

REGULAR MEETING – MARION COMMON COUNCIL – NOVEMBER 21, 2017 – 7:00 P.M., CITY HALL

The Common Council of the City of Marion, Indiana met in regular session on Tuesday, the 21st day of November, 2017 at the hour of 7:00 pm in the Council Chambers, City Hall.

Before the prayer was given, Councilman Alan Miller said they would like to have a moment of silence for actually two or three people. Councilwoman Lynn Johnson would like to mention one person and he will mention the other two. Mrs. Johnson said she'd like to have a moment of silence tonight for a wonderful friend of hers, a cherished member of our community who has probably been more responsible for getting officials elected than anyone in this community and her name is Retta Jones. She passed away this morning. She's a former Democrat Chairwoman for the Democrat party and she's sure her fellow Council members would be more than happy to acknowledge her because she's been responsible for so many successful politicians and community leaders in this community and she would like to have a moment of silence for her. Mr. Miller said the other two people it's appropriate, he thinks, with a room full of firefighters and our State Fire Marshal this evening, to have a moment of silence for two public safety officers for the City of Marion. They may know that Gary Oradat passed away this past week, a long time member of the Marion Fire Department, and just a couple of days ago, McKinley Campbell, Jr. who they all knew as JR Campbell, a 30+ year member of the Marion Police Department. So, if they would just pause a moment for Retta Jones and for the two public safety officers and then they will pray for all of them.

On the call of the roll the following members were shown to be absent or present as follows:

Present: Miller, Smith, Cain, Henderson, Johnson, Batchelor and Luzadder.

Absent: Homer and Brunner.

The minutes of the previous regular meeting of November 7, 2017 were presented. On a motion by Councilman Henry Smith, 2nd by Councilman Alan Miller, the minutes were approved as presented by a unanimous vote.

COMMITTEE REPORTS: Councilwoman Lynn Johnson told the Council that they had a Code Enforcement Committee meeting on November 13th, 2017 at 4:30 pm. The committee members present, Mr. Homer, Chair, Councilwoman Deborah Cain and herself. They had Marilyn Nordstrom, Kayla Johnson, Linda Wilk and Jan and (inaudible) Smith was there. The main speaker was Mr. Foustnight who is the department head. They had a meeting, he described, with Cindy Joyner from Ft. Wayne and that meeting was in Ft. Wayne with their Code Enforcement people. Ms. Joyner said that they had no set policy on an oversight committee. They had no control over the daily operations of the oversight committee and that we should try to have a lot of people involved with our committee, churches, landlords, realtors and that we should also bring in our Councilmen and be involved with our committee as well because we are trying to improve our neighborhoods. We are trying to use a combined effort of the neighborhood association throughout the city with the city department of Code Enforcement and the landlords in the community and we are going to try to upgrade our community one by one and we're going to implement the Unsafe Building Code of the State of Indiana and we're (inaudible) to our Code for the City of Marion and that will bring us more revenues to help with the Revolving Fund for the Building Department. So this Code Enforcement Committee has been really working hard on the behalf of the citizens of all of Marion and especially to help all of our associations in our neighborhoods, upgrade their neighborhoods, become more beautiful and more community involved throughout the city. And they adjourned and they are going to have another Code Enforcement Committee meeting on Monday, November 27th at 4:30 pm in the 2nd Floor Conference Room.

Councilwoman Johnson said she had another committee meeting to report. Tonight, they had a Compliance Committee meeting in the 2nd Floor Conference Room. Present was Chairman Steve Henderson and herself. Mr. Homer was absent, he had a previous commitment. Mr. Luzadder was there and Councilwoman Deborah Cain along with the newspaper and Mr. Smithley, President of the Marion Redevelopment Commission. They provided information obtained from other cities that supported our laws. They were (inaudible) in July of 2014 that they would like and they are making the recommendation that those laws that apply to our TIF Districts be activated and they feel that this is a decision that they came to with the entire City Council as they became aware of their abatements and the problems that they had (inaudible) and they corrected problems with the neutralization forms and they have been able to suggest

corrections for their TIF areas, they are proceeding forward with confidence that they have been very successful because, you know, they make no opinion other than they make a recommendation that they adhere to the compliance of the state code for all of us and that we do as much as we can to move our city forward. Now, if their suggestions and their recommendations are not adhered to, that is a decision of the city, however, after the first of the year, they have a continuing source of work because we are still working on pulling all our TIF Districts together and actually correcting the errors and the problems that they see within each TIF and at this moment in time, they are going to meet again after the first of the year and they want to wish everyone a Happy Holiday and Happy Thanksgiving from the committee.

Council Vice-President Brad Luzadder told the Council, two items were brought to his attention. St. James Lutheran Church is having an indoor Christmas nativity walk on December 1st, 2nd and 3rd, so bring family and friends. It is free to the public. It'll be a 40-minute tour that leaves every 15 minutes and will take them to eight different scenes depicting the story of Christmas and will be a guided tour. Then also happening on the same dates, December 1st, 2nd and 3rd, CSA is having their production of William Shakespeare's "The Tempest". It will be held at the F. Ritchie Walton Performing Arts Theater at Marion High School. Advanced tickets are available at the CSA box office plus the Face Place performers will also be doing a pre-show, music, inside the auditorium. So, come early and (inaudible) to stay late.

At this time, Council Vice-President Brad Luzadder asked State Fire Marshal James Greeson and our Fire Chief Geoff Williams to step forward. Chief Williams said he would like to introduce State Fire Marshal James Greeson. If they could, pass out the awards and then say a few things and he (Greeson) would like to read what's on the award. Williams said the first one is Captain Jordan Lamb. Second one is Engineer Stephen Johnson. Third one is Engineer Chad Jenkins. The next one is Private Tharis Jones. Chief Williams said that on September 17th, Marion Fire Department was dispatched to a gunshot wound at Colonial Drive and Home Avenue. At that time, it was an unsecured scene and the shooter was somewhere in the area. Engine 6 found the victim lying on his back, barely breathing. They applied direct pressure on him and helped him breathe. The EMS crew showed up and Engine 6 continued assisting with them. Captain Jordan Lamb set up a landing zone for the helicopter. The patient was loaded into the ambulance. He ended up coding there so they had to take him to the hospital. They worked on him all the way to the hospital. Two minutes before they got to the hospital, they got him back, took him up to the 2nd floor of the hospital to load him up into the helicopter and flew him out. Assistant Chief Kyle Miller called him up almost instantly after that and said, hey, you need to take a look at this report. These guys did something above and beyond what they usually do. Then he got a call from one of the paramedics that was on the scene, Jarred Purdom, and he said these guys really saved this guy's life. They did a fantastic job. He said that he had a very, very low survival chance. And then he received a letter, that he passed out to them, from Lt. Shelby Taylor from the Grant County Sheriff's Department and in that letter, he said without the quick response of Station 6 at the scene, that man wouldn't have survived. These guys truly saved this man's life. One of our firefighters reached out to him. They said he's making a recovery and he's starting to walk again without a walker. He could not be here tonight. He just wanted to reiterate that this is why they train, this is what they do. They save lives and property and this is a perfect example right here of what they do, Chief Williams said. State Fire Marshal Greeson thanked the Council for allowing them to be here this evening to present these awards. If he could get these gentlemen to maybe hold these shadow boxes up so they can see the medal, he's going to read the description of the medal then he'll actually read what the certificate says in the shadow boxes. He said the Chief sent him an email about a month ago, six weeks ago, and told him that he had an incident here that the firefighters really went above and beyond and wanted to know if there was any kind of award or recognition out of the Marshal's Office. Well they have two recognitions out of the Marshal's Office, the Meritorious Service Medal which they usually present to firefighters that maybe for length of service or things of that nature and they also have the Medal of Valor that they recognize firefighters, and not just firefighters. He has awarded police officers and EMS personnel for what they do also so it's not just strictly a firefighter valor award from the Marshal. He will read what the medal means and the ribbon. It says "The State Fire Marshal Valor Service Award, the medallion is worn on a 30-inch neck ribbon. The color of the neck ribbon is blue and gold which depicts the Indiana state colors. The 2-3/8-inch (inaudible) medallion has several symbolic messages engraved on the three-tiered face. Engraved on the top, outer ring are the words 'State of Indiana' which signifies that the award has been presented by the State Fire Marshal or the State Fire Marshal's Office on the behalf of the State of Indiana. The state seal is depicted in the center of the medallion, resting on the Maltese cross, the fire service symbol for bravery and service which, in turn, is resting on a five-point

star, symbolizing the 19th star on the national flag. A laurel Hoosier wreath surrounds the state seal with a partially unfurled banner with the word 'valor'. This indicates that the individual receiving this award has demonstrated the willingness to protect others' property by placing their own lives at risk. The two stars on both sides of the outer ring symbolizing the State Fire Marshal's Office relationship and partnership with the local fire service, and together, to protect the community and the citizens of the State of Indiana." Mr. Greeson then said, also, he wants to read what is actually on the certificates of each of these firefighters. It says "Office of the State Fire Marshal, State of Indiana, State Fire Marshal Medal of Valor presented to Captain Jordan Lamb, Engineer Stephen Johnson II, Engineer Chad Jenkins, Private Tharis Jones, City of Marion Fire Department, for your quick action on September 17, 2017 responding to an active shooter incident, locating the victim, establishing an airway, controlling the bleeding, administering CPR, assisting in the transportation to the hospital, your actions saved the life of this victim for there is no greater tribute than to protect one's life by risking your own life." Greeson congratulated all of them and told them he had another couple little things for them. These are challenge coins and, in public safety, these actually started back during World War I but challenge coins go as far back as World War I and they're passed along from service member to service member as a token of appreciation and their service so he'll present each one of them with a challenge coin, which he did. Council Vice-President Brad Luzadder said, gentlemen, before they sit down, could they please come forward. State Fire Marshal as well and Chief Williams. Luzadder stated, on behalf of President Brunner and himself and this entire City Council, they thank them. They've always known that we have some of the best guys and ladies that defend our freedom and this is one chance in which we would love to be able to recognize and so, if they wouldn't mind coming forward, each of the members would like to shake their hands and then they would love to take a picture with each of the decorated officers. After the picture was taken, Mr. Luzadder said he would be at a loss for not recognizing all of the firefighters who have come this evening who have also served our community and who have retired from the Marion Fire Department. So, if everyone would please give another round of applause to our heroes. He told them they are welcome to stay but he's sure there are pictures and handshakes and hugs and kisses to be done and Luzadder thanked them for their service.

UNFINISHED BUSINESS

GENERAL ORDINANCE NO. 15-2017 2ND READING AND PUBLIC HEARING

The City Clerk read General Ordinance No. 15-2017 by title only. An Ordinance authorizing the City of Marion, Indiana, to make temporary loans to meet current running expenses for the use of the General Fund, the Parks and Recreation Fund, the Aviation/Airport Fund, the Motor Vehicle Highway Fund, the City Debt Service Fund, the Park Bond Fund and the Cumulative Capital Development Fund of the Issuer, in anticipation of and not in excess of current taxes levied in the year 2017, and collectable in the year 2018; authorizing the issuance of temporary loan tax anticipation warrants to evidence such loans and the sale of such warrants to the Indiana Bond Bank; and appropriating and pledging the taxes to be received in such funds to the punctual payment of such warrants including the interest thereon. Julie Flores, City Controller, told the Council this is 2nd reading and public hearing on the ordinance for advanced funding from the Indiana Bond Bank. She will entertain any questions they may have. She said she will tell them that they are still analyzing our cash flows. As of today, she spoke with them so we still don't know the amounts but they are currently still working on that. Being no questions from the Council for Mrs. Flores, Council Vice-President Brad Luzadder said this is a public hearing and asked if there was anyone that would like to speak for or against General Ordinance No. 15. There was no response from the audience. Motion was made by Councilman Don Batchelor to pass General Ordinance No. 15-2017 to 3rd reading. Motion was seconded by Councilman Henry Smith. Mrs. Flores said she would like them to suspend the rules, only because she's not going to be at the next meeting. They could have a representative here if they don't want to suspend the rules. Councilman Alan Miller said he believes it's permissible, is it not? After Batchelor and Smith withdrew their previous motion and second, motion was then made by Batchelor, 2nd by Smith to suspend the rules on General Ordinance No. 15-2017. Motion carried by the following vote. Aye: Miller, Smith, Cain, Henderson, Johnson, Batchelor and Luzadder. Nay: None. Motion was made by Batchelor to pass General Ordinance No. 15-2017. Motion was seconded by Smith and carried by the following vote. Aye: Miller, Smith, Cain, Henderson, Johnson, Batchelor and Luzadder. Nay: None.

Being no further business to come before the Council, on a motion by Smith, 2nd by Miller, the meeting adjourned. Time being 7:27 p.m.