwoman Janie, she was been a blessing to
me. Her advice, in Council has always been good. Councilman
Haworth, goes without saying. Councilman Kennedy, and I have
worked together for 40 years at Delphi; President Hayes too.
Brenda, I am delighted; I even shovel her snow, Councilwoman
Dara, I know her mom, and dad, Councilwoman Sanders, this has
been a positive experience for me. The democrats out-numbered me.
I respect that. They have been very kind, and charitable, and have
helped me all the way. Thank you very much for letting me be part
of the Council, and working together; that’s a big deal.
Council Meeting Minutes  
December 9th, 2019 Page-6

Cont.
Councilwoman Sanders states, I think about the respect, and the professionalism that we always shared one-another. We talked about things, and be able to have conversations. It’s the Partnerships, it’s the ideals. I am thankful because I see Kokomo as having grown, and done well. We have had a lot of health issues on this Council; but we had such support of each other. I want to thank all the Pastor’s that have been coming over the years. It’s been so important. I don’t want to lose touch with anybody. I am thank-full for Tom that he is still here. I am looking forward to moving the City forward.

Councilwoman Johnson states, I just to take the opportunity to thank each, and every-one of you. You are truly kind, and heartwarming as I came on the Council in June. I couldn’t have asked for a better set of people to tell me hello, and tell me whatever you need I’m here. I want to thank the Kokomo Community; because no matter what everyone was always smiling; everyone was always there, and everyone was willing to just be Kokomo. For that I am so thankful to just be a member of a community that I know is always present, it’ always here. We want to grow; and develop. We want more for our community. I am just thankful; and I’m happy to continue to be a part of this community. I will continue to be a part of this community; and it doesn’t stop here. This will not be the end.

Council Attorney Corbin King states, this is actually a family. I was talking to Greg Sheline earlier I would sub for my partner, Bill O’ Mahoney on the Council.; Gaylord was on there, and Mike’s father was on his last term. Dan Haworth. All of the bonds that you build it filters down to Donnie, Mike. I knew Brenda’s mom at the Recorder’s Office. I got married in 1992, and she cut out my clipping in the newspaper. I still carry it in my wallet. Brenda, and I have been together for a long time.
Cont.
We started together. That is what I want people to know you are family. Mike brings me tomatoes, and cumbers, and gives them to my staff. I have known Mike Kennedy’s mom, and dad, and his wife. Donnie’s whole family. I get donuts. It’s just about what not necessarily what we do for the community which is very important; but we have invested interest in each other as people. Councilman Cameron had all sorts of family sickness. I am so grateful, and thankful for all of you. Mainly for the friendship that I have received all these years. Tom is in the huddle together; Cindy’s kindness she makes you feel comfortable. I am thankful for all of you.

Councilman Kennedy states, I have been honored to serve on this Council. I learned quite a bit from my father when he was on 20 years. I have had 16 wonderful years. I appreciate everybody that is on this Council. We have had some names change over the years but everyone is always tried to do the best job they could do. I want to also acknowledge the people who have comes to our meetings. We don’t get a lot of people show up but those who come we always respect the ideas; we may not have always agreed with what they had to say; but we tried to do the best for the community. I want to thank the media, always have been fair to me. Mike, camera man I appreciate you being here every meeting. I won’t forget all the people here. I think about you all the time. I am going to miss being here. Thank you everybody; I appreciate it.

Councilman Haworth states, first I want to thank God for allowing me to serve as a Councilman. I want to say thank you to the citizens of Kokomo for this opportunity. I did my best. I am proud of the many improvements that we made in my district. Many of the constituents in the Fourth District have made a significant improvement in the last 9 years. I am also proud of the up-grades we made at the Markland Mall.
Cont.
I love the people of Kokomo; and plan on doing anything I can do to help move Kokomo forward. God Bless all of you; and I love all my colleagues on the Council. I want to thank Mike Kennedy mentoring me when I first got on here. Thank you from the bottom of my heart. I want to wish everybody a Merry Christmas & Happy New Year.

Councilwoman Young states, it has been an honor serving with all of my fellow Council Members. We have a vested interest together, and I just enjoyed working with you. We respect each other feelings. I want to thank my family. They are here tonight. They were with me from the very beginning, and there here tonight. My friends, and Church Members which we have two members here who have the same Church Members that I have. I am just thankful that you are here with us tonight. I have enjoyed serving Kokomo; and love Kokomo. I love all of you. The media has been so great with us; being here for all of the Council Members. It is wonderful to see people here. I am sure when the other Council comes in they are going to want to see Kokomo people here. They are going to want your ideas; and subjections. I am so honored; and I love all of you. Controller, Deputy Mayor thank you so much; Sheline working with you on the Plan Commission has been an experience, and wonderful experience.

Councilman Wyant states, I just want to thank the community. I have been setting here 17 years. I seen us thru the bad times, and good times. In 2008 we didn’t know where we were going to get the money to pay the people; but it turned around on us. I am proud of everybody here; because they stepped up; even though we disagreed at times were still friends. I tell the people coming in here to take our places; keep the City moving forward. We do not want to go backwards. I just ask them to do that. All you people here; I love you to death.
Cont.
I am just honored setting here; because the last 17 years I have seen a lot of changes. If people don’t think a lot of things has happened in the last 12 years, open your eyes. Look around. This Council, and this Mayor has done so much with this City. I was just a little part of it with all my fellow Councilman and Women. I am honored to sit here with all of you. Tell the Mayor that if he comes past North Street to call me; because I am the Mayor for the North Street on. I have been blessed. David, Greg Sheline, City Controller Randy they have helped us so much. Greg, and I set on the Council together; and Miklik you keep them straight, ok? Thank you so much. I want to thank the public for letting me serve here for 17 years. When one door shuts, another one opens. God Bless Kokomo; and the Citizens of Kokomo.

President Hayes states, I have been on the Council 19 years. It has been a pleasure every last minute of it; even though there have been times where I could literally feel the gray hair sprouse out of my head. I would be remised if I didn’t start out thinking my wife Rita, and she showed up with me tonight. She told me not to point her out because she did not want to get embarrassed; but that’s her over there. She got to hear all my fussing; and complaining, happy things, and good things that this Council has done. You folks some of the best people I will probably ever know in my life. Each one of you have been supportive. You said your peace to me when you disagreed; as Mike said we learnt to disagree, and move forward. We didn’t stop.

Tom, I appreciate your questions, thank you for that. Councilwoman Sanders, we have had cross section of Ministers here. They all seem to know this lady. That can only be a contribute to God’s Blessing, and Spirit that you have brought.
Cont.
Thank you. Dara, I know I was one of the knuckle heads that talked you into this. I apologize. Your quick study, and ladies, and gentlemen take a picture. You have not seen the last of her. She is really going to move up, and move on. We all can say we have a part of that. Brenda you have been my wife, sister, my confidant, my person I can lean on the Council. She’s the wife of the Council. She’s my sister also. She has always been there for me. What I liked about Brenda she served under Democrats, and Republicans as a like; and she did her job faithfully. These Council Meetings wouldn’t go as well as they did without the work she does behind the scene; and all the people she’s married, and all the good things. You are just a great person. I love ya, and thank you for your service.

Corbin has done just about everything but kick me under the counter, and telling me to shut-up. When-ever I asked him for advice, he has given me legal advice, not democrat legal advice, not republican legal advice. He gave me legal advice. He told me long time ago I am here to keep you from getting into trouble; and the rest of the Council. He has done that. I tribute so much so many calls he is the only Attorney I know that will call you back in 10 minutes. He has always called me back on a timely basis, and give me good advice, Thank you.

Councilman Mike Kennedy took over this Council when I was laid up for a few weeks. I will never forget; I think I came back a little Bit to early; and he jumped on me. Mike has always been there to fill in when I can’t make it; a lot of people don’t remember this guy was the first, and one of the best Presidents of this City Council this Council’s ever had; was Mike Kennedy. It’s easy to see why he was that way because all you have to do is look back to his dad; because he comes from good stock.
Cont.
Councilman Haworth you are there. You are like a rock you are like a foundation. What-ever you need Pres, what’s going on Pres. I appreciate all your support, and locality to this Council.

Councilwoman Young you have been a rock. I have never saw this woman really mad, and I have tried to get her mad. I went out of my way to get her mad. She would just say ok, Bob. Janie, I love you and thank you for all your support that you have given me.

What can I say about Councilman Wyant? He has always had a laugh, smile hearty hand-shake, and supporting me in many ways in what I have done. Guys we will never find a replacement for this man, and what he does for We Care Park. He’s it. I still love you in-spite of that out-fit you got on. Thank you.

To the Administration Deputy Mayor, Randy, and Greg, and we went to High School together we have known each other for years. Thank you for your support. Randy, thank you for your budgets. Job well done! They were tight; and that was due to your leader-ship. Please tell Thu from this Council that we appreciate the hard work that she had brought on. Mayor Goodnight, I don’t think the Mayor, and I had to many cross words. I usually talked to David; but when I did talk to him we agreed to disagree, and most of the time we agreed; Because this Council knew, and saw a good thing when they saw it being done. I think some people think there is this back room with cigar smoke, and guys setting around a table, and plotting the history or direction of Kokomo. That is just not the way it is. It’s a free flow of information; and sometimes that information isn’t what you want to hear isn’t what the Administration wants to hear; but in the end we were always moving forward. That is what I hope for the City of Kokomo.
Council Meeting Minutes
December 9th, 2019 Page-12

One of the lady that has been here I see her at every Council Meeting, and that is Shirley Debold. I got to meet her during the smoking ordinance. Howard County is Blessed to have this woman in our community. The life’s you save we will never know; so thank you. She has been a great friend. Thank you for all your help.

Brenda Ott, Kokomo City Clerk states, first of all, this is out of my comfort zone standing before you tonight. Not only is it my last Council Meeting for 28 years it is my last Council Meeting with all of you. President Hayes, Councilman Kennedy, and Councilman Wyant we have been working together the longest 16-19 years. You have seen my daughters grow up and have a family of their own. We are all like family. It has been and honor and privilege working with each and every-one of you. Over the years I have worked with many Council Members, and have made many friendships. Over-time you base a relationship with each other, and care about that person. I feel I have that with all of you. I want to thank President Hayes, and all the Council Members & Council Attorney for being understanding and patience with me when I was sick. Believe me I wanted to come-back. I missed all of you, and missed my job. The welcome back that you gave me was overwhelming. That just shows we care about each other.

When life threw us curve-balls, we all came together, and we always had each other backs; and done what we needed to do to get the job done. I am proud to of set with all of you on what you have achieved for the City of Kokomo. We have a beautiful City. I also want to thank Council Attorney Corbin King. He has been my wingman for many years. I have called on him many of times over the years; for his help and he has always been there for me. He is a true friend.

This Chapter ends for me tonight; but somewhere out there another begins. Things change, and time moves on, but memories last forever. Thank you all so much!
President Hayes states, this marks the end of this Council Meeting for the year 2019. Our next Council Meeting will be a Re-Organizational Meeting on January 6th, 2020 at 5:00 P.M. in the Council Chambers. Our next Council Meeting will be January 13th, 2020 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 6:35 P.M.

ATTEST: 

__________________________
PRESIDENT

__________________________
CITY CLERK
Re-Organizational Meeting
Council Meeting Minutes
January 6th 2020

The Common Council of the City of Kokomo, Indiana met Monday January 6th 2020 at 5:00p.m. in the Council Chambers of the City Building.

The meeting was called to order by the Honorable Mayor Tyler Moore.

Roll: by Mayor Tyler Moore

Present: Acord, Collins, Jones, Stewart, Rudolph, McKibben, Sanders, Miklik

The Honorable Mayor Tyler Moore called for nominations to be opened for president of the Common Council.

Councilwoman McKibben nominated Councilman Rudolph; seconded by Councilman Stewart.

We will close the nominations.

Councilman Rudolph was elected President. The vote was unanimous by the Council.

Mayor Tyler Moore turned the meeting over to Presiding officer.

1. President Rudolph called for the nominations to be opened for the office of Vice President.

Open: Councilman Stewart nominated Councilman Grecu; seconded by Councilwoman McKibben

Nominations were closed

Vote; All in favor, aye – the vote was unanimous by the Council.
2. President Rudolph called for nominations to serve as Council Representative to the Plan Commission.

Open: Councilman Acord nominate Councilwoman Sanders, seconded by Councilwoman McKibben
Vote; All in favor, aye - the vote was unanimous by the Council. Councilwoman Sanders was elected by acclamation to serve on the Plan Commission.

3. Rudolph called for nominations to serve as Council Representative to the Traffic Commission.
Open; Councilman Jones nominated Councilman Acord, seconded by Councilwomen McKibben
Close: Councilwoman Sanders makes a motion for nominations closed, seconded by Councilman Jones.
Vote; All in favor, aye – no the vote was unanimous by the Council. Councilman Acord was elected by acclamation to serve on the Traffic Commission.

Re-Organizational Council Meeting Minutes

January 6th, 2020

Presiding Officer Rudolph stated, there being no further business, the meeting was adjourned.
Adjourned at 5:09pm

Attest: __________________________

PRESIDING OFFICER
BEFORE THE COMMON COUNCIL OF THE CITY OF KOKOMO
ORDINANCE NO.6954

NOTICE OF HEARING ON PETITION FOR VACATION OF AN ALLEY

Please take notice that pursuant to I.C. 36-7-3-12, the City of Kokomo, has filed with the Common Council of the City of Kokomo, a petition for the vacation of an alley described as follows:

Street Address or Common Description:
Between Jackson St. and Jefferson St on the East side of North Washington St.

Legal description:
A part of MILLS & RICHMOND’S RAILROAD ADDITION to the City of Kokomo, Center Township, Howard County, Indiana, as shown recorded in Recorder’s Plat Book 1, page 4; to wit:

Beginning at the northwest corner of Lot 12 in said MILLS & RICHMOND’S RAILROAD ADDITION; thence East 40 feet on and along the north property line of said Lot 12, to the northeast corner of said Lot 12; thence North 16 feet to the Southeast corner of Lot 19 in said Addition; thence West 40 feet along the South line of said Lot 19 to the Southwest corner thereof; thence South 16 feet along the East line of Washington Street Right of way to the point of beginning, containing 640 Square feet or 0.01 acres, more or less.

The Common Council of the City of Kokomo has set a hearing on this petition for the 10th day of February 2020, at 6:00 pm in the Ralph Neal Council Chambers, City Hall, 100 South Union Street, Kokomo, Indiana. At this time, the Council will hear any person who is interested or affected by this proposed petition or anyone submitting a remonstrance against said petition.

COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA
Lynn M. Rudolph, President
Diane Howard, Clerk
BEFORE THE COMMON COUNCIL OF THE CITY OF KOKOMO
ORDINANCE NO.6954

PETITION FOR VACATION

The City of Kokomo petitions the Common Council of the City of Kokomo for the vacation of a right-of-
way and in support of the Petition shows the Council as follows:

1. Petitioner proposes to vacate:

A part of MILLS & RICHMOND'S RAILROAD ADDITION to the City of Kokomo, Center Township, Howard
County, Indiana, as shown recorded in Recorder’s Plat Book 1, page 4; to wit:

Beginning at the northwest corner of Lot 12 in said MILLS & RICHMOND'S RAILROAD ADDITION; thence
East 40 feet on and along the north property line of said Lot 12, to the northeast corner of said Lot 12; thence North
16 feet to the Southeast corner of Lot 19 in said Addition; thence West 40 feet along the South line of said Lot 19 to
the Southwest corner thereof; thence South 16 feet along the East line of Washington Alley Right of way to the
point of beginning, containing 640 Square feet or 0.01 acres, more or less.

2. The right-of-way when vacated will be attached to the petitioner’s real estate.

3. The real estate abutting or near the said public way is owned by the City of Kokomo.

4. The utility companies that may be affected include the following:

   NIPSCO; 2000 Home Avenue, Kokomo, IN 46901
   Indiana American Water Company, Inc.; 1700 East Superior Alley; P.O. Box 740; Kokomo IN 46903
   Comcast; 1002 East Center Road; Kokomo, IN 46902
   Duke Energy Corp.; 1619 W Deffenbaugh St.; Kokomo IN 46902
   AT&T Indiana; Right-Of-Way Dept.; 302 W Washington Alley, Floor 1; Lebanon, IN 46052

5. Vacating the above right-of-way is appropriate for the following reasons:

   A. Petitioner owns an interest in real estate adjoining the right-of-way to be vacated.
   B. Vacating the right-of-way will not hinder or interfere with the public's access to any of the adjoining real
      estate.
   C. The proposed vacation of the right-of-way will not hinder the growth or development of the
      neighborhood, but will allow the petitioner to redevelop and grow within the neighborhood.
   D. Vacating the right-of-way will facilitate the development of all of the real estate in the affected block.

Wherefore Petitioner requests:

1. A hearing on this petition be set within thirty (30) days after it is received by the Council.
2. The Clerk of the Council to publish notice of the hearing on this petition as required by I.C. 36-7-3-12
   (c) in the manner prescribed in I.C. 5-3-1 in the form and content as attached as Exhibit A hereto.
3. After such notice and hearing, the Council approves the proposed ordinance attached to this petition
   vesting the entire vacated right-of-way to the adjoining property owner as set forth above.

Dated this 27th day of JANUARY, 2020.
City of Kokomo, By: Starnes, Cameron G., Corporation Counsel
BEFORE THE COMMON COUNCIL OF THE CITY OF KOKOMO
ORDINANCE NO.6954

AN ORDINANCE VACATING AN ALLEY
LOCATED IN THE CITY OF KOKOMO, INDIANA

WHEREAS, the City of Kokomo has petitioned this body to vacate a portion of a certain Alley in the City of Kokomo, more particularly described hereafter, and
WHEREAS, this Council conducted a public hearing on the 10th day of February, 2020, at 6:00 p.m., pursuant to the provisions of I.C. 36-7-3-12(c) following presentation of proof of publication pursuant to I.C. 5-3-1; and
WHEREAS, notice of the proposed vacation was served on all necessary parties; and
WHEREAS, the vacation of the Alley would not limit access to any real estate or hinder the growth or development of the neighborhood in which it is located; and
WHEREAS, there are no public utilities maintained in the Alley, or if any be in said Alley then per statute an easement is maintained over said utility line; and
WHEREAS, the Common Council of the City of Kokomo deems it appropriate and necessary to vacate said Alley as it no longer serves any public purpose.
NOW, THEREFORE, be it ordained by the Common Council of the City of Kokomo, Indiana, that:

SECTION I
It is hereby found that the portion of Alley hereafter described should be vacated. Said Alley is not currently used for access to any real estate and will not hinder the public's access to a church, school, or other public building or place, or make access to any real estate by the public difficult or inconvenient. It is determined that such proposed vacation of the Alley complies with the purposes and provisions of I.C. 36-7-3-12 through I.C. 36-7-3-16.

SECTION II
It is hereby found that proper notice was given in accordance with I.C. 36-7-3-12© and I.C. 5-3-1.

SECTION III
It is hereby found that the following described Alley located in the City of Kokomo, Indiana, should be, and it is hereby vacated:

A part of MILLS & RICHMOND'S RAILROAD ADDITION to the City of Kokomo, Center Township, Howard County, Indiana, as shown recorded in Recorder’s Plat Book 1, page 4; to wit:

Beginning at the northwest corner of Lot 12 in said MILLS & RICHMOND'S RAILROAD ADDITION; thence East 40 feet on and along the north property line of said Lot 12, to the northeast corner of said Lot 12; thence North 16 feet to the Southeast corner of Lot 19 in said Addition; thence West 40 feet along the South line of said Lot 19 to the Southwest corner thereof; thence South 16 feet along the East line of Washington Alley Right of way to the point of beginning, containing 640 Square feet or 0.01 acres, more or less.

The vacated Alley as described above shall become a part of the adjoining real estate and attached 1/2 to the adjoining real estate on the north and 1/2 to the real estate on the south.
SECTION IV
The City Clerk of the City of Kokomo, Indiana is instructed to furnish a copy of this vacation Ordinance to the Howard County Recorder for recording and to the Howard County Auditor.

SECTION V
This Ordinance shall be in full force and effect from and after its passage by this Council and its approval and signing by the Mayor of the City of Kokomo.


COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA

By __________________________________________________
LYNN M. RUDOLPH, PRESIDENT

ATTEST:

_______________________
CLERK : DIANE HOWARD

Presented by the Clerk of the Common Council of the City of Kokomo to the Mayor of the City of Kokomo, Indiana on this 10th day of February, 2020, at Kokomo, Indiana, for approval by his signature below.

By_______________________________

TYLER O. MOORE

Mayor of the City of Kokomo, Indiana

ATTEST:

_______________________
CLERK: DIANE HOWARD

This instrument was prepared by Cameron G. Starnes, Corporation Counsel
I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law: Cameron G. Starnes
EXHIBIT A
Ordinance 6954

Proposed to vacate a 16 foot by 40 foot alley in the 500 block of North Washington Street

Legend
RIGHTS-OF-WAY
Type
PROPOSED TO BE VACATED

Common Council Districts
District    Member Name
2, LYNN M (RUDY) RUDOLPH
Councilman-At-Large, KARA KIITTS-MCKIBBEN
Councilman-At-Large, MATT GRECU
Councilman-At-Large, TONY STEWART

Prepared by City of Kokomo Engineering Dept.  Date: 1/6/2020

1 inch = 50 feet
Proposed to vacate a 16 foot by 40 foot alley in the 500 block of North Washington Street.

EXHIBIT A
Ordinance 6954
Prepared by City of Kokomo Engineering Dept.
Date: 1/3/2020