

CITY OF WHITING –JANUARY 6, 2015

**MINUTES OF A 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 Tuesday, January 6, 2015, at 6:30 p.m. with Mayor Stahura presiding. The Pledge of Allegiance was recited, followed by the invocation from Councilmember Spebar.

I. ROLL CALL

Councilmembers Jennings, Michko, Sarvanidis, Spebar, Stolman and Zubeck were present, constituting a quorum. Also present were Clerk-Treasurer Haynes, City Attorney Sejna and interested citizens.

Councilwoman Greer was unable to attend the meeting.

II. MINUTES

Councilman Sarvanidis asked for consideration of minutes of the December 16, 2014 regular Common Council Meeting. Councilman Zubeck seconded the motion. Roll Call: (All) Council members Jennings, Michko, Sarvanidis, Spebar, Stolman, and Zubeck voted aye. Councilman. Vote: 6 ayes, and no nays. Motion carried unanimously.

Councilwoman Michko asked for consideration of minutes of the December 30, 2014 special Common Council Meeting. Councilman Stolman seconded the motion. Roll Call: (All) Council members Jennings, Michko, Spebar, Stolman, and Zubeck voted aye. Councilman Sarvanidis abstained. Vote: 5 ayes, no nays and 1 abstention. Motion carried unanimously.

III. COMMUNICATIONS, PETITIONS, MEMORIALS OR REMONSTRANCES

None.

IV. REPORT OF THE MAYOR

Mayor Stahura reported that the Board of Public Works and Safety opened the bids for the construction of the new Boat Club building and storage facility and they were favorable. They were passed on to the engineering department for review and estimates.

V. STANDING COMMITTEES

Councilman Spebar presented the following ordinance for third and final reading:

1. Ordinance No.CC-2014-1929, an Ordinance appropriating monies in the various funds of the City from unappropriated funds

Councilman Sarvanidis presented the following ordinances for the third and final readings:

1. Ordinance No. CC-2014-1927, an Ordinance amending Whiting Municipal Code Chapter 13 parks and recreation and all ordinances related thereto.
2. Ordinance No. CC-2014-1928, an Ordinance amending Whiting Municipal Code Chapter 2, Article XI, ordinance violations bureau and Ordinance No. CC-2009-1816.

VI. REPORT OF THE CLERK-TREASURER

Clerk-Treasurer Haynes presented Civil City Accounts Payable Voucher Check #s 18943-18959, Payroll #s 133-155, and Chicago Title invoice inclusive for approval.

Councilwoman Michko moved to approve said Accounts Payable Voucher Checks for payment. Councilman Jennings seconded the motion. Roll Call: (Voice) All Councilmembers voted aye. Motion carried unanimously.

Clerk-Treasurer Haynes informed the Council that there were five individuals who signed the uniform conflict of interest statement that is Indiana Code 35-44-1-3; Mr. Steve Spebar, Mr. Chris Sarvanidis, Mr. Bruce Stolman, and Ms. Denise Sejna.

VII. REPORT OF THE CITY ATTORNEY

City Attorney Sejna informed the Council that the City will be closing on property located at 1729 Sheridan on Thursday January, 8, 2015.

Attorney Sejna addressed The Contracting Unit Policy with the city. There are three current vendors of the city that are related to members of the Common Council. These vendors have been with the city for numerous years and provide very valuable services to the city. The boards awarding contracts needed to make certified findings as to why these vendors should be granted contracts.

Memorandum dated December 30, 2014 from Clerk Treasurer Haynes advising the Common Council that the Sanitary District has adopted a certified statement as to why a proposed contract should be awarded to Region Signs.

Memorandum dated December 30, 2014 from Clerk Treasurer Haynes advising the Common Council that the Whiting Redevelopment Commission has adopted a certified statement as to why a proposed contract should be awarded to Region Signs.

Memorandum dated December 30, 2014 from Clerk Treasurer Haynes advising the Common Council that the Whiting Redevelopment Commission has adopted a certified statement as to why proposed contract should be awarded to Brian Jennings and Brett Jennings.

Memorandum dated December 30, 2014 from Clerk Treasurer Haynes advising the Common Council that the Board of Public Works has adopted a certified statement as to why a proposed contract should be awarded to Region Signs.

Councilman Spebar presented a motion to accept the memorandums into the record as presented by Attorney Sejna. Seconded by Councilman Stolman. Roll Call: (All) Council members Jennings, Michko, Sarvanidis, Spebar, Stolman, and Zubeck voted aye. Vote: 6 ayes, no nays. Motion carried unanimously.

Mayor Stahura adds that all employees report to the Mayor and has jurisdiction over the people who are awarded the contract. It is clearly spelled out why Region Signs is awarded the contract due to the fact they are the only sign shop in town who do extremely good work.

City Attorney Sejna presented Elected Official Disclosure of Relative's Contract with the City of Whiting and Councilman Jennings relatives.

City Attorney Sejna presented Elected Official Disclosure of Relative's Contract with the City of Whiting and Councilman Sarvanidis spouse.

Attorney Sejna recommends acceptance of Disclosures and that they were made at a public meeting.

Councilman Spebar made a motion to accept Disclosures into the records. Seconded by Councilman Stolman. Roll Call: (All) Council members Jennings, Michko, Sarvanidis, Spebar, Stolman, and Zubeck voted aye. Vote: 6 ayes, no nays. Motion carried unanimously.

VIII. SPECIAL COMMITTEES

No report was given.

IX. UNFINISHED BUSINESS

None.

X. ORDINANCES AND RESOLUTIONS

Councilman Sarvanidis presented Ordinance No. CC-2014-1927 which amends Municipal Code Chapter 13 parks and recreation and all Ordinances related thereto in light of the new parking areas and new development on the Lake Front.

Councilman Sarvanidis made a motion to take Ordinance No. CC-2014-1927 to third and final reading. Seconded by Councilman Jennings. Roll Call: (All) Council members Jennings, Michko, Sarvanidis, Spebar, Stolman, and Zubeck voted aye. Vote: 6 ayes, no nays. Motion carried unanimously.

Councilman Sarvanidis read Ordinance No. CC-2014-1927 for the third reading by title only:

AN ORDINANCE OF THE CITY OF WHITING, LAKE COUNTY, INDIANA,
AMENDING WHITING MUNICIPAL CODE CHAPTER 13 PARKS AND
RECREATION AND ALL ORDINANCES RELATED THERETO

Councilman Sarvanidis presented Ordinance No. CC-2014-1928 which amends Municipal Code Chapter 2, Article XI Ordinance Violations Bureau and Ordinance No. CC-2009-1816.

Councilman Sarvanidis made a motion to take Ordinance No. CC-2014-1928 to third and final reading. Seconded by Councilman Jennings. Roll Call: (All) Council members Jennings, Michko, Sarvanidis, Spebar, Stolman, and Zubeck voted aye. Vote: 6 ayes, no nays. Motion carried unanimously.

Councilman Sarvanidis read Ordinance No. CC-2014-1928 for the third reading by title only:

AN ORDINANCE OF THE CITY OF WHITING, LAKE COUNTY INDIANA,
AMENDING WHITING MUNICIPAL CODE CHAPTER 2, ARTICLE XI,
ORDINANCE VIOLATIONS BUREAU AND ORDINANCE NO. CC-2009-1816

Clerk-Treasurer Haynes presented Notice of Public Hearing on Ordinance No. CC-2014-1929 which was advertised in the Times and Post-Tribune on December 23, 2014.

Councilman Spebar explained that Ordinance No. CC-2014-1929 is an annual procedure to appropriate unappropriated funds into various City funds. The appropriations are as follows:

<u>Fund Name</u>	<u>Amount Requested</u>
Park Non-Reverting Capital	\$ 310.25
Park Non-Reverting Operating	\$ 45,000.00
CEDIT	\$ 317,750.00
Local Supplemental Probation	\$ 18,000.00
Local Law Enforcement Continuing Education	\$ 10,000.00
Clerk Record Perpetuation	\$ 1,000.00
Economic Development Project Innkeepers Tax	\$ 4,725.00
Economic Development Commission	\$ 9,999.00
Rainy Day	\$ 250,000.00
LOIT	\$ 435,728.00
GO Bond 2013	\$ 695,000.00
GO Bond 2014	\$ 527,000.00
Riverboat	\$ 105,000.00
Excess Fire Pension	\$ 7,276.00
Excess Police Pension	\$ 15,156.14
Lakefront Commons Allocation	\$ 46,000.00
New York Avenue Allocation	\$ 17,175.00
RDA Lakefront Grant	\$ 800,000.00

Mayor Stahura opened the Public Hearing on Ordinance No. CC-2014-1929 and asked for a first time for public comment. No one spoke. Mayor Stahura asked for a second time for comments or questions on Ordinance No. CC-2014-1929. No comments were made. Mayor Stahura asked for a third and final time for comment. There were no comments and Mayor Stahura proceeded to close the public hearing on Ordinance No. CC-2014-1929.

There being no questions, Councilman Spebar made motion to take Ordinance No. CC-2014-1929 to third and final reading, seconded by Councilman Stolman. Roll Call: (All) Councilmembers Jennings, Michko, Sarvanidis, Spebar, Stolman, and Zubeck. Vote: 6 aye, no nays, no abstentions. Motion Carried unanimously.

Councilman Spebar read Ordinance No. CC-2014-1929 by title only for third reading.

AN ORDINANCE APPROPRIATING MONIES IN THE VARIOUS FUNDS OF THE CITY OF WHITING, INDIANA FROM UNAPPROPRIATED FUNDS FOR THE YEAR 2015

XI. NEW BUSINESS

Councilman Sarvanidis moved that Mr. Paul Progar and Mr. Tim Kompier to be reappointed to the Redevelopment Commission for 2015. Councilman Sarvanidis made a motion to accept the reappointments, seconded by Councilwoman Michko. Roll Call: (All) Councilmembers Jennings, Michko, Sarvanidis, Spebar, Stolman, and Zubeck. Vote: 6 ayes, no nays, no abstentions. Motion Carried unanimously.

Councilman Sarvanidis informed the Council of the Board of Finance meeting to be held at the next regular scheduled Common Council meeting on January 20, 2015. Councilman Sarvanidis made a motion to authorize Clerk –Treasurer Haynes to send notice to the media announcing the Board of Finance meeting to be held on January 20, 2015, seconded by Councilman Spebar. Roll Call: (All) Councilmembers Jennings, Michko, Sarvanidis, Spebar, Stolman, and Zubeck. Vote: 6 ayes, no nays, no abstentions. Motion Carried unanimously.

Councilman Spebar moved that Councilman Sarvanidis be appointed President Pro Tem of the Whiting Common Council for 2015. Mayor Stahura asked three times for other nominations. There were no other nominations so Councilman Steve Spebar was elected by acclamation.

Councilman Spebar moved that Councilman Sarvanidis be appointed Chairman of the Whiting Common Council Ordinance Committee for 2015. Mayor Stahura asked three times for other nominations. There were no other nominations so Councilman Sarvanidis was elected by acclamation.

Councilman Stolman moved that Councilman Spebar be appointed Chairman of the Whiting Common Council Finance Committee for 2015. Mayor Stahura asked three times for other nominations. There were no other nominations so Councilman Steve Spebar was elected by acclamation.

XII. PUBLIC DISCUSSION

None.

XIII. ADJOURNMENT

There being no further matters to come before the Common Council, Councilman Jennings moved to adjourn the meeting at 6:48 p.m. Councilman Sarvanidis seconded the motion. Roll Call: (Voice) All Councilmembers voted aye. Motion carried unanimously.

John T. Haynes, Clerk-Treasurer