

CITY OF WHITING – DECEMBER 26, 2012

**MINUTES OF A RESCHEDULED REGULAR MEETING OF
THE COMMON COUNCIL OF THE CITY OF WHITING, INDIANA**

The Common Council of the City of Whiting met in regular session on Wednesday, December 26, 2012, at 6:30 p.m. with Councilman Sarvanidis presiding. The Pledge of Allegiance was recited, followed by the invocation from Councilwoman Michko.

There was a moment of silence for former Council Member Don Owens.

I. ROLL CALL

Council Members Jennings, Michko, Sarvanidis, Spebar, Stolman, and Zubeck were present. Also present were Mayor Stahura, Clerk-Treasurer Adam, City Attorney Sejna, and interested citizens.

Council Member Greer was unable to attend the meeting.

Mayor Stahura read aloud in its entirety Notice of this rescheduled meeting of the Common Council, which was faxed to The Times and the Post Tribune on December 14, 2012, by Clerk-Treasurer Adam. The meeting was rescheduled from December 18th to December 26th.

II. MINUTES

Mayor Stahura asked for consideration of the minutes of the December 4, 2012 regular Common Council meeting.

Councilman Jennings moved to approve said minutes, as submitted. Councilman Michko seconded the motion. Roll Call: (Voice) Vote: 5 ayes, 1 abstention from Councilman Zubeck.

III. COMMUNICATIONS, PETITIONS, MEMORIALS OR REMONSTRANCES

None.

IV. REPORT OF THE MAYOR

Mayor Stahura reported that he is trying to wrap up year end stuff and there may be financial information available at the next meeting.

V. STANDING COMMITTEES

Councilman Sarvanidis stated that the following will be presented tonight:

1. Ordinance No. CC-2012-1886, the repeal of Ordinance No. CC-2012-1875;
2. Resolution No. CC-2012-12, a resolution approving Resolution No. WPC-2012-02; and
3. Resolution No. CC-2012-13, a resolution approving Resolution No. WPC-2012-03.

Councilman Spebar stated that the following will be presented by the finance department tonight:

1. Ordinance No. CC-2012-1887, the authorization of transfer of remaining funds to general fund; and
2. Resolution No. CC-2012-14, a resolution transferring funds within the various funds.

VI. REPORT OF THE CLERK-TREASURER

Clerk-Treasurer Adam presented Civil City Accounts Payable Vouchers Checks #1879 - #1880 and Payroll #50-52 inclusive for approval.

Clerk-Treasurer Adam presented the following to be amended:

1. Invoice from P&H Printing, for office envelopes in the amount of \$375.00; and
2. Invoice from First Class Services for repair work done at City Hall in the amount of \$1,475.00.

Councilman Michko moved to approve said APV Checks for payment as amended; seconded by Councilman Stolman. All Council Members voted aye. Motion carried unanimously.

Clerk-Treasurer Adam also reported that by the second meeting in January 2013, he will have a better picture of the financial situation.

VII. REPORT OF THE CITY ATTORNEY

None.

VIII. SPECIAL COMMITTEES

None.

IX. UNFINISHED BUSINESS

None.

X. ORDINANCES AND RESOLUTIONS

Councilman Sarvanidis explained that Ordinance No. CC-2012-1886 is an ordinance to repeal Ordinance No. CC-2012-1875, regarding environmental facility revenue bonds. BP North America informed the City that they will not issuing the bonds due to market conditions.

There being no questions or comments, Councilman Sarvanidis read Ordinance No. CC-2012-1886 by title only.

AN ORDINANCE OF THE CITY OF WHITING, LAKE COUNTY, INDIANA TO REPEAL ORDINANCE NO. CC-2012-1875 AUTHORIZING THE ISSUANCE OF ENVIRONMENTAL FACILITIES REVENUE BONDS FOR BP PRODUCTS NORTH AMERICA INC.

Councilman Sarvanidis made a motion to take Ordinance No. CC-2012-1886 to second reading. Councilman Stolman seconded the motion. Motion carried unanimously.

Councilman Sarvanidis read Ordinance No. CC-2012-1886 by title only for a second reading.

AN ORDINANCE OF THE CITY OF WHITING, LAKE COUNTY, INDIANA TO REPEAL ORDINANCE NO. CC-2012-1875 AUTHORIZING THE ISSUANCE OF ENVIRONMENTAL FACILITIES REVENUE BONDS FOR BP PRODUCTS NORTH AMERICA INC.

Councilman Sarvanidis explained that Resolution No. CC-2012-12 approves an addition of an allocation area in the district.

There being no questions or comments, Councilman Sarvanidis read Resolution No. CC-2012-12 by title only.

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF WHITING, INDIANA APPROVING RESOLUTION NO. WPC-2012-02 AS THE FINDING OF FACTS AND WRITTEN ORDER OF THE WHITING PLAN COMMISSION ADOPTED AND APPROVED ON DECEMBER 18, 2012 AS IT RELATES TO THE WHITING REDEVELOPMENT COMMISSION'S AMENDING DECLARATORY RESOLUTION NO. WRC-2012-18 AS ADOPTED AND APPROVED ON DECEMBER 12, 2012 THAT AMENDED FURTHER DECLARATORY RESOLUTION NO. WRC-97-02 TO INCLUDE AN ALLOCATION PROVISION IN ORDER TO DESIGNATE A NEW ALLOCATION AREA FOR THE PURPOSE OF UTILIZING TAX INCREMENT FINANCING TO IMPLEMENT THE REDEVELOPMENT PLAN FOR THE REVITALIZATION AREA IN THE WHITING REDEVELOPMENT DISTRICT

Councilman Sarvanidis made a motion to adopt Resolution No. CC-2012-12. Councilman Spebar seconded the motion. Roll Call: (Voice) Vote: 6 ayes. Motion carried unanimously.

Councilman Sarvanidis explained that in Resolution No. CC-2012-13, the allocation revision is further modified for the consolidated Whiting allocation area allowing for identification of specific tax payers and capturing any incremental assessments of personal property.

There being no questions or comments, Councilman Sarvanidis read Resolution No. CC-2012-13 by title only.

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF WHITING, INDIANA APPROVING RESOLUTION NO. WPC-2012-03 AS THE FINDING OF FACTS AND WRITTEN ORDER OF THE WHITING PLAN COMMISSION ADOPTED AND APPROVED ON DECEMBER 18, 2012 AS IT RELATES TO THE WHITING REDEVELOPMENT COMMISSION'S AMENDING DECLARATORY RESOLUTION NO. WRC-2012-19 AS ADOPTED AND APPROVED ON DECEMBER 12, 2012 MODIFYING THE ALLOCATION PROVISION OF THE CONSOLIDATED WHITING ALLOCATION AREA IN ORDER TO NAME A DESIGNATED TAXPAYER FOR THE PURPOSE OF CAPTURING INCREMENTAL ASSESSMENT OF DEPRECIABLE PERSONAL PROPERTY PURSUANT TO I.C. 36-7-14-39.3 AND TO UTILIZING TAX INCREMENT GENERATED FROM SAID INCREMENTAL ASSESSMENT AND DEPRECIABLE PERSONAL PROPERTY TO IMPLEMENT THE REDEVELOPMENT PLAN FOR THE REVITALIZATION AREA AS A REDEVELOPMENT PROJECT AREA IN THE WHITING REDEVELOPMENT DISTRICT

Councilman Sarvanidis made a motion to adopt Resolution No. CC-2012-13. Councilman Zubeck seconded the motion. Roll Call: (Voice) Vote: 6 ayes. Motion carried unanimously.

Councilman Spebar explained that Ordinance No. CC-2012-1887 authorizes the transfer of remaining fund balances to the general fund. The funds being transferred are as follows:

<u>Fund</u>	<u>Balance</u>
PERF Fund (706)	\$26.92
IN Police & Fire Pension (780)	\$18.85
Child Support (699)	\$0.00
Tax Fund (700)	\$0.00
Hospitalization (220)	\$31,624.10

There being no questions or comments, Councilman Spebar read Ordinance No. CC-2012-1887 by title only.

AN ORDINANCE TO AUTHORIZE THE TRANSFER OF REMAINING FUND BALANCES TO THE GENERAL FUND AND TO DISSOLVE THE DORMANT FUNDS AND TO DECLARE AN EXTRAORDINARY EMERGENCY

Councilman Spebar made a motion to take Ordinance No. CC-2012-1887 to second reading. Councilman Jennings seconded the motion. All Council Members voted aye. Motion carried unanimously.

Councilman Spebar read Ordinance No. CC-2012-1887 by title only for a second reading.

AN ORDINANCE TO AUTHORIZE THE TRANSFER OF REMAINING FUND BALANCES TO THE GENERAL FUND AND TO DISSOLVE THE DORMANT FUNDS AND TO DECLARE AN EXTRAORDINARY EMERGENCY

Councilman Spebar made a motion for suspension of rules for a possible third and final reading of Ordinance No. CC-2012-1887 and a possible consideration of Resolution No. CC-2012-14. Councilman Stolman seconded the motion. Roll Call: (Voice) Vote: 6 ayes. Motion carried unanimously.

With no questions or comments, Councilman Spebar made a motion to take Ordinance No. CC-2012-1887 to third and final reading. Councilwoman Michko seconded the motion. Roll Call: (Voice) Vote: 6 ayes. Motion carried unanimously.

Councilman Spebar read Ordinance No. CC-2012-1887 by title only for a third and final reading.

AN ORDINANCE TO AUTHORIZE THE TRANSFER OF REMAINING FUND BALANCES TO THE GENERAL FUND AND TO DISSOLVE THE DORMANT FUNDS AND TO DECLARE AN EXTRAORDINARY EMERGENCY

Councilman Spebar explained that Resolution No. CC-2012-14 allows for the transfer of funds within various funds. The funds being transferred are as follows:

Mayor	\$2,953.47
BPW	\$1,041.50
Community Center	\$323.72
Court	\$604.14
Fire	\$2,805.54
Police	\$5,640.42
Park	\$1,090.70
Street Fund	\$12,353.85
Clerk Record Fund	\$550.00
Riverboat Fund	\$2,562.00
Fire Pension Fund	\$100.00
Police Pension Fund	\$750.00
Lakefront Com Fund	\$40,000.00

With no questions or comments, Councilman Spebar read Resolution No. CC-2012-14 by title only.

A RESOLUTION TRANSFERRING FUNDS WITHIN THE VARIOUS FUNDS OF THE CITY OF WHITING, INDIANA

Councilman Spebar made a motion to adopt Resolution No. CC-2012-14. Councilman Sarvanidis seconded the motion. Roll Call: (Voice) Vote: 6 ayes. Motion carried unanimously.

XI. NEW BUSINESS

None.

XII. PUBLIC DISCUSSION

Councilman Jennings asked why there are only three out of the twelve court systems that bring in more revenue than they spend. Mayor Stahura said an aggressive police department can be a large part of it. City Attorney Sejna said that part-time courts versus full-time might be a reason. Discussion ensued.

Councilman Stolman complimented the article promoting the City of Whiting.

XIII. ADJOURNMENT

There being no further matters to come before the Common Council, Councilman Sarvanidis moved to adjourn the meeting at 6:53 p.m. Councilman Stolman seconded the motion. Roll Call: (Voice) All Councilmembers voted aye. Motion carried unanimously.

MARK S. ADAM, Clerk-Treasurer