

REGULAR MEETING OF THE TERRE HAUTE CITY COUNCIL
6:00 PM, THURSDAY, MAY 11, 2017
CITY HALL COURTROOM
AGENDA

Meetings of the Terre Haute City Council are recorded and broadcast on Time Warner Cable Television. City Council meeting videos may also be available for viewing on the City's website. Your attendance at this public meeting may result in the recording and broadcast of your image and/or voice. By remaining in the room, you are giving your permission to be recorded and televised.

1. Moment of Silence and Pledge of Allegiance
2. Rollcall
3. Comment on non-agenda items.
 - a. Cliff Stevens concerning veterans park event on June 3, 2017 at memorial stadium.
4. Corrections to journal.
 - a. On the April 2017 Regular Agenda, the introducing councilmember was listed incorrectly for Special Ordinance 20, 2017. It has been corrected.
5. No Communications.
6. Reports from Governmental Agencies
 - a. Mayor Duke Bennett concerning Police and Fire Pension funds. Mayor Bennett responded that the retirees checks were on time. He responded that the budgets were created based on best estimates of the number of retirees and widows. Mayor Bennett responded the audit is on track and the city had asked the State Board of Accounts to audit 2016 while they were here. Mayor Bennett also commented the staff was working on a budget for the Redevelopment Commission. He responded that the pensioners health benefits are paid through the pension fund if funds available, if not the general fund. He also stated if the longevity or base pay for the police or fire increase, then the retirees receive the same increase. Mayor Bennett commented about the changes to the Indiana Code regarding road funding. He stated the amount of funds available should increase because of this change. Mayor Bennett answered Council President Nasser's question concerning Indiana Community Crossing Fund and the requirements. He stated Lafayette street should be at the top of the list for improvements if the funds come through.
 - b. Council President Karrum Nasser asked if pension fund payments were late to the retirees. He also asked how the budget was created for these funds. He asked the Mayor about the Indiana Community Crossing Fund. He also asked what streets would be most likely fixed first.
 - c. Councilman O. Earl Elliott asked the percentage of contribution by the city to the retirees fund. He also asked about the status of the audit. Councilman Elliott asked if the health benefits for the pensioners was paid out of the same fund as their retirement benefits. He also what would cause the monthly disbursements to increase for the retirement fund.
 - d. City Attorney, Eddie Felling, responded that the percent was 19% or 19.5%. He also responded that the percentage amount is announced by the state in the year prior to distribution. Mr. Felling stated next year's percentage is expected to be 17.5%. He also commented that the death of a retiree or surviving spouse will change the monthly disbursement in the pension fund.

Old Business

RESOLUTION 8, 2017 - Confirmed

Designating an area commonly identified as 4150 East Steelton Avenue, Terre Haute, Indiana as an Economic Revitalization Area for the purpose of a Ten (10) Year Real Property Tax Abatement (Pyrolyx USA Indiana, LLC) <For Confirmation> <Nasser>

RESOLUTION 9, 2017 - Confirmed

Designating an area commonly identified as 4150 East Steelton Avenue, Terre Haute, Indiana as an Economic Revitalization Area for the purpose of a Ten (10) Year Personal Property Tax Abatement (Pyrolyx USA Indiana, LLC) <For Confirmation> <Nasser>

GENERAL ORDINANCE 4, 2017 - Passed

Amending City Code, Chapter 8, Changing Four-Way Stop Intersection to Two-Way Stop Intersection at Barbour Avenue and 13th Street <Garrison>

SPECIAL ORDINANCE 19, 2017 - Passed

Rezoning of property located at 921, 925, 927, 929, 931, 933, 937, 939, 1001, 1009, 1011, and 1017 North 6th Street, and 622, 626, 628, 632, 636, 644, and 650 Lafayette Avenue <Nation>

SPECIAL ORDINANCE 20, 2017 - Withdrawn

Rezoning of property located at 2403 Prairieton Road <Nasser>

SPECIAL ORDINANCE 21, 2017 – Passed 6 Yes 2 No

Rezoning of property located on Sidenbender Road, South of Margaret Avenue (Parcel 84-09-02-202-009.000-005) <Auler>

Associated Physicians & Surgeons CF-1 Form for Resolution 4, 2011 – In Substantial Compliance

Bemis CF-1 Form for Resolution 48, 2006 – In Substantial Compliance

Bemis CF-1 Form for Resolution 4, 2012 – In Substantial Compliance

Clabber Girl CF-1 Form for Resolution 14, 2006 – In Substantial Compliance

Clabber Girl CF-1 Form for Resolution 15, 2006 – In Substantial Compliance

Clabber Girl CF-1 Form for Resolution 26, 2009 – In Substantial Compliance

Gageview Enterprises CF-1 Form for Resolution 7, 2013 – In Substantial Compliance

Glas-Col CF-1 Form for Resolution 9, 2007 – In Substantial Compliance

Harrison Manufacturing CF-1 Form for Resolution 31, 2014 – In Substantial Compliance

Harrison Manufacturing CF-1 Form for Resolution 27, 2015 – In Substantial Compliance

Hulman & Company CF-1 Form for Resolution 25, 2009 – In Substantial Compliance

McCalister Bros CF-1 Form for Resolution 11, 2008 – In Substantial Compliance

NMP Properties CF-1 Form for Resolution 21, 2014 – In Substantial Compliance

Warren Village CF-1 Form for Resolution 13, 2012 – In Substantial Compliance

New Business

GENERAL ORDINANCE 5, 2017 – Governmental Affairs

Amending City Code, Chapter 6, Section 4-313, Dance Permit Liability Insurance <DeBaun>

APPROPRIATION 1, 2017 - Finance

\$5,699.00 from EDIT #0404 to Demo of Unsafe Buildings, #432.018 <Elliott>

APPROPRIATION 2, 2017 - Finance

\$6,686.00 from EDIT #0404 to Demo of Unsafe Buildings, #432.018 <Elliott>

APPROPRIATION 3, 2017 - Finance

\$1,283,513.02 from LOIT Special Fund #0257 to Services Contractual, #432.010 <Elliott>

SPECIAL ORDINANCE 22, 2017 – Zoning

Rezoning of property located at 4361 E Wabash Avenue <Elliott>

SPECIAL ORDINANCE 23, 2017– Zoning

Rezoning of property located at 2955 S 9 ½ Street <Auler>

SPECIAL ORDINANCE 24, 2017– Zoning

Rezoning of property located at 812 Oak Street <Azar>

SPECIAL ORDINANCE 25, 2017– Zoning

Rezoning of property located at 1400 East Pugh Drive <Auler>

SPECIAL ORDINANCE 26, 2017– Zoning

Rezoning of property located at 3951 East Margaret Drive <Auler>

Charles P. Hanley, City Clerk

ATTENDANCE		
	Present	Absent
Auler	X	
Azar	X	
Crossen	X	
DeBaun	X	
Elliott(arrived 6:03pm)	X	
Garrison	X	
Morris	X	
Nasser	X	
Nation		X
TOTAL:	8	1

RS 8, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Confirm: Azar		
Second:	DeBaun	

RS 9, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Confirm: Elliott		
Second:	Morris	

GO 4, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Pass: Garrison		
Second:	Crossen	

SO 19, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Pass: Morris		
Second:	Auler	

SO 20, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Withdraw: Azar		
Second:	Auler	

SO 21, 2017		
	YES	NO
Auler	X	
Azar		X
Crossen	X	
DeBaun	X	
Elliott	X	
Garrison	X	
Morris		X
Nation		
Nasser	X	
TOTAL:	6	2
Motion to Pass: DeBaun		
Second: Crossen		

AP&S CF1 (RS 4, 2011)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Morris		
Second: DeBaun		

Bemis CF1 (RS 48, 2006)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Morris		
Second: Auler		

Bemis CF1 (RS 4, 2012)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Crossen		
Second: Auler		

Clabber Girl CF1 (RS 14, 2006)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Morris		
Second: DeBaun		

Clabber Girl CF1 (RS 15, 2006)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Morris		
Second: Auler		

Clabber Girl CF1 (RS 26, 2009)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Morris		
Second:	DeBaun	

Gageview CF-1 (RS 7, 2013)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Garrison		
Second:	Crossen	

Glas-Col CF-1 (RS 9, 2007)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Crossen		
Second:	DeBaun	

Harrison CF1 (RS 31, 2014)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Garrison		
Second:	Auler	

Harrison CF1 (RS 27, 2015)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Garrison		
Second:	DeBaun	

Hulman & Co CF1 (RS 25, 2009)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Garrison		
Second:	Morris	

McCalister CF1 (RS 11, 2008)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Auler		
Second:	Azar	

NMP Properties CF1 (RS 21, 2014)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Garrison		
Second:	DeBaun	

Warren Village CF (RS 13, 2012)		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion In Substantial Comp: Crossen		
Second:	Garrison	

	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:		
Motion:		
Second:		

	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:		
Motion:		
Second:		

ADJOURN		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion: Azar		
Second: Auler		