MINUTES OF A MEETING

OF THE COMMON COUNCIL OF THE

CITY OF WOODBURN

The Common Council of the City of Woodburn met at the City Hall of Woodburn, Allen County, Indiana, on the 6th day of November, 2017, at the hour of 7:00 p.m., in a regular monthly meeting pursuant to the rules of the Common Council and Indiana law.

The meeting was called to order by Mayor Joseph Kelsey, who presided. On call of the roll the members of the Common Council were shown to be present or absent as follows:

Present: Absent:

Councilman Watts None

Councilman Voirol

Councilman Gerig

Councilman Renner

Councilman Martin

Ross Hagen, of H.J. Umbaugh & Associates, Certified Public Accounts, LLP, was present at the meeting. Casey B. Cox, the attorney for the City, was also present at the meeting, as was Ben Adams of Commonwealth Engineers and the City Utilities Superintendent, Ryan Walls. Chief Duhamell was not in attendance. Accordingly, no police report was given at this meeting.

Following the pledge of allegiance, the first item of business was City Utilities Superintendent, Ryan Walls gave his report. The Superintendent discussed letters that he would like to submit for consideration of the City's capacity to provide utility service to any potential expansion in the Industrial Park. These letters were approved at the Board of Works meeting. After discussion, Councilman Renner moved to approve these letters as presented but any future upgrades would need to be approved additionally as the need develops, second by Councilman Watts, all in favor.

The Mayor then gave his report. The Mayor attended a New Allen Alliance meeting and discussed the potential for a contract to work with Kristi Sturtz as part of the 7 communities involved. Councilman Voirol moved to proceed with the $5,000 contribution to the New Allen Alliance in 2018, second by Councilman Renner, all in favor. The Mayor would like to name a proposed road from Hickory Street that would ultimately go to Bull Rapids if created, as Warrior Road in honor of the High School. Councilman Voirol moved to name the proposed road “Warrior Way”, second by Councilman Gerig, all in favor except Councilman Watts who abstains. At the last Main Street meeting, it was proposed that the words “Gateway to the Heartland” be added to the water towers. The Mayor did not want a decision tonight, but wanted to pass along this information. There is an alley by the old PNC bank that is hindering a resident's building plans. The Mayor would like to execute a permanent partial vacate of the alley to satisfy the potential building but will still prevent any structure to be built on top of City utilities. There will be a public hearing at the November 20th Council meeting to discuss this potential action on this issue. Councilman Renner moved to agree to the Mayor's proposal, second by Councilman Voirol, all in favor. For the upcoming new construction, there are wage monitoring criteria that must be followed. The Mayor is getting two quotes for these obligations.

The Clerk-Treasurer then gave his report. The meeting minutes were presented from the October 16th meeting. After discussion, Councilman Watts moved to accept the minutes from the meeting on October 16th as presented, second by Councilman Voirol, all in favor. Warrants were presented. After inspection, Councilman Voirol moved to pay the warrants as presented, second by Councilman Martin, all in favor.

Ross Hagen presented information about the complete rate study for the mechanical plant project and explanations regarding this information. Ben Adams then explained the process to date and how things have changed to get the City to its current situation.

Following, this discussion, Casey Cox, attorney for the City, stated that a new rate ordinance, Ord 17-1357, had been prepared in relation to the revised rate study. Councilman Watts moved to read Ord 17-1357 (Amend Sewer Rates) by title only, seconded by Councilman Voirol. All councilmen voted in favor. Councilman Renner moved to accept the first reading of Ord 17-1357, second by Councilman Gerig. All councilman voted in favor of accepting the first reading of the Ordinance. The ordinance having been numbered 17-1357, and having been read by title, Councilman Watts moved that a public hearing be held at a meeting of the Council on November 20th, 2017, at the hour of 7:00 pm. This motion was seconded by Councilman Gerig, and unanimously approved. Councilman Renner moved that the Clerk-Treasurer, with the advice of the City Attorney, be instructed to publish, post, and mail, if necessary, all notices required by statute pertaining to the hearing on the proposed rate ordinance. This motion was seconded by Councilman Watts, and unanimously approved.

The City Attorney then indicated that his law firm, Beers Mallers Backs & Salin, LLP, had been employed by the City as bond counsel, and as such had prepared a form of bond ordinance for consideration by the Council in the matter of the issuance by the City of Sewage Works Revenue Bonds for the purpose of financing of the construction of additions and improvements to the City’s sewage works. Mr. Cox then stated that it would now be in order for the Common Council to consider said ordinance. Mr. Cox proceeded to explain the terms of the bond ordinance, as well as the contents and consequences thereof.

Councilman Renner then introduced the bond ordinance, entitled "An Ordinance concerning the construction of additions and improvements to the sewage works of the City of Woodburn, the issuance of revenue bonds to provide the cost thereof, the collection, segregation and distribution of the revenues of said works, the pledge of tax increment collected in the Woodburn Economic Development Area; the safeguarding of the interests of the owners of said revenue bonds, other matters connected therewith, including the issuance of notes in anticipation of bonds, and repealing ordinances inconsistent herewith", and moved that said ordinance be numbered and placed on first reading, and that the same be read by title at this time. Said motion was seconded by Councilman Martin, and on call of the roll was carried by the following vote:

Ayes: Nays:

Councilman Watts None

Councilman Voirol

Councilman Gerig

Councilman Renner

Councilman Martin

The ordinance having been numbered 17-1358, and having been read by title, Councilman Renner moved that any applicable local rules be suspended and that unanimous consent of the members present be given for consideration of Ordinance No. 17-1358 on the day or at the meeting at which said ordinance was introduced and that sais ordinance be read for a second and third time by title only at this meeting without further consideration. This motion was seconded by Councilman Watts, and on call of roll the vote on said motion was as follows:

Ayes: Nays:

Councilman Watts None

Councilman Voirol

Councilman Gerig

Councilman Renner

Councilman Martin

The Mayor stated that the motion for the suspension of the rules and such consideration of Ordinance No. 17-1358 having been carried by unanimous vote of the members present, final action on said ordinance would now be in order. The Mayor then directed the Clerk-Treasurer to read said ordinance a second and third time by title. Said ordinance having been read a second and third time by title, Councilman Renner then moved that the ordinance be adopted as read. This motion was seconded by Councilman Gerig, and on call of the roll was carried by the following vote:

Ayes: Nays:

Councilman Watts None

Councilman Voirol

Councilman Gerig

Councilman Renner

Councilman Martin

The Mayor announced that all of the elected members of the Council being present at said meeting and that the Motion of adoption having been carried by at least a two-thirds (2/3) vote of all the elected members, Ordinance No. 17-1358 had been duly passed. The Mayor then signed Ordinance No. 17-1358 and was considered adopted.

(Other Business)

Following adoption of Ordinance No. 17-1358, the Councilmen proceeded to give their reports. Councilman Gerig said that Midwest Weld is moving along and everything is looking good. Councilman Voirol mentioned about graveling out Hickory Street extended and what the thoughts were on this idea. Councilman Watts noticed that “Warrior Way” was already named in Allen County and would more than likely not be an allowable name.

Representatives from the Woodburn Youth League brought information of expected costs for an upcoming upgrade to the ball diamonds at Woodburn Park and wanted to see what willingness and/or capacity the City had for partnership. The City Attorney described what the law states on this matter and his personal recommendations regarding possibilities of financial support. After discussion, Councilman Voirol moved to purchase the chain link fence in a not to exceed amount of $6,950, to be purchased in 2018, to be sold to Maumee Township for a nominal cost per final acceptance of our Legal Council and the Township, second by Councilman Watts, all in favor.

There being no further business presented to the meeting, on motion duly made by Councilman Renner, seconded by Councilman Watts, and unanimously carried, the meeting thereupon adjourned at 9:08 p.m.

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Timothy Cummins, Clerk-Treasurer

Approved:

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Joseph Kelsey. Mayor

CERTIFICATION

I, Timothy Cummins, the duly qualified and acting Clerk-Treasurer of the City of Woodburn, Indiana, do hereby certify that the above and foregoing is a true and exact excerpt of minutes of the meeting of the Common Council of the City of Woodburn, Indiana, at which meeting a quorum was in attendance and acting throughout, and held November 6, 2017, as such appears in the official minutes of said Common Council of the City of Woodburn, Indiana, in my custody.

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Timothy Cummins, Clerk-Treasurer

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