PUBLIC HEARING AGENDA
AUGUST 24TH, 2020 6:00 pm.

CALL TO ORDER:

ROLL CALL:

ORDINANCE #6968: An Ordinance vacating Right of Way
AGENDA/addendum
KOKOMO COMMON COUNCIL
CITY OF KOKOMO, INDIANA
Public Hearing 6:00pm.
PUBLIC INFORMATIONAL MEETING AT 5:30 P.M.
COUNCIL MEETING IMMEDIATELY FOLLOWING. AUGUST 24TH, 2020
COUNCIL CHAMBERS CITY HALL 100 S. UNION ST

CALL TO ORDER:
INVOCATION:
PLEDGE:
ROLL CALL:
APPROVAL OF MINUTES:
COMMUNICATIONS:

COMMITTEE REPORTS:

ORDINANCE #6967:
Ordinance Establishing a Violations Bureau for the City of Kokomo, IN
MCKIBBEN

ORDINANCE #6968: An Ordinance vacating Right-of Way
ACORD
introduction

ORDINANCE #6963:
Miklik
Ordinance fixing the Budgets for various Departments, Boards, and Commissions of the City of Kokomo, IN
First Reading

RESOLUTION #2750
Collins
Transfer funds within the General fund
1
The meeting was called to order by President Rudolph.

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

Councilwoman Sanders introduced Pastor Barbara Tranbarger, Stars of Light Church.

Pledge:

Present: Rudolph, Grecu, Collins, Acord, R. Stewart, T. Stewart, McKibben, Sanders, Miklik

Absent: None

The minutes of the Council Meeting July 27th, 2020 were declared approved as presented.

Communications: President Rudolph calls for any communication from the public: there were none.

President Rudolph calls for any communications from the Council: there were none.

There were no Committee Reports given at this meeting.

Ordinance #6967: An Ordinance establishing an Ordinance Violations Bureau for the City of Kokomo, Indiana.

Ordinance #6967 was read by the Clerk by title only.

Councilwoman McKibben moved for passage on Ordinance #6967 on first reading; Councilwoman McKibben states, Ordinance # 6967 is an ordinance establishing an Ordinance Violations Bureau for the City of Kokomo.

Councilwoman McKibben stated the City of Kokomo has reviewed its policy as it relates to Ordinance Violations, the enforcement of the city ordinances, and the collection of any fines associated with a violation. The city has found that a centralized system for enforcement of certain city ordinances and the collections of fines levied by the City for any violations would be in the best interest of the City of Kokomo and its citizens.

Councilwoman McKibben also highlighted the sections of Ordinance #6967,

Section I; Establishment, location and personnel

Section II; Bureau Authority, The Bureau shall have the authority to accept admissions of responsibility for municipal civil infractions for which a municipal ordinance violation citation has been issued and served, and to collect and retain the civil fine/costs for such violations specified pursuant to this or any other applicable ordinance.

Section III; Notice of Requirements, all municipal ordinance violation citations shall be issued and served by authorized city officials as provided by the current ordinance.

Section IV; Admission of a Violation. When notice of a violation has been given, the person must contact the Bureau within 20 days of receiving the citation to either admit or deny the alleged violation.
Section V; Denial of Violation, a person shall be deemed to have the violation if that person notifies the Bureau of a denial, if there is a failure to pay the fine, or if there is no response to the violation. If there is a denial of the violation, the Bureau shall forward the alleged violation to the City Attorney for review.

Section VI; Records and Accounting. The Bureau shall retain a copy of all municipal ordinance violation citations and shall account to the City Council at such intervals as the City Council may require.

Section VII; Availability of other Enforcement Options. The remedies set forth herein are not exclusive to the City. Nothing in this ordinance shall be deemed to preclude the City from initiating any other legal action.

Councilwoman McKibben moved to adopt Ordinance #6967 on first reading seconded by Councilman T. Stewart.

Vote for passage on first reading as follows:

Aye: All
Nay: None

The vote was 9-0 for passage

Resolution # 2749 A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA, ACKNOWLEDGING THE LIFE AND CONTRIBUTIONS OF REPRESENTATIVE JOHN LEWIS.

Resolution #2749 was read by the Clerk by title only.

Councilman Collins introduced past Councilman Robert Hayes and President of the I.B.E.

Mr. Hayes stated that 12 other I.B.E. Chapters across the State of Indiana have adopted similar Resolutions. We are saddened by the death of Mr. John Lewis during the 50th year of the Black Expo. Mr. Hayes continued with the reading of Resolution #2749.

Councilman Collins closed the Resolution, now therefore, be it resolved by the Common Council of the City of Kokomo, Indiana as follows: Common Council of the City of Kokomo, Indiana hereby acknowledges; The contributions of the Honorable Representative John Lewis in the Civil Rights Movement to end legalized racial segregation; the life of John Lewis, embodying the spirit of love and dignity through his unceasing advocacy for reconciliation, justice, and equality for all humanity.

Councilman Collins moved for passage of Resolution #2749 seconded by Councilman Grecu.

Vote for passage follows:

Aye: All
Nay: None

The vote was 9-0 for passage

President Rudolph states, this marks the end of this Council Meeting our next Council Meeting will be August 24th, 2020.

Adjourned at 6:18 p.m.
Presiding Officer

_____________________

Attest:

_____________________

City Clerk
Resolution #2750

WHEREAS, it has been determined that it is now necessary to transfer funds.

SECTION I

Be it resolved by the Common Council of the City of Kokomo, County of Howard, Indiana, that the following balance be and hereby transferred for the purposes herein specified, subject to the laws governing the same.

<table>
<thead>
<tr>
<th>TRANSFERRED FROM:</th>
<th>TRANSFERRED TO:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>GENERAL FUND</td>
<td>GENERAL FUND</td>
<td></td>
</tr>
<tr>
<td>Police-Motor Equipment</td>
<td>Police-Equipment Rental</td>
<td>$41,090</td>
</tr>
<tr>
<td>1010-2100-421-400-4042</td>
<td>1010-2100-421-400-3072</td>
<td></td>
</tr>
<tr>
<td>BOW-Engineering</td>
<td>Attorney-Legal fees</td>
<td>100,000</td>
</tr>
<tr>
<td>1010-2100-421-400-4042</td>
<td>1010-2100-421-400-3072</td>
<td></td>
</tr>
</tbody>
</table>

SECTION II

Be it further resolved that any sum remaining unused out of this Resolution shall remain in the fund from which the transfer was made to.

SECTION III

This Resolution shall remain in full force and effect from and after its passage, signature by the Mayor, and publication as provided by law.
Resolution #2750

SECTION IV

PASSED by the Common Council of the City of Kokomo, Indiana, this _____ day of August, 2020
COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA

By:_________________ 
Presiding Officer

________________________
ATTEST:

________________________
CITY CLERK

PRESENTED by me to the Mayor of the City of Kokomo, Indiana, this __ day of August, 2020

________________________
CITY CLERK

APPROVED by me as Mayor of the City of Kokomo, Indiana, this ____ day of August, 2020

________________________
TYLER MOORE, MAYOR
CITY OF KOKOMO, INDIANA

ATTEST:

________________________
CITY CLERK
ORDINANCE #6963

AN ORDINANCE FIXING THE BUDGETS FOR VARIOUS DEPARTMENTS, BOARDS, AND COMMISSIONS OF THE CITY OF KOKOMO, INDIANA. BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA, AS FOLLOWS:

SECTION I
THAT THE BUDGETS OF THE VARIOUS DEPARTMENTS, BOARDS, AND COMMISSIONS OF THE CITY OF KOKOMO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2021, AND ENDING DECEMBER 31, 2021 ARE AS FOLLOWS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>COMMON COUNCIL</td>
<td>$327,830</td>
</tr>
<tr>
<td>CITY CLERK</td>
<td>84,791</td>
</tr>
<tr>
<td>MAYOR</td>
<td>279,917</td>
</tr>
<tr>
<td>CONTROLLER</td>
<td>506,141</td>
</tr>
<tr>
<td>ATTORNEY</td>
<td>392,443</td>
</tr>
<tr>
<td>HUMAN RESOURCES</td>
<td>298,596</td>
</tr>
<tr>
<td>INFORMATION SYSTEM</td>
<td>888,421</td>
</tr>
<tr>
<td>ENGINEERING</td>
<td>658,576</td>
</tr>
<tr>
<td>VEHICLE MAINTENANCE</td>
<td>1,519,913</td>
</tr>
<tr>
<td>TRANSPORTATION</td>
<td>1,834,926</td>
</tr>
<tr>
<td>BUILDING MAINTENANCE</td>
<td>667,295</td>
</tr>
<tr>
<td>CITY LINE TROLLEY</td>
<td>1,115,007</td>
</tr>
<tr>
<td>BOARD OF PUBLIC WORKS AND SAFETY</td>
<td>5,705,265</td>
</tr>
<tr>
<td>POLICE</td>
<td>13,308,096</td>
</tr>
<tr>
<td>FIRE</td>
<td>10,304,474</td>
</tr>
<tr>
<td>INSPECTION SERVICES</td>
<td>773,863</td>
</tr>
<tr>
<td>PUBLIC MAINTENANCE AND REFUSE</td>
<td>4,906,815</td>
</tr>
<tr>
<td>SENIOR CITIZEN'S CENTER</td>
<td>286,563</td>
</tr>
<tr>
<td>DEVELOPMENT</td>
<td>651,590</td>
</tr>
<tr>
<td>GENERAL FUND TOTAL:</td>
<td>$44,510,522</td>
</tr>
</tbody>
</table>

MOTOR VEHICLE HIGHWAY-STREET  $2,559,874
MOTOR VEHICLE HIGHWAY-TRAFFIC $1,426,185
MOTOR VEHICLE HIGHWAY-ENGINEERING $1,100,000
MOTOR VEHICLE HIGHWAY-RESTRICTED FOR Const,Recons, Preservation $500,000
PARKS: 3,815,530
PARKS-RECREATION: 753,168
PARKS-SWIMMING POOL: 814,406
PARKS-SPORTS STADIUM: 481,000
CROWN POINT CEMETERY: 663,102
AVIATION: 654,053
AVIATION-FIXED BASE OPERATIONS: 106,418
PLANNING COMMISSION: 580,312
FIRE PENSION: 4,138,790
POLICE PENSION: 663,102

OTHER PROPERTY TAX BACKED FUNDS TOTAL: $20,750,913

LOCAL ROAD & STREET: $800,000
UNSAFE BUILDING: 80,000
AVIATION FUEL ROTARY: 359,800
ECONOMIC DEVELOPMENT COMMISSION: 80,000
ECONOMIC DEVELOPMENT INCOME TAX: 4,078,000
TRANSIT CENTER: 51,828
CLINIC: 602,882
LOCAL LAW ENFORCEMENT CONTR. ED.: 45,000

NON PROPERTY TAX BACKED FUNDS TOTAL: $6,097,510

GRAND TOTAL ALL FUNDS: $71,358,945

SECTION II

THAT THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA WILL CONDUCT A PUBLIC HEARING ON SEPTEMBER 14, 2020 AT 6:00 P.M. IN THE COUNCIL CHAMBERS, CITY HALL TO HEAR ALL CITIZENS ON SAID BUDGET. FOLLOWING THE HEARING, THE AFOREMENTIONED COUNCIL WILL MEET AT CITY HALL COUNCIL CHAMBERS ON SEPTEMBER 28, 2020 AT 6:00 P.M. TO ADOPT THE BUDGET. TAXPAYERS APPEARING AT EITHER MEETING SHALL HAVE A RIGHT TO BE HEARD.
ORDINANCE #6963

SECTION III
THAT THIS ORDINANCE SHALL REMAIN IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, SIGNATURE BY THE MAYOR AND PUBLICATION AS PROVIDED BY LAW.

SECTION IV

PASSED BY THE COMMON COUNCIL OF THE CITY OF KOKOMO INDIANA,
THIS___________________, 2020

AYE ____________________________________________

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NAY ____________________________________________

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ATTEST:

__________________________
CITY CLERK
ORDINANCE #6963

PRESENTED BY ME TO THE MAYOR OF THE CITY OF KOKOMO THIS ___TH DAY OF SEPTEMBER, 2020 AT ___:___ AM.

______________________________
CITY CLERK

APPROVED BY ME THIS ___TH DAY OF SEPTEMBER, 2020 AT ___:___ AM.

______________________________
Tyler Moore, MAYOR
CITY OF KOKOMO, INDIANA

ATTEST:

______________________________
CITY CLERK
ORDINANCE #6967

ORDINANCE ESTABLISHING AN ORDINANCE VIOLATIONS BUREAU FOR THE CITY OF KOKOMO, INDIANA

WHEREAS, the City of Kokomo has reviewed its policy as it relates to Ordinance Violations, the enforcement of city ordinances, and the collection of any fines associated with a violation; and

WHEREAS, the City of Kokomo found that a centralized system for enforcement of certain city ordinances and the collections of fines levied by the City for any violations would be in the best interest of the City of Kokomo and its citizens; and

WHEREAS, the establishment of a violations bureau is the most efficient and cost effective to meet the goals inherent to good city government.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF KOKOMO, AS FOLLOWS:

SECTION I

ESTABLISHMENT, LOCATION AND PERSONNEL OF KOKOMO ORDINANCE VIOLATIONS BUREAU.

(A) Establishment. The Kokomo Ordinance Violations Bureau (hereafter “Bureau”) is hereby established pursuant to Indiana Code, for the purpose of accepting admissions of responsibility for ordinance violations designated as municipal civil infractions, and to collect and retain civil fines/costs for such violations as prescribed herein.

(B) Location. The Bureau shall be located at the City Hall/Office or such other location in the City as may be designated by the City Executive.

(C) Personnel. All personnel of the Bureau shall be City employees. The City Controller shall be designated as the administrator of the Bureau without additional compensation.

SECTION II

BUREAU AUTHORITY. The Bureau shall have authority to accept admissions of responsibility for municipal civil infractions for which a municipal ordinance violation citation has been issued and served, and to collect and retain the civil fine/costs for such violations specified pursuant to this or any other applicable ordinance. The Bureau shall not accept payment of fines/costs from any person who denies having committed the alleged violation. The Bureau shall not determine or attempt to determine the truth or falsity of any alleged ordinance violation. The role of the Bureau shall be limited to either accepting an admission and payment, or a denial of the violation to be forwarded to the City Attorney.
SECTION III

NOTICE REQUIREMENTS. All municipal ordinance violation citations shall be issued and served by authorized city officials as provided by current ordinance. A municipal ordinance violation citation shall include the following:

1. The alleged violation.
2. The time within which the person must contact the Bureau for purposes of admitting or denying responsibility for the violation.
3. The amount of the fine/costs for the violation.
4. The methods by which the violation may be admitted or denied.
5. The consequences of failing to pay the required fines/costs or contact the Bureau within the required time.
6. That if any court proceedings are necessary, court costs will be included in the total amount requested to be paid.
7. The address and telephone number of the Bureau.
8. The days and hours that the Bureau is open.
9. A late fee will be assessed if the fine is not paid within 30 days of violation and no formal denial is received by the Bureau during this 30 day time period.

SECTION IV

ADMISSION OF VIOLATION. When notice of a violation has been given, the person must contact the Bureau within twenty (20) days of receiving the citation to either admit or deny the alleged violation. If there is admission to the violation, then payment shall be made to the Bureau at the time of admission.

SECTION V

DENIAL OF VIOLATION. A person shall be deemed to have denied the violation if that person notifies the Bureau of a denial, if there is a failure to pay the fine, or if there no response to the violation. If there is a denial of the violation, the Bureau shall forward the alleged violation to the City Attorney for review. If the City Attorney deems it appropriate to pursue the matter, it shall be filed in a court having jurisdiction to hear such cases.

SECTION VI

RECORDS AND ACCOUNTING. The Bureau shall retain a copy of all municipal ordinance violation citations and shall account to the City Council at such intervals as the City Council may require concerning the number of admissions and denials within the jurisdiction of the Bureau as well as the amounts collected.

SECTION VII

AVAILABILITY OF OTHER ENFORCEMENT OPTIONS. The remedies set forth herein are not exclusive to the City. Nothing in this ordinance shall be deemed to preclude the City from
initiating any other legal action to enforce city ordinances, including but not limited to injunctive relief, abatements, liens or any other relief allowed by city, state or federal law.

**SECTION VIII**

**SCHEDULE OF ORDINANCES AND FINES**

<table>
<thead>
<tr>
<th>ORDINANCE CODE SECTION</th>
<th>FEES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Animal at large §90.01-99</td>
<td>$250.00</td>
</tr>
<tr>
<td>Interference with authorized official’s duties</td>
<td>$250.00</td>
</tr>
<tr>
<td>Public Nuisance §90.01-99</td>
<td>$250.00</td>
</tr>
<tr>
<td>Ownership of vicious dog or wild animal §90.01-99</td>
<td>$500.00</td>
</tr>
<tr>
<td>Violation of potentially dangerous dog §90.01-99</td>
<td>$350.00</td>
</tr>
<tr>
<td>Violation of food, drink, and shelter §90.01-99</td>
<td>$350.00</td>
</tr>
<tr>
<td>Violation of tethering requirements §90.01-99</td>
<td>$250.00</td>
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<tr>
<td>Violation of Animal left in vehicle §90.01-99</td>
<td>$250.00</td>
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<tr>
<td>Burning violation §100.01-99</td>
<td>$100</td>
</tr>
<tr>
<td>Parking §72.01-99</td>
<td>$20.00</td>
</tr>
<tr>
<td>Handicap Parking Violation §72.60-61</td>
<td>$50.00</td>
</tr>
<tr>
<td>Parking in Fire Lane §72.41 and 47</td>
<td>$50.00</td>
</tr>
<tr>
<td>Smoking §133.01-99</td>
<td>$50.00</td>
</tr>
<tr>
<td>Business violating smoking §133.04-99</td>
<td>$100.00</td>
</tr>
<tr>
<td>Noise §132.01-99</td>
<td>$100.00</td>
</tr>
<tr>
<td>False Alarm §119.01-99</td>
<td>$75.00</td>
</tr>
<tr>
<td>Non-payment after 30 days on any violation §119.01-99</td>
<td>$25.00</td>
</tr>
<tr>
<td>Alarm with no permit §119.01-99</td>
<td>$250.00</td>
</tr>
<tr>
<td>Alarm company non-compliance §119.01-99</td>
<td>$200.00</td>
</tr>
<tr>
<td>Second hand dealer §115.01-99</td>
<td>$2500.00</td>
</tr>
<tr>
<td>Park fireworks/weapons §96.01-99</td>
<td>$1000.00</td>
</tr>
</tbody>
</table>
Ordinance #_____

PASSED AND ADOPTED by the Common Council of the City of KOKOMO, Howard County, Indiana, this ___ day of ____________, 2020.

<table>
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<tr>
<th>AYE</th>
<th>NAY</th>
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</tbody>
</table>

ATTEST:

CITY CLERK

PASSED by the Common Council of Kokomo, Indiana by a ____ vote of all members present and voting this ___ day of ____________ 2020.

__________________________
Tyler Moore, Mayor
ATTEST:

________________________
Diane Howard, City Clerk

Presented by me to the Mayor of Kokomo, Indiana, this ___ day of ________, 2020 at the hour of ________ o’clock P.M.

________________________
Diane Howard, City Clerk

This Ordinance approved and signed by me this ___ day of ________, 2020 at the hour of ________ o’clock P.M.

________________________
Tyler Moore, Mayor
BEFORE THE COMMON COUNCIL OF THE CITY OF KOKOMO
ORDINANCE NO. 6968

PETITION FOR VACATION OF ALLEY RIGHT-OF-WAY

Woodard, Jessica L, whose address is 1608 N Indiana Ave, Kokomo, IN, 46901, petitions the Common Council of the City of Kokomo, for the vacation of right-of-way in Kirkpatrick & Scott's 2nd Addition, Center Township, Howard County, Indiana, as recorded in Plat Book 1, page 71 and in support of the petition shows the Council as follows:

1. Petitioner proposes to vacate an alley right-of-way which is 14 feet in width and 132 feet in depth, described as follows:

Beginning at the northwest corner of Lot 119 in Kirkpatrick & Scott's 2nd Addition, Center Township, Howard County, Indiana, as shown in Recorder's Plat Book 1, page 71; thence north 14 feet to the southwest corner of Lot 118 in said Addition; thence east 132 feet to the southeast corner of said lot 118; thence south 14 feet to the northeast corner of said lot 119; thence west 132 feet to the point of beginning.

2. The alley right-of-way when vacated will be attached ½ to the petitioner's real estate and ½ to the north adjoiner.

3. The names and mailing addresses of the owners of real estate abutting or near the said public alley right-of-way are as follows:

Webster, Belton & Willodean, 1616 N Indiana Ave, Kokomo, IN 46901

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

NIPSCO; 290 W Nationwide Blvd., Columbus, OH 43215

Indiana American Water Company, Inc.; 1700 East Superior Street; P.O. Box 740; Kokomo IN 46903-0740

Duke Energy Corp.; 1619 W Deffenbaugh St.; Kokomo IN 46902

AT&T Indiana; Right-Of-Way Dept.; 302 W Washington Street, Floor 1; Lebanon IN 46052

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

A. Petitioner owns all the 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 alley right-of-way will not hinder the growth or development of the neighborhood, but will allow the petitioner to redevelop and grow with in the neighborhood.

D. Vacating the alley right-of-way will facilitate the development of all 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. 36-73-12 in the manner prescribed in I.C 5-3-1 in the form and content as attached as Exhibit A hereto. After such notice and hearing, the Council approves the proposed ordinance attached to this petition vesting the entire vacated alley right-of-way to the adjoining property owners as set forth above.

Dated this 7th day of August 2020
By: Jessica Woodard
BEFORE THE COMMON COUNCIL OF THE CITY OF KOKOMO
ORDINANCE NO. 6968

AN ORDINANCE VACATING RIGHT-OF-WAY

WHEREAS, Jessica Woodard, has petitioned this body to vacate a portion of a certain Right-Of-Way located in the City of Kokomo, more particularly described hereafter, and
WHEREAS, this Council conducted a public hearing on the 08/10/2020 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 Right-Of-Way 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 Street Right-Of-Way, or if any be in said Right-Of-Way 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 Right-Of-Way 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 Right-Of-Way hereafter described should be vacated. Said Right-Of-Way is unimproved and 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 Right-Of-Way complies with the purpose and provisions of I.C. 36-73-12 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 Right-Of-Way located in the City of Kokomo, Indiana, should be, and it is hereby vacated:
A part of Kirkpatrick & Scott's 2nd Addition, Center Township, Howard County, Indiana, as recorded in Plat Book 1, page 71 described as follows:

Beginning at the northwest corner of Lot 119 in said Kirkpatrick & Scott's 2nd Addition; thence north 14 feet to the southwest corner of lot 118 is said Addition; thence east 132 feet to the southeast corner of said lot 118; thence south 14 feet to the northeast corner of said lot 119; thence west 132 feet to the point of beginning.
The vacated Right-Of-Way as described above shall become a part of the adjoining real estate.
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.

PASSED AND ADOPTED THIS _________________.

ATTEST: COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA

By ________________________________

CLERK: Diane Howard

Lynn Rudolph, PRESIDENT

Presented by the Clerk of the Common Council of the City of Kokomo to the Mayor of the City of Kokomo, Indiana on this ________________ at Kokomo, Indiana, for approval by his signature below.

ATTEST: By ________________________________

CLERK: Diane Howard Tyler Moore

Mayor of the City of Kokomo, Indiana

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: Jessica Woodard
This instrument was prepared by Jessica Woodard
Return document to City of Kokomo, 100 S. Union St., Kokomo, Indiana
BEFORE THE COMMON COUNCIL OF THE CITY OF KOKOMO
ORDINANCE NO. 6968

NOTICE OF HEARING ON PETITION
FOR VACATION OF A PUBLIC WAY

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

Street Address or Common Description:
1608 N. Indiana Ave, Kokomo, IN, 46901

Legal description:

Beginning at the northwest corner of Lot 119 in Kirkpatrick & Scott's 2nd Addition, Center Township, Howard County, Indiana, as shows in Recorder's Plat Book 1, page 71; thence north 14 feet to the southwest corner of lot 118 in said Addition; thence east 132 feet to the southeast corner of said lot 118; Thence south 14 feet to the northeast corner of said lot 110; thence west 132 feet to the point of beginning.

The Common Council of the City of Kokomo has set a hearing on this petition for the 24th day of August 2004 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 Rudolph, President
Diane Howard, Clerk