

REGULAR MEETING OF THE TERRE HAUTE CITY COUNCIL
6:00 PM, THURSDAY, JUNE 8, 2017
CITY HALL COURTROOM
AGENDA

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1. Moment of Silence and Pledge of Allegiance
2. Rollcall
3. Comment on non-agenda items.
 - a. Mark Barlow commented on water leaks inflating sewer bills for landlords.
 - b. Mick Rukes commented on water leaks inflating sewer bills for landlords.
 - c. Eddie Felling, City Attorney, commented on a panel creating new leak adjustment processes. Mr. Felling also commented the proposed changes will be presented to the Council next month. Mr. Felling responded to Councilman Nation's question by stating the City does not employ enough qualified individuals to inspect leaks. He responded to Council President Nasser's question on the number of leak adjustments per month by stating there was an average of six. Mr. Felling commented to Councilman Nation's question that the City does not have enough employees. He responded to Councilwoman Crossen's question concerning plumbers investigating the water leaks by stating the Council could make such an amendment. Mr. Felling responded to Councilman Morris's question that the City had reviewed the statutes and past practices. He stated there was an ordinance being introduced to clarify the expenditures for the pension funds. Mr. Felling responded to Councilman Nation's question that the introduced ordinance will clarify the expenditures allowed.
 - d. Councilman Todd Nation asked if there was a method to determine if the leak was in the yard or in the house. He also questioned Mr. Felling's answer concerning the number of employees to investigate. Councilman Nation also asked Mr. Felling about the correction by the administration concerning the pension funds.
 - e. Council President Karrum Nasser asked the City Attorney the average number of leak adjustments per month.
 - f. Kevin Mays commented on landlords and water leaks. Mr. Mays also commented on TPI, located in Oklahoma, processing bills and payments for the sewer usage. He also stated a few years ago the City was significantly behind in billing properties.
 - g. Councilwoman Martha Crossen asked if certified plumbers could investigate the water leaks.
 - h. Mike Gordon commented on the proposed new jail and the County's administration stating the City was unwilling to discuss placing the new jail in the parking lot.
 - i. Ricky Ward commented that the City could adjust sewer bills by reviewing the last year's invoices and basing the adjustment on the average use.
 - j. Motion was made y Councilwoman Crossen and seconded by Councilman Nation to suspend the rules to allow discussion concerning the Police and Fire Pension funds. Motion carries.
 - k. Noah Gambill commented on the Police and Fire Pension for the City. He stated the funds were to be used for the retirees, not for other City uses. He also stated the retirees wanted the proceeds in a separate fund.
 - l. Ray Watts commented on the Police Pension retirees. He stated the retirees depend on the payments from the pension fund.

- m. Donald Hyde commented on the population of the City and County changing over the last few years. He also commented on elected officials not being team players.
- n. Councilman Don Morris asked Eddie Felling if a review of the Police and Fire Pension funds was occurring.
- 4. No corrections to journal.
- 5. No communications.
- 6. Reports from Governmental Agencies
 - a. Mayor Duke Bennett commented on the increase in the health insurance for the upcoming year.
 - b. Pat Carney gave a presentation on the process for selecting a health insurance provider. He also commented on the number of claims in the last twelve months. Mr. Carney responded to Councilman Elliott by stating Leslie Ellis, Eddie Felling Mayor Duke Bennett, Tracy Pruden, Don Bonte and himself were on the review board. He responded to Councilman Elliott's question by stating seventy percent of the employees use the traditional insurance and thirty percent use the health savings account. Mr. Carney responded to Councilman Elliott's question that yes for certain types of visits. He stated there had been changes in the IRS rules. Mr. Carney responded to Councilwoman Auler's question that it is possible depending on the reason for the visit. He also stated the fee can come out of the Health Savings Account.
 - c. Councilman O. Earl Elliott asked who the members of the health negotiation team was. He also asked the number of employees on traditional insurance, PPO, and those on Health Savings Accounts. Councilman Elliott asked if the City will now require individuals on Health Savings Accounts to pay if the visit the City's clinic.
 - d. Councilwoman Amy Auler asked if individuals on the Health Savings Account will need to pay anytime they visit the clinic. She also asked if a payment is required, can it come out of the Health Savings Account.
 - e. Council President Karrum Nasser asked if HB1031 would have any repercussions on the City's administration. He also asked if the 2015 audit is finished and if the 2016 audit has begun.
 - f. Mayor Duke Bennett responded to Council President Nasser's question that it is being reviewed in more detail. He responded that the State Board of Accounts has not indicated when the 2016 audit will begin but the 2015 audit should be finished next week. Mayor Bennett responded to Councilman Garrison's statement by asking him to forward the details and he would research it. He also stated the City Code may need to be amended at some point to clarify the resolution for situations such as this. Mayor Bennett said he needed to review the situation first then Legal could start.
 - g. Councilman Neil Garrison commented on a problem in his district concerning an individual repairing vehicles in his garage. He stated he has tried numerous times to have Environmental Protection Division as well as Building Inspectors investigate. Councilman Garrison stated the problem is still not resolved. He asked when the Legal department would start preparing the amendment.

Old Business

GENERAL ORDINANCE 5, 2017 - Passed

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

APPROPRIATION 1, 2017 - Passed

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

APPROPRIATION 2, 2017 - Passed

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

APPROPRIATION 3, 2017 - Tabled Until July Sunshine Meeting

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

SPECIAL ORDINANCE 22, 2017 - Passed

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

SPECIAL ORDINANCE 23, 2017 - Passed

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

SPECIAL ORDINANCE 24, 2017 – Defeated 4 Yes 5 No

Rezoning of property located at 812 Oak Street <Azar>

SPECIAL ORDINANCE 25, 2017 - Passed

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

SPECIAL ORDINANCE 26, 2017 – Passed As Amended

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

New Business

GENERAL ORDINANCE 6, 2017 - Traffic

Amending City Code, Chapter 8, Article 1, Section 8-34, Specific Maximum Speeds, Church Drive, Ferndale Drive, Lakeview Drive, Mayflower Court, Mayflower Drive and Terra Vista Drive <Elliott>

GENERAL ORDINANCE 7, 2017 - Finance

Amending City Code, Chapter 2, Article 9, Section 2-117, Police Pension Fund <Azar>

SPECIAL ORDINANCE 27, 2017 - Zoning

Rezoning of property located at 1225 North 8th Street <Garrison>

SPECIAL ORDINANCE 30, 2017 - Traffic

Vacating a portion of a North-South Public Alley located between 622-650 Lafayette Avenue and 921-1017 North 6th Street <DeBaun>

SPECIAL ORDINANCE 31, 2017 - Traffic

Vacating a portion of a North-South Public Alley located between 431 North 14th Street and 430 North 14 ½ Street <Crossen>

SPECIAL ORDINANCE 32, 2017 - Zoning

Rezoning of property located at 430 North 14 ½ Street and Portion of Vacated Alley West of 430 North 14 ½ Street <Crossen>

Charles P. Hanley, City Clerk

ATTENDANCE		
	Present	Absent
Auler	X	
Azar	X	
Crossen	X	
DeBaun	X	
Elliott	X	
Garrison	X	
Morris	X	
Nasser	X	
Nation	X	
TOTAL:	9	0

Suspend Rules to Discuss Police Pension		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion: Crossen		
Second: Nation		

GO 5, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Pass: Nation		
Second:	DeBaun	

AP 1, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Pass: Garrison		
Second:	Crossen	

AP 2, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Pass: Garrison		
Second:	Auler	

AP 3, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Table July Sunshine: Auler		
Second:	Garrison	

SO 22, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Pass: Garrison		
Second:	Elliott	

SO 23, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Pass: Morris		
Second:	Auler	

SO 24, 2017		
	YES	NO
Auler	X	
Azar	X	
Crossen		X
DeBaun		X
Elliott	X	
Garrison		X
Morris	X	
Nation		X
Nasser		X
TOTAL:	4	5
Motion to Pass Defeated: Elliott		
Second:	Auler	

SO 25, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Pass: Garrison		
Second:	Auler	

SO 26, 2017		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Amend: Auler		
Second:	DeBaun	

SO 26, 2017 AS AMENDED		
	YES	NO
Auler		
Azar		
Crossen		
DeBaun		
Elliott		
Garrison		
Morris		
Nation		
Nasser		
TOTAL:	VOICE	
Motion to Pass: Auler		
Second:	Crossen	

	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:		

	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:		

	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		