

CITY COUNCIL MINUTES
October 17, 2011

The Honorable Council of the City of Evansville met on regular session at 5:30 p.m. on Monday, October 17, 2011 in the City Council Chambers, Room 301 Civic Center Complex, Evansville, Indiana, with President Watts presiding. The following business was conducted.

These minutes are not intended to be a verbatim transcript. Audiotapes of this meeting are on file in the City Clerk's Office.

ROLL CALL:

Present: McGinn, Mosby, Bredhold, Robinson, Friend, Adams, John, Walker, Watts.

There being nine (9) members present and zero (0) members absent and nine (9) members representing a quorum, I hereby declare this session of the Common Council officially open.

PLEDGE OF ALLEGIANCE

This evening the pledge of allegiance was led by Councilman McGinn.

Fellow Councilmen and those in the audience, welcome to the October 17, 2011 meeting of the Common Council.

TEEN ADVISORY COUNCIL

Megan Clevidence, Montana Taylor, Claire Apuan, Adri Funke, Leah Adams, Ben Hubers, Sarah Kercher, Emily Walden.

COUNCIL ATTORNEY

John Hamilton is City Council Attorney this evening.

SERGEANT AT ARMS

There is no Sergeant at Arms this evening.

READING AND AMENDMENT OF MINUTES

Is there a motion to approve the minutes of the October 10, 2011 meeting of the Common Council as written?

Councilman Friend moved and Councilwoman Mosby seconded the motion to approve the minutes of the regular meeting of the Common Council held October 10, 2011. Voice vote. So ordered.

REPORTS AND COMMUNICATIONS

IN YOUR OCTOBER 14th PACKET:

- *City Council Agenda for October 17, 2011 meeting.
- *Committee Meeting Schedule.
- *City Council Meeting Minutes from the October 10, 2011.
- *Ordinances G-2011-19 and F-2011-16
- *Resolutions C-2011-29 and C-2011-30
- *News Releases: Harlem Globetrotters' Arrival into Evansville.
Mt. Auburn Sewer Project Receives Green Light.

ON YOUR DESK THIS EVENING:

*Financial Report July 2011 and August 2011.

*News Releases: Ford Center Construction Puts Nearly 1,300 Locals to Work.

Community Preview Party Free Public Open House at the Ford Center.

Councilwoman Robinson moved and Councilman Friend seconded the motion to receive, file and make these reports and communications a part of the minutes of the meeting. Voice vote. So ordered.

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2011-19 FINANCE FRIEND

An Ordinance authorizing The City of Evansville, Indiana to issue its "Economic Development Revenue Bond, Series 2011A (University of Evansville Project)", Its "Economic Development Revenue Bond, Series 2011B (University of Evansville Project)", Its "Economic Development Revenue Bond, Series 2011C (University of Evansville Project)", Its "Economic Development Revenue Bond, Series 2011D (University of Evansville Project)", and Its "Economic Development Revenue Bond, Series 2011E (University of Evansville Project)" and Approving and Authorizing other Actions in Respect Thereto

ORDINANCE F-2011-16 FINANCE FRIEND

An Ordinance of The Common Council of The City of Evansville authorizing additional appropriations of funds within a City Department

RESOLUTION C-2011-29 FINANCE FRIEND

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for Redevelopment and/or Rehabilitation of Property located at 4301 Washington Avenue, Evansville, Indiana Burdette Oaks Apartments, L.P. (Pioneer Development Services, Inc.)

RESOLUTION C-2011-30 FINANCE FRIEND

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for Redevelopment and/or Rehabilitation of Property Located at Elliott, Cherry, Riverside, Linwood, and SE 6th St. Evansville, IN Memorial Commons, L.P. (c/o Memorial Community Development Corp.)

Adams: Mr. President can I stop for just a second. I don't know if this is the proper time or not. I would like Mr. Hamilton to explain to me the Ordinance G-2011-19, the process and why we are lending, helping U of E make a loan.

Hamilton: I don't have the documents with me because it's up for second and third reading at a future meeting. I've reviewed them and I've talked to Bond Council and we've done this before or the City Council has done it before. Basically the City lends its name and these bonds are absolutely no obligation to the City of Evansville. The City of Evansville has no risk, no exposure, no liability, but by lending its name to it there is a tax advantage to the borrower. I am not familiar with the limitations as far as who all that can be available to. It is a mechanism where they can get some type of favorable rate or advantage by going through the City.

Adams: If the City is not obligated in any way, how do they get a tax advantage?

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE G-2011-17

A.S.D.

ROBINSON

An ordinance amending the City of Evansville's municipal code by repealing the City of Evansville's ordinances concerning firearms in accordance with Indiana Code 35-47-11.1

Councilwoman Robinson moved and Councilwoman Mosby seconded the motion to adopt Ordinance G-2011-17 and call the roll.

ROLL CALL:

Ayes: M^cGinn, Mosby, Robinson, Friend, Adams, John, Walker, Watts.

Nays: Bredhold

Bredhold: I understand that this law prohibits us from regulating fire arms, but I feel strongly that we should be allowed to regulate fire arms locally, so I am voting against it in principle.

There being eight (8) ayes and one (1) nay Ordinance G-2011-17 is hereby declared adopted.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2011-8 as amended

FINANCE

FRIEND

An Ordinance of The Common Council of the City of Evansville, Indiana appropriating monies for the purpose of defraying the expenditures of departments of the City Government for the Fiscal Year beginning January 1, 2012.

Councilwoman Robinson moved and Councilwoman Mosby seconded the motion to adopt Ordinance F-2011-8 as amended and call the roll.

ROLL CALL:

Ayes: M^cGinn, Mosby, Bredhold, Robinson, Friend, John, Watts.

Nays: Adams, Walker.

Adams: It should be no surprise to any of you that I am going to vote nay on this one. Last year when we didn't have a public safety contract in place, I voted nay and we still don't have a fire contract. There is another reason that I'm going to vote nay tonight and that is in a vote of protest over the format of this particular budget. It's opaque, it's archaic and we need to do better. I think there is another format in which it would be better organized, we could better understand it. If you are interested, if you'll email me I will send you the web sites to give you examples from Boise, Idaho, Florida and even in Fort Wayne. I vote nay.

John: Councilman, I couldn't disagree with you more when it comes to having the requirement that the City have these contracts in place before this Council will approve a budget that totally eliminates the City's ability to negotiate. If I'm Sean or DJ or Chuck, I say here's my demand and you come to a table and meet that or I'm not going to sign an agreement and you're not going to get a budget. I don't think that is fair bargaining. So that is where I disagree with you. In this instance, I'm voting yes.

Watts: I'll concur with Councilman John. I think it is very, very irresponsible for us not to pass a budget. I hope we can work out a contract with the Firemen as we have every other bargaining

MISCELLANEOUS BUSINESS

The next meeting of the Common Council will be October 24, 2011 with committee meetings beginning at 5:00 p.m.

Watts: Councilman Friend, we have your letter of request for Vectren. We set that for November 14th, 2011 at 5:30. We will pass this around to sign.

Friend: Let me try to explain something. I got a call from Vectren officials they say they have a hearing on the 25th of October in Indianapolis. It is a pre hearing for formatting of the final hearings that have testimony. That final hearing will come before they come to our meeting on November 14th. They will be able to clear up some questions by that time on why the basis behind the rate increase.

Brenda Berkowitz: What is the big hurry? Tonight you all rushed through everything and talked so fast. I know I missed a lot, believe it or not but I miss coming to these meetings. I learn a lot when I do come. With the Firefighters not having their budget, I agree with Dr. Adams. I don't think it's fair if the Police Department get their budget. Our Firefighters and Police they are our livelihood. If it wasn't for them, God only knows what would happen to each and every one of us.

John: The Fire Department does have their budget and they've got the increases the same as all the other employees built in to that budget.

Watts: They just don't have a contract signed. Every other bargaining unit has a contract signed.

John: They've got the equipment, they got everything but not the collective bargaining agreement in place for their employees. The City is still negotiating with them. They have a multi-year one with the F.O.P. a multi-year one with the Transit workers and a multi-year one with the Teamsters. The Firefighters are the last and they are kind of holding out.

Brenda Berkowitz: This is all sort of new to me; why does it take so long then? It doesn't make sense. I want all of them to be protected all the way around. If it wasn't for them, God only knows what would happen to our homes and lives. I respect each and every one of them no matter who they are.

Mosby: And we respect them as well, it's just in order to hold up the entire budget because they have not negotiated a contract, that puts all the other departments, we would have to revert back to the following year's budget.

Brenda Berkowitz: Then we need to hold them accountable. Right up here in front where the Public can see what is going on. No matter if it's the Police Department....

Watts: We don't negotiate contracts. The City Council does not negotiate contracts.

Brenda Berkowitz: How can the people, we the people know about it? Know what is going on.

Mosby: We did bring it up in August during our Budget Hearings and asked that they try to get together and come up with some type of contract. It is my understanding, Chief Jarboe, that has not happened?

Watts: Anything else under Miscellaneous Business?

COMMITTEE REPORTS: (upcoming meetings)

ASD COMMITTEE:

CHAIRWOMAN ROBINSON

Nothing scheduled at this time.

FINANCE COMMITTEE:

CHAIRMAN FRIEND

Re: Ordinance F-2011-16

Authorizing Additional Appropriations

Date: October 24, 2011

Time: 5:00 p.m.

Notify: Jane Reel (DMD)

Re: Ordinance G-2011-19

EDC Bonds/ U of E Project

Date: October 24, 2011

Time: 5:00 p.m.

Notify: Jane Reel (DMD)

Re: Resolution C-2011-28

Ratifying the 2012 Consolidated Housing
and Community Development Annual
Action Plan

Date: October 24, 2011

Time: 5:10 p.m.

Notify: Jane Reel (DMD)

Re: Resolution C-2011-29

Confirming Tax Phase In Burdette Oaks

Date: October 24, 2011

Time: 5:15 p.m.

Notify: Donna Crooks (GAGE)

Re: Resolution C-2011-30

Confirming Tax Phase In Memorial
Commons

Date: October 24, 2011

Time: 5:15 p.m.

Notify: Donna Crooks (GAGE)

PUBLIC WORKS COMMITTEE:

CHAIRWOMAN MOSBY

Re: Ordinance G-2011-18

Clark Street Vacation

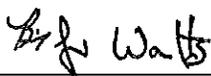
Date: October 24, 2011

Time: 5:20 p.m.

Notify: Jennifer Elston

ADJOURNMENT

Councilman Friend moved and Councilwoman Robinson seconded the motion to adjourn.
Voice vote. So ordered. Meeting adjourned at 5:55 pm.



President



Alberta Matlock, City Clerk

ROLL CALL

PLEDGE OF ALLEGIANCE

RECOGNITION OF SCHOOLS

TEEN ADVISORY COUNCIL

READING AND AMENDMENT OF MINUTES

REPORTS AND COMMUNICATIONS

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

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CONSENT AGENDA

SECOND READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE G-2011-17 A.S.D. ROBINSON

An ordinance amending the City of Evansville's municipal code by repealing the City of Evansville's ordinances concerning firearms in accordance with Indiana Code 35-47-11.1

ORDINANCE F-2011-8 FINANCE FRIEND

An Ordinance of The Common Council of the City of Evansville, Indiana appropriating monies for the purpose of defraying the expenditures of departments of the City Government for the Fiscal Year beginning January1, 2012.

ORDINANCE F-2011-9 FINANCE FRIEND

An Ordinance of The Common Council of the City of Evansville, Indiana appropriating monies for the purpose of defraying the expenditures of Vanderburgh County Levee Authority for the Fiscal Year beginning January1, 2012.

ORDINANCE F-2011-10 FINANCE FRIEND

An Ordinance of The Common Council of the City of Evansville approving and adopting the 2012 Budget for the Port Authority of Evansville.

RESOLUTION C-2011-27 FINANCE FRIEND

A Resolution of the Common Council approving an Interlocal agreement with Vanderburgh County (paving and re-surfacing at Oak Hill Cemetery)

REGULAR AGENDA

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MISCELLANEOUS BUSINESS

The next City Council meeting will be Monday, October 24, 2011 at 5:30 p.m.
Committee Meetings will begin at 5:00 p.m.

ADJOURNMENT

CITY COUNCIL COMMITTEE MEETING SCHEDULE

October 17, 2011

A.S.D. COMMITTEE:

Re: Ordinance G-2011-17
Date: October 17, 2011
Time: 5:00 p.m.
Notify: Bob Rock

CHAIRWOMAN ROBINSON

Amending Firearms Code

FINANCE COMMITTEE:

Re: Resolution C-2011-27
Date: October 17, 2011
Time: 5:15 p.m.
Notify: Ed Ziemer (BPW)

CHAIRMAN FRIEND

Paving and Resurfacing Oak Hill

Re: Ordinance F-2011-8
Date: October 17, 2011
Time: 5:20 p.m.
Notify: Jenny Collins

Approving the City Budget for the Year 2012

Re: Ordinance F-2011-9
Date: October 17, 2011
Time: 5:20 p.m.
Notify: Jenny Collins

Approving the 2012 Budget for the Levee

Re: Ordinance F-2011-10
Date: October 17, 2011
Time: 5:20 p.m.
Notify: Jenny Collins

Approving the 2012 Budget for the Port Authority

October 24, 2011

FINANCE COMMITTEE:

Re: Ordinance F-2011-16
Date: October 24, 2011
Time: 5:00 p.m.
Notify: Jane Reel (DMD)

CHAIRMAN FRIEND

Authorizing Additional Appropriations DMD

Re: Ordinance G-2011-19
Date: October 24, 2011
Time: 5:00 p.m.
Notify: Jane Reel (DMD)

EDC Bonds/ U of E Project

Re: Resolution C-2011-28
Date: October 24, 2011
Time: 5:10 p.m.
Notify: Jane Reel (DMD)

Ratifying the 2012 Consolidated Housing & Community
Development Annual Action Plan

Re: Resolution J-2011-29
Date: October 24, 2011
Time: 5:15 p.m.
Notify: Donna Crooks (GAGE)

Confirming Tax Phase In Burdette Commons

Re: Resolution C-2011-30
Date: October 24, 2011
Time: 5:15 p.m.
Notify: Donna Crooks (GAGE)

Confirming Tax Phase In Memorial Commons

PUBLIC WORKS COMMITTEE:

Re: Ordinance G-2011-18
Date: October 24, 2011
Time: 5:20 p.m.
Notify: Jennifer Elston

CHAIRWOMAN MOSBY

Clark Street Vacation

The Honorable Council of the City of Evansville is hereby called to order. Madam Clerk, please call the roll.

ROLL CALL

<input checked="" type="checkbox"/> M ^c GINN	<input checked="" type="checkbox"/> ROBINSON	<input checked="" type="checkbox"/> JOHN
<input checked="" type="checkbox"/> MOSBY	<input checked="" type="checkbox"/> FRIEND	<input checked="" type="checkbox"/> WALKER
<input checked="" type="checkbox"/> BREHOLD	<input checked="" type="checkbox"/> ADAMS	<input checked="" type="checkbox"/> WATTS

There being 9 members present, 0 members absent, and 9 members representing a quorum, I hereby declare this session of Common Council officially opened.

PLEDGE OF ALLEGIANCE

This evening the pledge of allegiance will be led by M^cGinn.

Fellow Councilmen and those in the audience, welcome to the October 17, 2011 meeting of the Common Council.

RECOGNITION OF SCHOOLS

Are there any students in the audience who would like to be recognized?

SCHOOL: _____
NAME: _____

~~SCHOOL: _____~~
~~NAME: _____~~

TEEN ADVISORY COUNCIL

<u>Megan Clevidence</u>	<u>Montana Taylor</u>	<u>M^cGinn</u>
<u>Montana Taylor</u>	_____	_____
<u>Claire Apuan</u>	_____	_____

COUNCIL ATTORNEY

This evening John Hamilton is City Council Attorney.

SERGEANT AT ARMS

This evening Officer _____ is our Sergeant at Arms.

READING AND AMENDMENT OF MINUTES OF PRECEDING MEETING

Is there a motion to approve the minutes of the October 10, 2011 meeting of the Common Council as written?

Councilman Friend moved and Councilman Mosby seconded the motion that the minutes of the regular meeting of the Common Council held October 10, 2011 be approved as written. Voice vote. _____ So ordered. _____

REPORTS AND COMMUNICATIONS
IN YOUR OCTOBER 14th PACKET:

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- *Committee Meeting Schedule.
- *City Council Meeting Minutes from the October 10, 2011.
- *Ordinances G-2011-19 and F-2011-16
- *Resolutions C-2011-29 and C-2011-30
- *News Releases: Harlem Globetrotters' Arrival into Evansville.
Mt. Auburn Sewer Project Receives Green Light.

ON YOUR DESK THIS EVENING:

- *Financial Report July 2011 and August 2011.
- *News Releases: Ford Center Construction Puts Nearly 1,300 Locals to Work.
Community Preview Party Free Public Open House at the Ford Center.

Councilman Robinson moved and Councilman Friend

seconded the motion to receive, file and make these reports and communications a part of

the minutes of the meeting. Voice vote. So ordered.

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2011-19 FINANCE FRIEND

An Ordinance authorizing The City of Evansville, Indiana to issue its "Economic Development Revenue Bond, Series 2011A (University of Evansville Project)", Its "Economic Development Revenue Bond, Series 2011B (University of Evansville Project)", Its "Economic Development Revenue Bond, Series 2011C (University of Evansville Project)", Its "Economic Development Revenue Bond, Series 2011D (University of Evansville Project)", and Its "Economic Development Revenue Bond, Series 2011E (University of Evansville Project)" and Approving and Authorizing other Actions in Respect Thereto

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Adams
Hamilton
Adams
John Friend
Mosby
Adams

Is there a motion to adopt the Consent Agenda as written?

Councilman John moved and Councilman Robinson seconded the

Motion to adopt the Consent Agenda as written. Voice vote. ✓ So ordered.

CONSENT AGENDA

SECOND READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE G-2011-17 A.S.D. ROBINSON

An ordinance amending the City of Evansville's municipal code by repealing the City of Evansville's ordinances concerning firearms in accordance with Indiana Code 35-47-11.1

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ORDINANCE F-2011-9 FINANCE FRIEND

An Ordinance of The Common Council of the City of Evansville, Indiana appropriating monies for the purpose of defraying the expenditures of Vanderburgh County Levee Authority for the Fiscal Year beginning January1, 2012.

ORDINANCE F-2011-10 FINANCE FRIEND

An Ordinance of The Common Council of the City of Evansville approving and adopting the 2012 Budget for the Port Authority of Evansville.

RESOLUTION C-2011-27 FINANCE FRIEND

A Resolution of the Common Council approving an Interlocal agreement with Vanderburgh County (paving and re-surfacing at Oak Hill Cemetery)

COMMITTEE REPORTS:

FINANCE COMMITTEE

CHAIRMAN FRIEND

Councilman Friend: Mr. President, your Finance Committee met this evening to hear Resolution C-2011-27 and Ordinances F-2011-8, F-2011-9, and F-2011-10 and all come forward with a (do-pass/do not pass) recommendation.

A.S.D. COMMITTEE

CHAIRWOMAN ROBINSON

Councilwoman Mosby: Mr. President, you're A.S.D. Committee met this evening to here Ordinance G-2011-17 and it comes forward with a (do-pass/do not pass) recommendation.

Councilman Friend moved and Councilman Robinson seconded the motion to adopt the Committee Reports and move these ordinances and resolutions to Third Reading. Voice vote. So ordered.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE G-2011-17

A.S.D.

ROBINSON

An ordinance amending the City of Evansville's municipal code by repealing the City of Evansville's ordinances concerning firearms in accordance with Indiana Code 35-47-11.1

Is there a motion to adopt Ordinance G-2011-17 and call the roll?

Councilman Robinson moved and Councilman Mosby seconded the motion to adopt Ordinance G-2011-17 call the roll.

ROLL CALL

✓ M^cGINN

✓ ROBINSON

✓ JOHN

✓ MOSBY

✓ FRIEND

✓ WALKER

WA BREHOLD *spoke*

✓ ADAMS

✓ WATTS

There being 8 Ayes and 1 Nays, Ordinance G-2011-17 is hereby declared ADOPTED/~~DECLARED~~.

AS Amended

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2011-8

FINANCE

FRIEND

An Ordinance of The Common Council of the City of Evansville, Indiana appropriating monies for the purpose of defraying the expenditures of departments of the City Government for the Fiscal Year beginning January 1, 2012.

Is there a motion to adopt Ordinance F-2011-8 and call the roll?

Councilman Robinson moved and Councilman Mosby seconded the motion to adopt Ordinance F-2011-8 call the roll.

ROLL CALL

M^cGINN

ROBINSON

JOHN spoke *as dunc p*

MOSBY

FRIEND

~~NO~~ WALKER

BREHOLD

~~NO~~ ADAMS spoke

WATTS spoke

There being 7 Ayes and 2 Nays, Ordinance F-2011-8 is hereby declared
ADOPTED/~~DENIED~~.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2011-9

FINANCE

FRIEND

An Ordinance of The Common Council of the City of Evansville, Indiana appropriating monies for the purpose of defraying the expenditures of Vanderburgh County Levee Authority for the Fiscal Year beginning January 1, 2012.

Is there a motion to adopt Ordinance F-2011-9 and call the roll?

Councilman John moved and Councilman Friend seconded the motion to adopt Ordinance F-2011-9 call the roll.

ROLL CALL

<input checked="" type="checkbox"/> M ^c GINN	<input checked="" type="checkbox"/> ROBINSON	<input checked="" type="checkbox"/> JOHN
<input checked="" type="checkbox"/> MOSBY	<input checked="" type="checkbox"/> FRIEND	<input checked="" type="checkbox"/> WALKER
<input checked="" type="checkbox"/> BREHOLD	<input checked="" type="checkbox"/> ADAMS	<input checked="" type="checkbox"/> WATTS

There being 9 Ayes and 0 Nays, Ordinance F-2011-9 is hereby declared
ADOPTED/~~DENIED~~.

ok

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2011-10

FINANCE

FRIEND

An Ordinance of The Common Council of the City of Evansville approving and adopting the 2012 Budget for the Port Authority of Evansville.

Is there a motion to adopt Ordinance F-2011-10 and call the roll?

Councilman Mosby moved and Councilman John seconded the motion to adopt Ordinance F-2011-10 call the roll.

ROLL CALL

M°GINN

ROBINSON

JOHN

MOSBY

FRRIEND

NO WALKER

BREHOLD

NO ADAMS

WATTS

There being 7 Ayes and 2 Nays, Ordinance F-2011-10 is hereby declared
ADOPTED/~~DECLINED~~.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

RESOLUTION C-2011-27

FINANCE

FRIEND

A Resolution of the Common Council approving an Interlocal agreement with Vanderburgh County (paving and re-surfacing at Oak Hill Cemetery)

Is there a motion to adopt Resolution C-2011-27 and call the roll?

Councilman Mosby moved and Councilman Friend seconded the motion to adopt Resolution C-2011-27 and call the roll.

ROLL CALL

M^cGINN

ROBINSON

JOHN

MOSBY

FRIEND

WALKER

BREHOLD

ADAMS

WATTS

There being 9 Ayes and 0 Nays, Resolution C-2011-27 is hereby declared
~~ADOPTED/DENIED.~~

MISCELLANEOUS BUSINESS

The next City Council meeting will be Monday, October 24, 2011 at 5:30 p.m.
Committee Meetings will begin at 5:00 p.m.

Watts

Friend

Brenda Berkowitz

John

Watts

John

Brenda

Mosby

Brenda

Watts

Mosby

Brenda

COMMITTEE REPORTS:

ASD COMMITTEE:

Nothing scheduled at this time.

FINANCE COMMITTEE:

Re: Ordinance F-2011-16

Date: October 24, 2011

Time: 5:00 p.m.

Notify: Jane Reel (DMD)

Re: Ordinance G-2011-19

Date: October 24, 2011

Time: 5:00 p.m.

Notify: Jane Reel (DMD)

Re: Resolution C-2011-28

Date: October 24, 2011

Time: 5:10 p.m.

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PUBLIC WORKS COMMITTEE:

Re: Ordinance G-2011-18

Date: October 24, 2011

Time: 5:20 p.m.

Notify: Jennifer Elston

CHAIRWOMAN ROBINSON

CHAIRMAN FRIEND

Authorizing Additional Appropriations

EDC Bonds/ U of E Project

Ratifying the 2012 Consolidated Housing
and Community Development Annual
Action Plan

Confirming Tax Phase In Burdette Oaks

Confirming Tax Phase In Memorial
Commons

CHAIRWOMAN MOSBY

Clark Street Vacation

ADJOURNMENT

Councilman Friend moved and Councilman Robinson

seconded the motion to adjourn. Voice Vote. So Ordered.

Meeting adjourned at 5:55 p.m.

**CITY COUNCIL
COMMITTEE MEETING SCHEDULE**

.....
October 17, 2011
.....

A.S.D. COMMITTEE:

CHAIRWOMAN ROBINSON

Re: Ordinance G-2011-17
Date: October 17, 2011
Time: 5:00 p.m.
Notify: Bob Rock

Amending Firearms Code

FINANCE COMMITTEE:

CHAIRMAN FRIEND

Re: Resolution C-2011-27
Date: October 17, 2011
Time: 5:15 p.m.
Notify: Ed Ziemer (BPW)

Paving and Resurfacing Oak Hill

Re: Ordinance F-2011-8
Date: October 17, 2011
Time: 5:20 p.m.
Notify: Jenny Collins

Approving the City Budget for the Year 2012

Re: Ordinance F-2011-9
Date: October 17, 2011
Time: 5:20 p.m.
Notify: Jenny Collins

Approving the 2012 Budget for the Levee

Re: Ordinance F-2011-10
Date: October 17, 2011
Time: 5:20 p.m.
Notify: Jenny Collins

Approving the 2012 Budget for the Port Authority

.....
October 24, 2011
.....

FINANCE COMMITTEE:

CHAIRMAN FRIEND

Re: Ordinance F-2011-16
Date: October 24, 2011
Time: 5:00 p.m.
Notify: Jane Reel (DMD)

Authorizing Additional Appropriations DMD

Re: Ordinance G-2011-19
Date: October 24, 2011
Time: 5:00 p.m.
Notify: Jane Reel (DMD)

EDC Bonds/ U of E Project

Re: Resolution C-2011-28
Date: October 24, 2011
Time: 5:10 p.m.
Notify: Jane Reel (DMD)

Ratifying the 2012 Consolidated Housing & Community
Development Annual Action Plan

Re: Resolution 2011-29
Date: October 27, 2011
Time: 5:15 p.m.
Notify: Donna Crooks (GAGE)

Confirming Tax Phase In Burdette C

Re: Resolution C-2011-30
Date: October 24, 2011
Time: 5:15 p.m.
Notify: Donna Crooks (GAGE)

Confirming Tax Phase In Memorial
Commons

PUBLIC WORKS COMMITTEE:

Re: Ordinance G-2011-18
Date: October 24, 2011
Time: 5:20 p.m.
Notify: Jennifer Elston

CHAIRWOMAN MOSBY

Clark Street Vacation

**INTERLOCAL AGREEMENT BETWEEN
THE CITY OF EVANSVILLE AND VANDERBURGH COUNTY**

THIS AGREEMENT is made this 22nd day of September, 2011, between the City of Evansville, Indiana, a Municipal Corporation, acting by and through its Board of Public Works, hereinafter called CITY, and Vanderburgh County, Indiana, acting by and through its Board of Commissioners, hereinafter called COUNTY.

WITNESSETH

WHEREAS, the parties desire to enter into an interlocal cooperation agreement pursuant to Indiana Code 36-1-7-1 *et seq.*; and

WHEREAS, the CITY desires to engage the COUNTY to complete one paving project for it at Evansville Oak Hill Cemetery;

NOW, THEREFORE, in consideration of the mutual covenants, terms and conditions herein contained, the parties mutually agree as follows:

**ARTICLE I
SCOPE AND PURPOSE OF AGREEMENT**

The purpose of this agreement is for the COUNTY to complete one paving project for the CITY at Oak Hill Cemetery (herein the "Project") The project will consist of resurfacing parts of the following roads inside Oak Hill Cemetery: Outer Lake Drive, Hawthorne Drive, Magnolia Drive, Central Drive, Evergreen Drive, Hemlock Drive, Holly Drive, Pear Drive, and Golden Rod Drive.

**ARTICLE II
TERM AND DURATION OF AGREEMENT**

The duration of the Agreement shall be for 60 days from the date of approval of the parties or from the date of approval by the last party approving this agreement, whichever comes later. Provided, however, that the duration of this contract may be extended due to delays caused by Acts of God or other unforeseen circumstances.

**ARTICLE III
SPECIFICATIONS AND CHARGES**

The CITY shall pay to the COUNTY the sum of Nine Thousand Fourteen Dollars and Zero Cents (\$9,014.00) for labor and equipment in connection with the Project and shall pay to the COUNTY's approved asphalt vendor up to the sum of Sixty Three Thousand Dollars (\$63,000) for materials provided by said asphalt vendor in connection with the Project. The following amounts shall be allocated and payable as follows:

- (i) Upon completion, acceptance and approval by the CITY of the work performed at Oak Hill Cemetery, the CITY shall pay to the COUNTY the sum of Nine Thousand Fourteen Dollars and Zero Cents (\$9,014.00) for the labor and equipment provided by the COUNTY. In addition, the CITY shall pay, upon completion, acceptance and approval by the CITY, to the COUNTY's approved asphalt vendor up to the sum of Sixty Three Thousand Dollars (\$63,000.00) for materials provided in completing work at Oak Hill Cemetery.

ARTICLE IV TERMINATION

The parties may terminate this Agreement at any time upon 30-days written notice. Upon such termination, the COUNTY shall be compensated for all costs incurred and fees earned for services performed prior to receipt of the notice of termination.

ARTICLE V ADMINISTRATION

This agreement shall be administered through the CITY's Board of Public Works and through the Vanderburgh County Highway of the COUNTY.

ARTICLE VI LIABILITY AND DAMAGE RESPONSIBILITIES

Any accident and/or injury directly or indirectly involving the facilities or property of the CITY shall be reported immediately to CITY. The CITY may conduct its own investigation of any accident or injury.

COUNTY shall exercise reasonable care to avoid damage to facilities of CITY and hereby assumes full responsibility for any and all loss caused by COUNTY. COUNTY shall make an immediate report to CITY of the occurrence of any such damage and hereby agrees to make reimbursement for any loss and damage incurred.

The liability of the County under this Article VI is limited to the extent of all limitations on liability available to the County, under the laws of the State of Indiana, as a political subdivision of the State of Indiana including, but not limited to the Indiana Tort Claims Act.

ARTICLE VII

APPROVAL, DISBURSEMENT OF FUNDS AND RECORDING

This agreement shall be approved by the fiscal body of each party after it is approved by the CITY's Board of Public Works and the COUNTY's Board of Commissioners. Additionally, this agreement shall be effective upon recording with the Vanderburgh County Recorder, as required by Indiana Code 36-1-7-6, and filed with the State Board of Accounts within 60 days of approval by the fiscal body of each party.

The City Controller for the City of Evansville shall disburse monies in accordance with this agreement upon approval by the CITY's Board of Public Works.

**ARTICLE VIII
PUBLIC NOTICE**

In accordance with Indiana Code 36-1-7-12, no notice by publication or posting is required by this agreement as it is an agreement for the purchase and sale of services, supplies and equipment between governmental entities.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed on the day and year first above written.

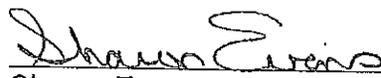
CITY, by and through its Board of Public Works

BY:

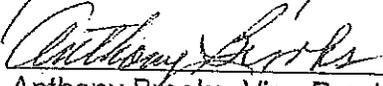
ATTEST:



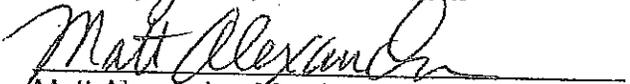
Jack McNeely, President



Sharon Evans



Anthony Brooks, Vice-President



Matt Alexander, Member

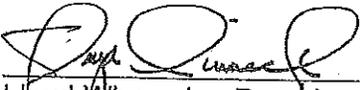
APPROVED by Evansville City Council:

By _____

Its _____

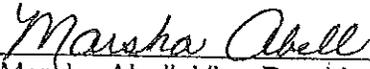
COUNTY, by and through its Board of Commissioners

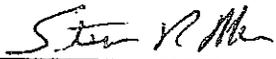
BY:


Lloyd Winnecke, President

ATTEST:


Joe Carri, Auditor


Marsha Abell, Vice President


Stephen Melcher, Member

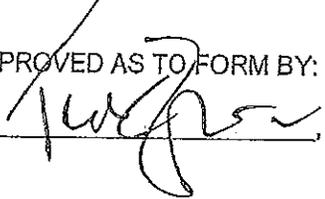
APPROVED by Vanderburgh County Council:

Joe Kiefer, President

APPROVED AS TO FORM BY:

_____, CORPORATION COUNSEL

APPROVED AS TO FORM BY:


_____, COUNTY ATTORNEY



CITY OF EVANSVILLE
OFFICE of CITY COUNCIL

Room 314 Civic Center Complex
1 NW Martin Luther King Jr. Blvd.
EVANSVILLE, INDIANA 47708

JONATHAN WEINZAPPEL
MAYOR

ALBERTA MATLOCK
CITY CLERK

Carl L. Chapman, CEO, Vectren Corp.
Corporate Headquarters
P.O. Box 209
Evansville, IN 47702-0209

Dear Mr. Chapman:

This letter is to request that a representative of Vectren Corp. appear before the Evansville City Council on November 14, 2011 at 5:30 p.m. for the following purposes:

1. To provide an explanation and basis for Vectren's rate increases, and to discuss the effect of the rate increase upon the City of Evansville's budget;
2. To answer questions from members of City Council on behalf of the City of Evansville.

We look forward to your appearance and co-operation in providing this information. Please respond and confirm your appearance by contacting the City Clerk, Alberta Matlock, at: Civic Center Complex, 1 N.W. Martin Luther King, Jr., Blvd., Evansville, Indiana 47708, or telephone number (812) 436-4996.

Respectfully Submitted,

B.J. Watts, President

Wendy Bredhold

Curt John

Missy Mosby

Donald Walker

Dr. H. Dan Adams, Vice President

John Friend

Dan McGinn

Constance Robinson