

**AGENDA**

**LOGANSPOUR COMMON COUNCIL**

**Monday, November 7, 2022**

**6:30 PM City Council Chambers**

**CALL MEETING TO ORDER:** Mayor Chris Martin

**PLEDGE OF ALLEGIANCE:** Unison

**ROLL CALL:** Duane Ullom Clerk-Treasurer

**APPROVAL OF MINUTES:** Special Called Session October 24, 2022

**COMMENTS OF MAYOR:**

**REPORTS FROM COMMITTEES, BOARDS AND COMMISSIONS:**

**PRESENTATION:** Tom Partridge – Pear Tree

**OLD BUSINESS:**

**ORDINANCE 2022-25** AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPOUR, INDIANA, REGULATING THE USE OF DUMPSTERS IN THE CITY OF LOGANSPOUR – *2<sup>nd</sup> Reading*

**ORDINANCE 2022-33** AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPOUR, INDIANA ESTABLISHING PAYOUTS FOR THE LOGANSPOUR POLICE DEPARTMENT'S PHYSICAL FITNESS INCENTIVE PROGRAM AND THE INCENTIVE TRAINING PROGRAM – *2<sup>nd</sup> Reading*

**ORDINANCE 2022-34** AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPOUR, INDIANA AMENDING ORDINANCE 2004-09 FOR THE TRANSFER OF CITY FUNDS TO THE RAINY DAY FUND (#2236) PER INDIANA CODE 36-1-8-5.1 – *2<sup>nd</sup> Reading*

- ORDINANCE 2022-35** AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSFORT, INDIANA AUTHORIZING AN ADDITION APPROPRIATION FOR NEW COMPUTER SERVERS FOR THE CITY – *2<sup>nd</sup> reading*
- ORDINANCE 2022-36** AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSFORT, INDIANA MOVING PREVIOUSLY APPROPRIATED FUNDS FOR THE RIVERSIDE PARK PROJECT INTO THE LWCP GRANT FUND – *2<sup>nd</sup> Reading*
- ORDINANCE 2022-39** AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSFORT, OF CASS COUNTY, INDIANA ESTABLISHING NEW LOGANSFORT MUNICIPAL CITY COUNCIL WARDS – *2<sup>nd</sup> Reading*

**NEW BUSINESS:**

- RESOLUTION 2022–149** A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LOGANSFORT, INDIANA TRANSFERRING APPROPRIATIONS FOR THE PARKS DEPARTMENT
- RESOLUTION 2022–150** A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LOGANSFORT, INDIANA TRANSFERRING APPROPRIATIONS FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT
- RESOLUTION 2022-151** A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LOGANSFORT, INDIANA AUTHORIZING THE TRANSFER OF FUNDS FOR POLICE STATION RENOVATIONS INTO A CONSTRUCTION ACCOUNT AT FIRST FARMERS BANK AND TRUST
- ORDINANCE 2022-40** AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSFORT, INDIANA AMENDING ORDINANCE 2017-23 WHICH IS THE LONGEVITY PAY FOR CIVIL CITY EMPLOYEES – *1<sup>st</sup> Reading*
- ORDINANCE 2022-41** AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSFORT, INDIANA AMENDING THE LONGEVITY PAY SCALE FOR MEMBERS OF THE LOGANSFORT POLICE AND

**FIRE DEPARTMENTS, ITS RETIREES AND SPOUSES – 1<sup>st</sup> Reading**

- ORDINANCE 2022-42**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA ESTABLISHING RULES FOR CITY PARKS, TRAILS, SPORT COURTS, MUEHLHAUSEN AQUATIC CENTER, AND SPLASH PAD – 1<sup>st</sup> Reading**
- ORDINANCE 2022-43**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA TO APPROPRIATE FUNDS FROM THE ARPA CORONAVIRUS LOCAL FISCAL RECOVERY FUND FOR PURPOSES THAT FULFILL THE INTENT OF THE AMERICAN RESCUE PLAN ACT IN AIDING THE CITY OF LOGANSPORT'S RECOVERY FROM THE EFFECTS OF THE COVID-19 EMERGENCY BY PROVIDING \$50,000 IN FUNDS TO BUSINESSES THROUGH CREDIT FUNDS – 1<sup>st</sup> Reading**
- ORDINANCE 2022-44**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA TO APPROPRIATE FUNDS FROM THE ARPA CORONAVIRUS LOCAL FISCAL RECOVERY FUND FOR PURPOSES THAT FULFILL THE INTENT OF THE AMERICAN RESCUE PLAN ACT IN AIDING THE CITY OF LOGANSPORT'S RECOVERY FROM THE EFFECTS OF THE COVID-19 EMERGENCY BY FUNDING THE MAKE MY MOVE PROGRAM – 1<sup>st</sup> Reading**
- ORDINANCE 2022 – 45**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA TO APPROPRIATE FUNDS FROM THE ARP CORONAVIRUS LOCAL FISCAL RECOVERY FUND FOR PURPOSES THAT FULFILL THE INTENT OF THE AMERICAN RESCUE PLAN ACT IN AIDING THE CITY OF LOGANSPORT'S RECOVERY FROM THE EFFECTS OF THE COVID-19 EMERGENCY BY PROVIDING UP TO \$400,000 FOR INFRASTRUCTURE NEEDS AT THE**

**JUNCTION – 1<sup>st</sup> Reading**

- ORDINANCE 2022 – 46**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA TO APPROPRIATE FUNDS FROM THE ARPA CORONAVIRUS LOCAL FISCAL RECOVERY FUND FOR PURPOSES THAT FULFILL THE INTENT OF THE AMERICAN RESCUE PLAN ACT IN AIDING THE CITY OF LOGANSPORT'S RECOVERY FROM THE EFFECTS OF THE COVID-19 EMERGENCY BY PROVIDING UP TO \$750,000 FOR PUBLIC/PRIVATE PARKING AT RIVERSIDE PARK – 1<sup>st</sup> Reading**
- ORDINANCE 2022-47**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA TO APPROPRIATE FUNDS FROM THE ARPA CORONAVIRUS LOCAL FISCAL RECOVERY FUND FOR PURPOSES THAT FULFILL THE INTENT OF THE AMERICAN RESCUE PLAN ACT IN AIDING THE CITY OF LOGANSPORT'S RECOVERY FROM THE EFFECTS OF THE COVID-19 EMERGENCY BY PROVIDING UP TO \$20,000 FOR THE ACQUISITION OF THE EXIDE PROPERTY – 1<sup>st</sup> Reading**
- ORDINANCE 2022-48**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA, APPROVING A CHANGE IN RATES AND CHARGES OF THE LOGANSPORT MUNICIPAL WATER DEPARTMENT – 1<sup>st</sup> Reading**
- ORDINANCE 2022-49**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA, APPROVING A CHANGE IN RATES AND CHARGES OF THE LOGANSPORT MUNICIPAL SEWER DEPARTMENT – 1<sup>st</sup> Reading**
- ORDINANCE 2022-50**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA, APPROVING A CHANGE IN RATES AND CHARGES OF THE STORMWATER DISTRICT OF THE CITY OF LOGANSPORT, INDIANA – 1<sup>st</sup> Reading**

**ORDINANCE 2022-51**

**AN ORDINANCE OF THE COMMON COUNCIL OF  
THE CITY OF LOGANSPOBT, INDIANA  
APPROVING AN ADDITIONAL APPROPRIATION  
FROM THE GENERAL FUND FOR THE PAYMENT  
OF IRS PENALTIES AND INTEREST – *1<sup>st</sup> Reading***

**PUBLIC COMMENTS:**

**COUNCIL MEMBER COMMENTS:**

**MISCELLANEOUS BUSINESS AND ANY MATTERS NOT ALREADY CONSIDERED  
INCLUDING ADA SECTION 504 COMPLIANCE OR CONCERNS**

**ADJOURNMENT**

**MINUTES**  
**LOGANSPORT COMMON COUNCIL**

**Special Called Session**

**Monday, October 24, 2022**

**6:30 PM City Council Chambers**

**CALL MEETING TO ORDER:** Mayor Chris Martin called the meeting to order at 7:42 p.m.

**PLEDGE OF ALLEGIANCE:** The pledge was recited in unison.

**ROLL CALL:** Duane Ullom, Clerk-Treasurer

**PRESENT:** Amy Densborn, Larry Hood, Jonathan Nelms, Jake LeDonne, Scott Peattie, Carl McPherson, Dave Morris.

**ATTORNEY PRESENT:** Kelly Leeman.

**MEDIA PRESENT:** None.

**OTHERS PRESENT:** John “Tony” Shanks, Joe DiCosola, Bill Cuppy, Paul Linback, Rob Rennewanz, Arin Shaver, Michelle Dials.

**APPROVAL OF MINUTES:** Regular Session October 3, 2022

**Motion:** to approve the Minutes from October 3, 2022, as presented, **Action:** Approve, **Moved by:** Jonathan Nelms, **Seconded by:** Larry Hood, **Vote:** Motion passed by roll call vote (**summary:** Yes = 6, Abstain = 1.) **Yes:** Amy Densborn, Larry Hood, Jonathan Nelms, Jake LeDonne, Scott Peattie, Dave Morris. **Abstain:** Carl McPherson.

**COMMENTS OF MAYOR:**

**REPORTS FROM COMMITTEES, BOARDS AND COMMISSIONS:**

Planning and Economic Development Committee met on 10/12/22. The only topic of discussion was on redistricting and is on tonight’s agenda.

Finance Committee met on 10/10/22 where Superintendent Greg Toth and Jennifer Wilson from Crowe were present to discuss capital improvements and the CSO projects, as well as possible rate changes to accommodate those needs.

Finance Committee met on 10/24/22. Discussion included Make-My-Move, Bill Cuppy did an ARPA presentation, public safety and civil city employee longevity changes were presented,

revision of the golf course handbook, upgrade to the city server hardware, transfers for the Street Department, and funding acquired for the police station renovations.

#### **OLD BUSINESS:**

**ORDINANCE 2022-37**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA, FIXING SALARIES FOR APPOINTED OFFICIALS AND EMPLOYEES OF THE CITY OF LOGANSPORT, INDIANA, FOR THE YEAR 2023 – 2<sup>nd</sup> reading**

**Motion:** to approve Ordinance 2022-37 on 2nd reading, **Action:** Approve, **Moved by:** Jake LeDonne, **Seconded by:** Carl McPherson. **Vote:** Motion passed by unanimous roll call vote (**summary:** Yes = 7, No = 0). **Yes:** Scott Peattie, Dave Morris, Amy Densobrn, Larry Hood, Jake LeDonne, Carl McPherson, Jonathan Nelms.

**ORDINANCE 2022-38**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA FIXING THE ANNUAL SALARIES OF ELECTED OFFICIALS OF THE CITY OF LOGANSPORT, INDIANA, FOR THE PERIOD BEGINNING JANUARY 1, 2023 AND ENDING DECEMBER 31, 2023 – 2<sup>nd</sup> reading**

**Motion:** to approve Ordinance 2022-38 on 2nd reading, **Action:** Approve, **Moved by:** Dave Morris, **Seconded by:** Carl McPerson. **Vote:** Motion passed by roll call vote (**summary:** Yes = 4, No = 3). **Yes:** Carl McPherson, Dave Morris, Jonathan Nelms, Jake LeDonne. **No:** Scott Peattie, Larry Hood, Amy Densborn.

#### **NEW BUSINESS:**

**RESOLUTION 2022 – 148**      **A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA TRANSFERRING APPROPRIATIONS FOR THE STREET DEPARTMENT**

**Motion:** to approve Resolution 2022-148, **Action:** Approve, **Moved by:** Jonathan Nelms, **Seconded by:** Larry Hood. **Vote:** Motion passed by unanimous roll call vote (**summary:** Yes = 7, No = 0). **Yes:** Jonathan Nelms, Jake LeDonne, Amy Densborn, Scott Peattie, Larry Hood, Carl McPherson, Dave Morris.

**ORDINANCE 2022-39**      **AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, OF CASS COUNTY,**

**INDIANA ESTABLISHING NEW LOGANSPORT  
MUNICIPAL CITY COUNCIL WARDS – 1<sup>st</sup> Reading**

Councilman Nelms acknowledged both versions are in the packet. Committee moved forward the second option. Clerk-Treasurer, Duane Ullom stated he added both because he was unsure which version was moved forward. Voting will be done on the second version, that switches Councilman Peattie and Councilman McPherson's wards. Councilman Peattie will be in ward five. Councilman Morris asked Councilman Nelms to verify the correct reading after passing it tonight on the first reading. Councilman Nelms confirmed he will.

**Motion:** to approve Ordinance 2022-39, on 1st reading, **Action:** Approve, **Moved by:** Larry Hood, **Seconded by:** Scott Peattie. **Vote:** Motion passed by roll call vote (**summary:** Yes = 5, No = 1, Abstain = 1). **Yes:** Dave Morris, Larry Hood, Scott Peattie, Jake LeDonne Carl McPherson. **No:** Jonathan Nelms. **Abstain:** Amy Densborn.

**PUBLIC COMMENTS:**

**COUNCIL MEMBER COMMENTS:**

Councilman Hood commented to councilmembers there will be a Public Safety meeting around the first of November. The Fire Chief communicated to Councilman Hood; the county is changing to a different radio system. With their departments, Chief Bair is asking for the possibility of the City of Logansport changing to the system that the county is moving to. Discussion at the meeting will be on portable radios. City Attorney, Kelly Leeman asked if this was to assist in the systems needing to mesh. Councilman Hood confirmed yes, and so they are not blind when it comes to working with the county.

Councilman Nelms explained his hesitancy on Ordinance 2022-38 was due to not believing city council members should receive a raise. That amendment failed previously but he does believe the full-time elected officials doing their job every day deserves a raise. That is why he voted yes.

**MISCELLANEOUS BUSINESS AND ANY MATTERS NOT ALREADY CONSIDERED INCLUDING ADA SECTION 504 COMPLIANCE OR CONCERNS**

**ADJOURNMENT**

**Motion:** to adjourn the meeting at 8:08 p.m., **Action:** Adjourn, **Moved by:** Jonathan Nelms, **Seconded by:** Carl McPherson, **Vote:** Motion passed unanimously (**summary:** Yes = 7, No = 0). **Yes:** Scott Peattie, Jonathan Nelms, Dave Morris, Carl McPherson, Larry Hood, Amy Desnborn, Jake LeDonne.



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Chris Martin, Mayor

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Duane Ullom, Clerk-Treasurer

Video and Audio recorded on 10/24/2022.

## ORDINANCE 2022-25

### AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA, REGULATING THE USE OF DUMPSTERS IN THE CITY OF LOGANSPORT

#### SECTION 1: DEFINITIONS.

**“DOWNTOWN BUSINESS DISTRICT.”** That geographic location in the City bounded on the east by 8<sup>th</sup> Street extended to the Eel and Wabash Rivers then to the confluence of the Eel and Wabash Rivers.

**“DUMPSTER”**. Includes any container designed to hold construction or other debris, or other materials intended for imminent disposal, for the purpose of storing the same until the container is removed, or the contents of the container are removed for disposal. The term includes “ROLL OFFS” or containers designed with a mechanism for depositing the contents thereof in a truck designed to transport the contents to a disposal site.

**“ENFORCEMENT OFFICERS”**. The Street Commissioner, or their designee will be the Enforcement Officers for the approval of all permits unless referred to the Board of Works and Public Safety for special circumstances or an approval under Section 16.

**“RIGHT-OF-WAY”**. Includes the entire area dedicated to public use, which area may include unimproved property adjoining a street or other public way, depending on the boundaries of the right-of-way granted to the public for its use.

**“STREET”**. The entire width between the boundary lines of every way publicly maintained when any part of the way is open to the use of the public for purposes of vehicular travel. The term includes an alley.

#### SECTION 2: EXCLUSION.

The regulatory provisions established in this chapter, including the necessity of obtaining a permit, shall not be applicable to any dumpster located on privately owned real estate, provided that, all such dumpsters shall remain subject to all other ordinance provisions regulating public health and safety.

#### SECTION 3: PERMIT REQUIRED.

No person, company, or business shall place any dumpster within any portion of a public street or upon public right-of-way within the city limits, and no person, company, or business shall lease any dumpster to any third party for placement within any public street or upon public right-of-way, without obtaining a permit therefore as required by this section.

#### **SECTION 4: RESPONSIBILITY OF DUMPSTER OWNERS AND APPLICANTS.**

- (A) Responsibility of dumpster owner.
- (1) All companies, businesses, or persons that own a dumpster shall ensure that the dumpster has reflective taping covering an area of one square foot on each upper corner of the dumpster.
  - (2) Prior to placing any dumpster upon the public street or public right-of-way the owner of the dumpster shall confirm that a permit has been issued for the placement of the dumpster by contacting the Street Department. Any company, business, or person not complying with this section shall be responsible for all fines and penalties resulting from the violation of this section.
- (B) Responsibility of applicant. Application for the permit required under this section may be made by either the owner of the property utilizing the dumpster; a contractor; or the owner of the dumpster. Whoever submits the application for placement shall be considered the "Applicant". The applicant shall be responsible for ensuring compliance with the terms of this section and shall be responsible for all fines and penalties resulting from violation of this section. It shall be the responsibility of the applicant to assure that the dumpster is placed in conformity with the terms of the permit, and that the dumpster has a valid permit in effect for the entire period of time during which the dumpster is located on a public street or upon public right-of-way.
- (C) Each owner of a dumpster(s) shall annually obtain a permit for the calendar year in which a dumpster or dumpsters are placed on the streets, alleys, or public ways of the City of Logansport. The permit shall be obtained at the office of the Street Commissioner and an annual fee of \$150.00 shall be paid for the calendar year ending December 31<sup>st</sup> or any part thereof. A new fee shall be paid annually for January 15<sup>th</sup> or before any dumpster of theirs is allowed to be placed on the street, alleys or public ways in the City.
- (D) Each dumpster owner, before placing or allowing a dumpster(s) to be leased and placed in the City streets, alleys or public way shall provide a certificate of insurance for public liability of One Million dollars and property damage in the minimum sum of \$200,000. The City of Logansport shall be listed as an additional insured. A new certificate shall be provided annually and for any part of a year. The City shall be notified in writing if any policy is cancelled, lapses, or not renewed.

#### **SECTION 5: CONTENT OF PERMIT APPLICATION.**

A permit application shall be prepared for use in conjunction with the administration of this chapter. The application form shall contain the following information:

- (A) The applicant's name, street address, telephone number, and email address..
- (B) The proposed location of the dumpster, including street address including a site diagram for the location and placement of the dumpster.
- (C) Date permit application made.
- (D) Dumpster owner's (if different than above), name, address, telephone number and email address.
- (E) Site inspected by whom.
- (F) Special conditions of permit, including but not limited to, any measures required to protect the public or municipally owned property.
- (G) Duration of permit being requested.
- (H) Date dumpster to be placed.
- (I) Permit cost.
- (J) Date permit approved by the Board of Public Works & Safety or the Street Commissioner.
- (K) Date dumpster actually removed.

#### **SECTION 6: DISPLAY OF PERMIT.**

Upon approval of the permit application as provided in this chapter, the applicant shall be issued a permit placard which shall be posted in such a manner as to be visible at all times from adjoining public street.

#### **SECTION 7: APPLICATION PROCEDURE.**

Application for permits issued pursuant to this chapter shall be made at Logansport Street Department office at 612 Race Street, Logansport, Indiana, during regular business hours. Application shall be made at least 48 hours prior to the anticipated placement of the dumpster to allow the city sufficient time to act upon the application.

#### **SECTION 8: APPLICATION REVIEW; PERMIT ISSUANCE**

Permit application will be reviewed by enforcement officers who will issue or deny the permit within 48 hours of application being made. If a weekend or holiday occurs within this 48 hour period, an additional 24 hours shall be allowed for processing of the application. Application approval shall not unreasonably be withheld. Should a permit application be denied, the

enforcement officer shall give written reasons for any such denial. Permit denials shall be subject to appeal rights as hereinafter provided.

**SECTION 9: PERMIT TERM AND EXTENSIONS.**

A permit shall be issued for a maximum period of 30 calendar days. Should additional time be required, a supplemental application shall be made for issuance of a succeeding permit not less than ten days prior to the expiration of a valid permit.

**SECTION 10: FEE SCHEDULE.**

The following permit fee schedule is adopted:

Residential streets/30 day permit      \$20

Downtown business district street/30 day permit      \$25

Placement in municipal parking lots/30 day permit      \$1 per day per space occupied

Placement in parking spaces      \$5 per day per space occupied

**SECTION 11: INTERSECTION CLEARANCE.**

No dumpster shall be placed on a public street or upon the public right-of-way within 75 feet of an intersection unless specifically approved by the Board of Public Works & Safety, which approval will be noted in writing on the permit application as a “special condition”.

**SECTION 12: ADDITIONAL WARNING DEVICES.**

In addition to fluorescent tape attached to the dumpster itself, a permit issued pursuant to this chapter may require the permittee to erect barricades, traffic barrels, or similar devices to be placed next to traffic lanes to warn motorists of the dumpster’s location.

**SECTION 13: NOTICE OF REMOVAL.**

The applicant shall advise the permit office of the date when the dumpster is removed from its approved location in order that enforcement officers may inspect the site to determine if there has been any damage to public property or right-of-way.

**SECTION 14: REVOCATION OF PERMIT.**

A permit issued pursuant to this chapter may be withdrawn by an enforcement officer at any time if it is shown that the dumpster has been located in a materially different site than the one identified in the permit, or should it appear that the dumpster presents an obstruction to vehicular or pedestrian traffic. Revocation will be subject to rights of appeal as hereinafter provided.

**SECTION 15: INDEMNIFICATION.**

The applicant shall indemnify and hold the city harmless from any and all damages arising from claims concerning the dumpster and the use thereof, including any claims arising from alleged environmental damages resulting from disposal of materials stored in the dumpster. The applicant shall be responsible to the city for any damage to city right-of-way caused by placement or use of the dumpster.

**SECTION 16: APPEALS.**

Any applicant or permit holder aggrieved by the non-issuance or withdrawal of a permit or alleging a grievance concerning the terms and conditions of a permit issued pursuant to this chapter may appeal the decision of the enforcement officer to the Board of Public Works and Safety, which Board shall act as a hearing authority. The Board will investigate the complaint, and may, in any such investigation, hold hearings concerning the grievance. Upon the completion of its investigation, the Board shall render its decision and shall either confirm, rescind, or modify and confirm the action of the enforcement officer. The decision of the Board shall be final, subject to statutory rights of appeal to the judicial system. Request for an appeal will be signed by the applicant and shall set out all of the facts and circumstances supporting their appeal.

**SECTION 99: PENALTY.**

Any applicant found by the Board of Works to be in violation of the terms of this chapter shall be subject to a fine of up to \$500 per day for each day such violation continues. The Office of the City Attorney is authorized to prosecute violations of this chapter, including seeking temporary and permanent enjoinder of any such violation.

This ordinance shall be effective January 1, 2023.

**INTRODUCED, FILED AND APPROVED** on the first reading by a vote of 4 in favor, 1 opposed, and 0 abstained on the 1<sup>st</sup> day of September, 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this 7th day of November, 2022, by the Common Council of the City of Logansport, Cass County, Indiana, by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, IN

By: \_\_\_\_\_  
Jake LeDonne, Council President

ATTEST:

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Duane Ullom Clerk-Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana  
this 7<sup>th</sup> day of November, 2022.

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Chris Martin, Mayor

**Ord. 2022-25**

**ORDINANCE 2022-33**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA ESTABLISHING PAYOUTS FOR THE LOGANSPORT POLICE DEPARTMENT'S PHYSICAL FITNESS INCENTIVE PROGRAM AND THE INCENTIVE TRAINING PROGRAM**

**WHEREAS**, the Common Council of the City of Logansport, Indiana has budgeted an Incentive Fitness Fees line item (#2240-4-1020-413.110) for the Logansport Police Department; and

**WHEREAS**, the Common Council of the City of Logansport, Indiana has budgeted an Incentive Training Fees line item (#2240-4-1020-413.111) for the Logansport Police Department; and

**WHEREAS**, the Common Council of the City of Logansport, Indiana wishes to provide payment to qualified police officers for the imbursement from either or both of these line items; and

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana that:

**SECTION 1.** Logansport Police Officers passing the ILEA Exit Standard Test when annually administered through the Logansport Police Department will qualify for a \$500 incentive pay, as per the Logansport Police Department SOP (Exhibit A), to be paid out once per year from line item #2240-4-1020-413.110 (Incentive Fitness Fees).

**SECTION 2.** The ILEA Exit Standard Test results will be judged by individuals independent of the Logansport Police Department.

**SECTION 3.** Officers of the Logansport Police Department participating in the following activities may qualify for Incentive Training Fees (Exhibit B):

**SWAT**

**Department Trainers**

**IDACS Coordinators**

**Accident Reconstruction**

**FTO Coordinators**

**SECTION 4.** Officers qualifying for Incentive Training Fees may be reimbursed for up to two qualifying activities listed in Section 3.

**SECTION 5.** Officers will receive \$300 for participating in the first incentive activity and \$200 for the second incentive activity.



**SECTION 6.** Officers participating in the Incentive Training Fees must meet the requirements in place within the Logansport Police Department SOP and will receive an annual payment to be made prior to November 30 from line item #2240-4-1020-413.111 (Incentive Training Fees).

**SECTION 7.** This Ordinance shall be in effect after its passage by the Common Council of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** by a vote of 6 in favor, 0 opposed, and 0 abstained on the 3<sup>rd</sup> day of October, 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2022, by the Common Council of the City of Logansport, Cass County, Indiana by a vote of \_\_\_\_ in favor, \_\_\_\_ opposed and \_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane D. Ullom, Clerk Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-33**

Ord. 2022-33

# Exhibit A

Logansport Police Department

Logansport, Indiana

## **Health and Fitness**

### **Purpose**

The purpose of this directive is to inform officers of the physical fitness, wellness program, and expectations of the Logansport Police Department. The function of a law enforcement officer frequently requires a level of fitness not demanded by many other occupations outside of public service. Therefore, the Logansport Police Department encourages its officers to achieve and maintain a reasonable level of fitness in order to enhance job performance, safety, health, professional appearance, and reductions in workplace injury and excessive sick leave.

### **Policy**

It is the policy of the Logansport Police Department to encourage its employees to lead a healthy lifestyle. The Logansport Police Department will provide continuing resources and an annual incentive to all officers to assist them in making healthy lifestyle choices.

All officers should be physically ready to safely and effectively perform all duty assignments without undue risk to themselves, other officers, and the general public. The "Health and Fitness Program" has been developed to support all sworn employees by providing resources, wellness counseling, advice, recommendations and assessment tests. Officers that are wanting to participate in the Health and Fitness Program, will be required to complete a Physical Assessment Test (PAT) annually, to help ensure readiness and to self-identify areas for improvement. The PAT is not intended to be punitive but rather to help identify areas of physical limitation or deconditioning that could place the officer at increased risk of injury while performing their duties. (The PAT is a volunteer ONLY for any and all Officer's that want to participate).

### **Procedures**

- A.** The Chief of Police will designate an officer to serve as the Physical Fitness Coordinator to manage the Health and Fitness program.
- B.** The PAT will be administered collectively through the Training Division's Physical Fitness Coordinator. Peer fitness trainers will be utilized as test proctors. All test proctors will be knowledgeable in the PAT procedure.
- C.** Officers participating in the PAT are considered on-duty and will be compensated accordingly.

## **Physical Assessment Testing**

- A.** Testing will normally be conducted annually in the Spring. The designated Physical Fitness Coordinator will schedule all testing dates.
- B.** The safety of the officers will be the top priority during the administration of the Physical Assessment Testing. The assessment will NOT be administered if.
  - a.** Temperature >85 degrees Fahrenheit
  - b.** Heat index >90 degrees Fahrenheit
  - c.** Temperature <32 degrees Fahrenheit or
  - d.** Wind-Chill factor < 32 degrees Fahrenheit
- C.** A "fully equipped" LFD Paramedic Ambulance will be on-site for any medical emergencies that might arise.
- D.** The Physical Assessment Testing will consist of 5 events according to the Indiana Law Enforcement Academy Physical Assessment Test.
- E.** All officers being assessed will be offered a training session, if needed, prior to the administration of the test. The training session will consist of but not be limited to:
  - a.** Demonstration of Event
  - b.** Safety Precautions
  - c.** Verbal and written description of Physical Assessment Test procedures
    - i.** Description of each task to be performed
    - ii.** Explanation of scoring
    - iii.** Time allotment for timed events
- F.** The PFC/Proctors will visually monitor the officers during their assessment for signs of physical distress. If the PFC/Proctor determines that safety is compromised, the officer performing the event will be stopped and instructed in the proper technique.
- G.** The officer's individual Physical Assessment Test shall be terminated for any of the following:
  - a.** PFC/Proctor feels that an unsafe technique may lead to injury
  - b.** An existing medical condition may place the officer at risk
  - c.** An environmental condition exists that may place the officer at risk
  - d.** Improper technique of movement or improper repetition after 2 corrections
- H.** Events
  - a.** Officers participating in the Physical Assessment Testing must meet the following requirements per the Indiana Law Enforcement Academy Exit Standards:
    - i.** Vertical Jump- minimum 16 inches
    - ii.** One Minute Sit-Ups- 29
    - iii.** 300 Meter Run- minimum 71 seconds
    - iv.** Maximum Push-Ups- minimum 25

**v. 1.5 Mile Run- minimum time 16 Minutes 28 Seconds**

- b. Failure to meet these standards will result in 1 re-test attempt at a further indicated time arranged by the PFC if the officer chooses to re-test.**

### **Health and Fitness Incentive**

- A. Officers who complete the PAT per the Indiana Law Enforcement Academy Exit Standards along with this SOP will be eligible for a Health and Fitness Incentive.**
- B. Officers who have passed on the first or second attempt of the PAT will receive an incentive bonus.**
  - a. Officers will receive \$500.00 (1<sup>st</sup> time passing)**
  - b. Officers will receive \$250.00 (2<sup>nd</sup> attempt with a passing score)**

Exhibit B

# Logansport Police Department

**TRAVIS YIKE**  
Chief of Police



**SHAWN HEISHMAN**  
Assistant Chief of Police

September 29, 2022

Re: Criteria to receive FTO Program Payouts:

Please accept this letter explaining how Officer's can participate to receive payouts.

**SWAT-**

- Complete a LPD SWAT Organized Selection Process
- Complete 2 weeks of Certified Tactical Training School

**Department Trainers-**

- Complete a Department Organized Selection Process
- Complete the ILEA School for Instructor Development

**IDACS Coordinators-**

- Complete a Department Organized Selection Process
- Get Certified by the State of Indiana

**Accident Reconstruction-**

- Complete a Department Organized Selection Process
- Complete 6 week of Accident Reconstruction School

**FTO Coordinators-**

- Must have complete FTO School previously
- Complete a Department Organized Selection Process

Respectfully,

A handwritten signature in black ink, appearing to read "Travis Yike".

Travis Yike  
Chief of Police

**ORDINANCE 2022-34**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA AMENDING ORDINANCE 2004-09 FOR THE TRANSFER OF CITY FUNDS TO THE RAINY DAY FUND (#2236) PER INDIANA CODE 36-1-8-5.1**

**WHEREAS**, the Common Council of the City of Logansport, Indiana has previously created and funded a Rainy Day Fund (#2236) through IC 36-1-8-5.1; and

**WHEREAS**, the Common Council of the City of Logansport, Indiana wishes to transfer funds to increase the Rainy Day Fund through IC 36-1-8-5.1; and

**WHEREAS**, the Common Council of the City of Logansport wishes to transfer up to, but not to exceed, 15% of the unused and unencumbered funds of the City's budget pursuant to IC 36-1-8-5.19(d)(2); and

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana that:

**SECTION 1.** The Common Council of the City of Logansport recognizes transfers to the "Rainy Day Fund" may be made at any time during the fiscal year in accordance with the revised I.C. 36-1-8-5.1.

**SECTION 2.** The Common Council shall determine the amount, if any, of any unused and unencumbered funds available to be transferred to the Rainy Day Fund, which transfer may not exceed more than the percentage of the City's total budget specified for that fiscal year as follows:

The amount of the transfer is authorized by and identified in an ordinance or resolution and the amount of the transfer is not more than:

- (i) before January 1, 2021, ten percent (10%)
- (ii) after December 31, 2020, and before January 1, 2025, fifteen (15%); and
- (iii) after December 31, 2024, ten percent (10%)

of the political subdivision's total annual budget adopted under I.C. 6-1.1-17 for that fiscal year.

**SECTION 3.** This ordinance shall be in full force and effect after its passage by the Common Council of the City of Logansport, Indiana and approval of the Mayor.

**INTRODUCED, FILED AND APPROVED** by a vote of 6 in favor, 0 opposed, and \_\_\_\_\_ abstained on the 3<sup>rd</sup> day of October, 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2022, by the Common Council of the City of Logansport, Cass County, Indiana by a vote of \_\_\_\_ in favor, \_\_\_\_ opposed, and \_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane D. Ullom, Clerk Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Chris Martin, Mayor

Ord. 2022-34

Ord. 2022-34

**ORDINANCE 2022-35**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA AUTHORIZING AN ADDITION APPROPRIATION FOR NEW COMPUTER SERVERS FOR THE CITY**

**WHEREAS**, the Common Council of the City of Logansport, Indiana wishes to maintain the Internet servers used by the City; and

**WHEREAS**, the Common Council of the City of Logansport, Indiana has no budgeted funds for the replacement of the servers; and

**WHEREAS**, the Common Council of the City of Logansport, Indiana wishes to provide funds for the updating and replacement of current Internet servers from the Cumulative Cap Fund (#4423); and

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana that:

**SECTION 1.** The Common Council of the City of Logansport now approves the appropriation of up to, but not to exceed, \$35,000 from the Cumulative Cap Fund (#4423).

**SECTION 2.** The \$35,000 is to be used to replace, lease, and/or update the City's Internet servers as needed.

**SECTION 3.** This Ordinance shall be in effect after its passage by the Common Council of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** by a vote of 6 in favor, 0 opposed, and 0 abstained on the 3<sup>rd</sup> day of October, 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2022, by the Common Council of the City of Logansport, Cass County, Indiana by a vote of \_\_\_\_ in favor, \_\_\_\_ opposed and \_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President



**ORDINANCE 2022-36**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA MOVING PREVIOUSLY APPROPRIATED FUNDS FOR THE RIVERSIDE PARK PROJECT INTO THE LWCP GRANT FUND**

**WHEREAS**, the Common Council of the City of Logansport wishes to maintain and support the Logansport Parks and Recreation Department; and

**WHEREAS**, the Common Council of the City of Logansport recognizes the Logansport Parks and Recreation Department had been awarded a Land and Water Conservation Grant for the development of Riverside Park; and

**WHEREAS**, the Common Council of the City of Logansport previously appropriated through Ordinance 2021-36, \$45,000 for construction and updating of the outside restrooms at the McHale complex at Riverside Park; and

**WHEREAS**, the Common Council of the City of Logansport previously appropriated, through Ordinance 2021-10, \$40,000 for the installation of the National Fitness Court at Riverside Park; and

**WHEREAS**, the \$45,000 appropriated was placed in line item #100-4-4070-444.053 Park Restrooms, and the \$40,000 appropriated was placed in the NR Parks Capital Improvement Fund (#477) along with \$10,000 donated by the Logansport Memorial Hospital Foundation; and

**WHEREAS**, these funds now need to be moved into the LWCP Grant Fund (#405) to receive our matching funds.

**NOW THEREFORE, BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana:

**SECTION 1.** The Common Council of the City of Logansport approves the transfer of the following funds for the Land and Water Conservation Grant (#2405):

<b>Fund Name and Number</b>	<b>Amount Approved by the <u>Fiscal Body</u></b>
Park Restrooms #1101-4-4070-444.053	\$45,000.00
NR Parks Capital Improvement Fund #4403	\$50,000.00
<b>Total Amount For LWCF #2405</b>	<b>\$95,000.00</b>

**SECTION 2.** The reimbursement agreement outlined in Ordinance 2021-10 Section 2 between Logansport Memorial Hospital and the Logansport Memorial Hospital Foundation with the City of Logansport Parks Department remains in full effect, with the

Parks Department reimbursing the CREDIT fund (#2209) \$10,000 for year 2022, 2023, 2024, and 2025 upon receipt of payment from LMH/LMHF.

**SECTION 3.** This ordinance shall be in effect after its passage by the Common Council of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** on first reading by a vote of 6 in favor, 0 opposed, and 0 abstained on this 3rd day of October, 2022 by the Common Council of the City of Logansport, Indiana.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2022, by the Common Council of the City of Logansport, Cass County, Indiana by a vote of \_\_\_\_ in favor, \_\_\_\_ opposed, and \_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane D. Ullom, Clerk Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-36**

Ord. 2022-36

**ORDINANCE 2022-39**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPOORT,  
OF CASS COUNTY, INDIANA ESTABLISHING NEW LOGANSPOORT MUNICIPAL  
CITY COUNCIL WARDS**

**WHEREAS**, The Logansport City Council, City of Logansport of Cass County, Indiana is required to establish new Municipal City Council Wards pursuant to I.C. § 36-4-6-4; and

**WHEREAS**, the purpose of this ordinance is to establish new Municipal City Council Wards in the City of Logansport of Cass County, Indiana.

NOW THEREFORE BE IT RESOLVED AND ORDAINED BY THE LOGANSPOORT CITY COUNCIL, CITY OF LOGANSPOORT OF CASS COUNTY, INDIANA THAT:

**SECTION 1:** City of Logansport, by and through the Logansport City Council, establishes and revises the boundaries of the five (5) Municipal City Council Wards within the City of Logansport. A description and map of the boundary of each Ward is attached hereto and incorporated herein by reference. The five (5) Municipal City Council Wards shall be divided as follows:

**Ward 1** – shall consist of the following precincts: Clay City, Noble City, Logansport 1 having a 2020 census population of 3673; and

**Ward 2** – shall consist of the following precincts: Logansport 2 and Washington City having a 2020 census population of 3730; and

**Ward 3** - shall consist of the following precincts: Logansport 3, Logansport 4 having a 2020 census population of 3678; and

**Ward 4** – shall consist of the following precincts: Logansport 5 minus the 2020 Census blocks of 18001709515001001 and 18001709515001005 for a total 2020 census population of 3513 (population 3652 – 139 residents from Census blocks 18001709515001001 and 18001709515001005 = 3513); and

**Ward 5** – shall consist of the following precincts and 2020 Census Blocks: Logansport 6, Logansport 7, and Census Blocks 18001709515001001 and 18001709515001005 from Logansport 5, having a 2020 census population of 3632 (population 3493 + 139 residents from Census Blocks 18001709515001001 and 18001709515001005 = 3632)

**INTRODUCED FILED AND APPROVED** on the first reading by a vote of 5 in favor

1 opposed, and 1 abstained on the 24<sup>th</sup> day of October 2022.

DULY PASSED, ORDAINED AND ADOPTED this day \_\_\_\_ of \_\_\_\_\_, 2022  
by the Common Council of the City of Logansport, Cass County, Indiana, by a vote of \_\_\_\_\_ in  
favor, \_\_\_\_ opposed, and \_\_\_\_ abstained.

Common Council of the City of Logansport, IN

By: \_\_\_\_\_

Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Clerk-Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana  
this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-39**

Ord. 2022-39

## **POSSIBLE NEW LOGANSPOUR WARDS #1**

**Ward 1** – Clay City, Noble City, Logan 1 (population 3673)

**Ward 2** – Logan 2 and Washington City (population 3730)

**Ward 3** - Logan 3, Logan 4 (population 3678)

**Ward 4** – Logan 5 (population 3652)

**Ward 5** – Logan 6 & Logan 7 (population 3493) – but has new subdivision with 52 houses going in the next year)

Ward 2's population 3730

Ward 5's population 3493

Difference of 237

Still within legal parameters of under 10%

## **POSSIBLE NEW LOGANSPOUR WARDS #2**

**Ward 1** – Clay City, Noble City, Logan 1 (population 3673)

**Ward 2** – Logan 2 and Washington City (population 3730)

**Ward 3** - Logan 3, Logan 4 (population 3678)

**Ward 4** – Logan 5 (population 3652 – 139 people = 3513)

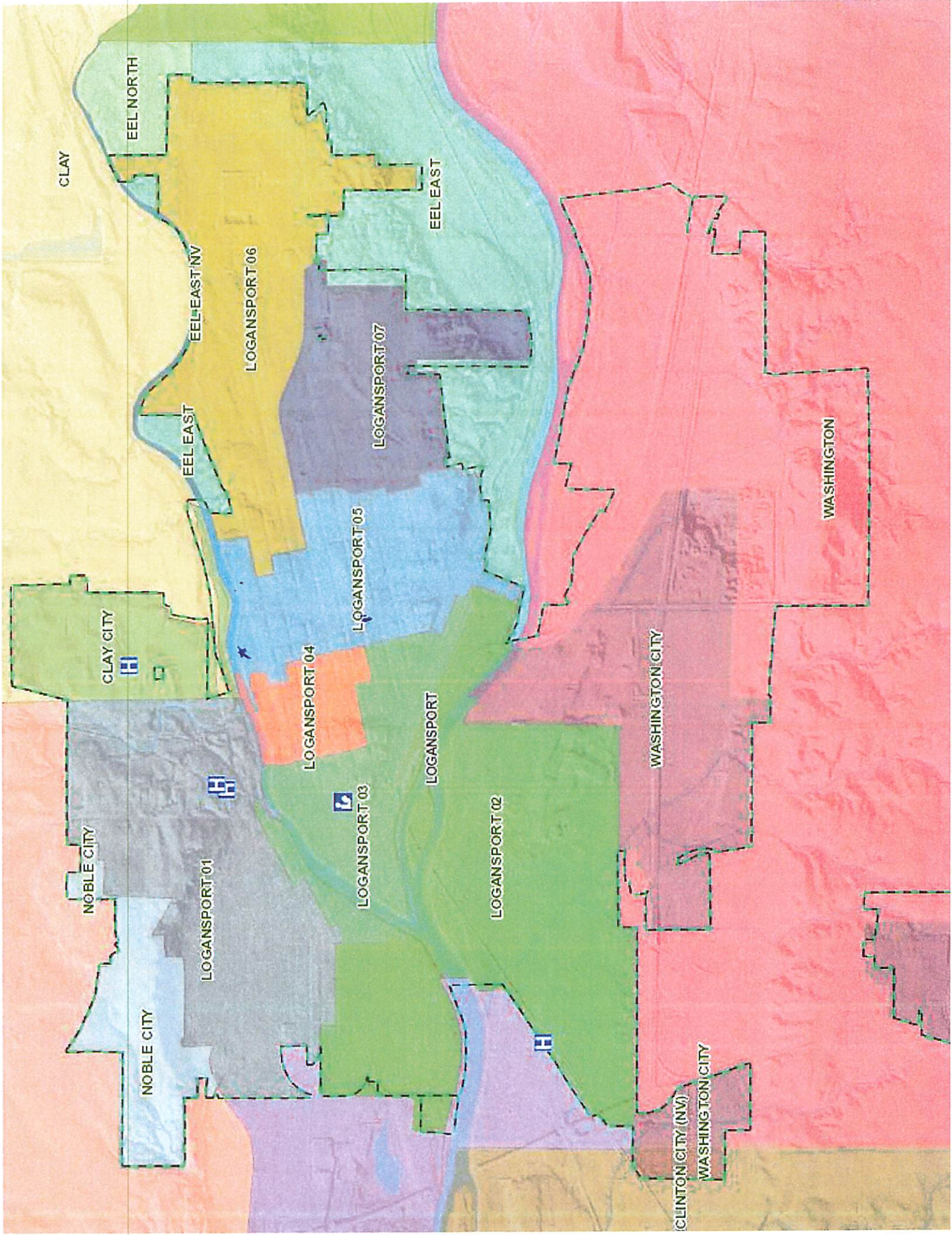
**Ward 5** – Logan 6 & Logan 7 (population 3493 + 139 people = 3632) – but has new subdivision with 52 houses going in the next year)

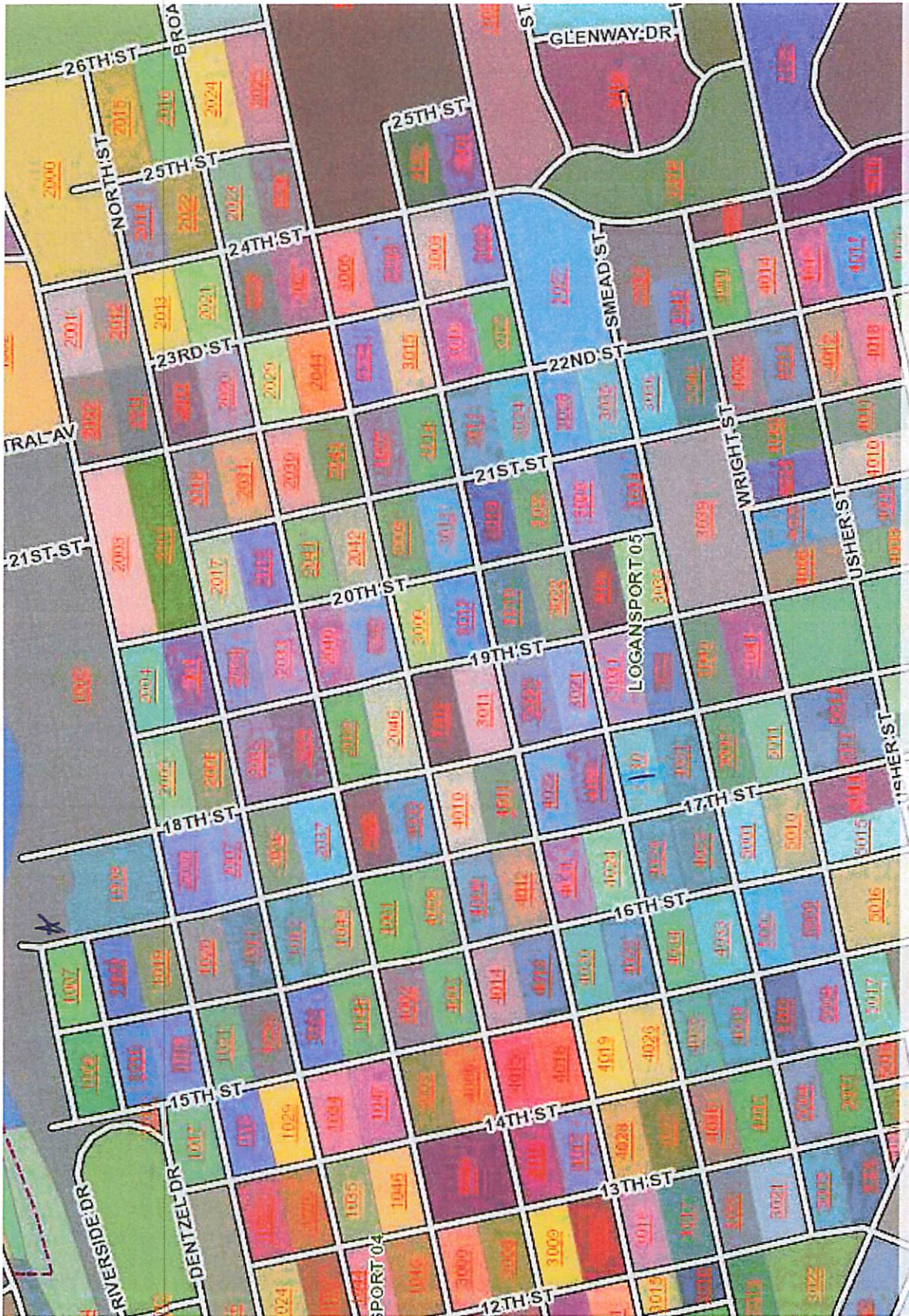
Ward 2's population 3730

Ward 4's population 3513

Difference of 217

Still within legal parameters of under 10%





\* Scott Peattie Census Block 7005  
 1 Carl McAlister " " 4030

**RESOLUTION 2022 - 149**

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT,  
INDIANA TRANSFERRING APPROPRIATIONS FOR THE PARKS DEPARTMENT**

**WHEREAS**, The Common Council of the City of Logansport has established a budget for the year 2022; and

**WHEREAS**, the current (#1101-4-4070-444.050) fund, (#1101-4-4070-444.057) fund and (#1101-4-4070-422.021) fund are underfunded for anticipated expenses; and

**WHEREAS**, the Common Council of the City of Logansport wishes for the continued ability of the Parks Department to purchase fuel, keep the playgrounds safe, and provide maintenance assistance; and

**BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF LOGANSPORT,  
INDIANA:**

**SECTION 1:** Certain conditions have developed since the adoption of the budget for the year of 2022 that certain appropriated balances in the General Fund will not be needed for the purpose for which appropriated, and that such appropriations are now reduced in the amounts as follows:

<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>AMOUNT REDUCED</u>
PARK	1101-4-4070-436.022 Trail Maintenance	\$1,361.76
PARK	1101-4-4070-436.011 Restrooms	\$ 700.00
PARK	1101-4-4070-439.030 Due/Subscriptions	\$ 316.01
PARK	1101-4-4070-431.053 Musical Performance	\$ 318.04
PARK	1101-4-4070-431.050 Contractual Services	\$ 385.00
PARK	1101-4-4070-436.022 Trail Maintenance	\$1,168.24
PARK	1101-4-4070-436.010 Bldg & Structure	\$1,149.39
PARK	1101-4-4070-435.000 Utilities	\$ 500.00

**SECTION 2:** The following appropriations are now needed for certain expenses for 2022. It is now necessary to appropriate the following amounts to meet those obligations for 2022.

<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>AMOUNT INCREASED</u>
PARK	1101-4-4070-444.050 Mach & Equip	\$ 2,061.76
PARK	1101-4-4070-444.057 Playgrounds	\$ 2,187.29
PARK	1101-4-4070-422.021 Gas, Fuel, Oil	\$ 1,649.39

**SECTION 3:** This resolution shall be in full force and effect after its passage by the Common Council and approval by the Mayor of the City of Logansport, Indiana.

**PASSED AND RESOLVED BY THE COMMON COUNCIL OF THE CITY OF**

**LOGANSPORT, INDIANA** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on this 7<sup>th</sup> day of November, 2022.



Common Council of the City of Logansport

---

Jake LeDonne, President

Attest:

---

Duane D. Ullom, Clerk Treasurer

Submitted to, approved by and signed by the Mayor of the City of Logansport, Indiana on the 7<sup>th</sup> day of November, 2022.

---

Chris Martin, Mayor

**Res. 2022-149**

# TRANSFER OF APPROPRIATIONS

## Logansport City Council

MEETING DATE: 11-7-22 DEPARTMENT: Parks/Pool

*(Submit this form to the Clerk Treasurer's Office 2 weeks prior to the upcoming City Council Meeting.)*

AMOUNT	FROM (Acct No. and Name)	TO (Acct. No. and Name)	REASON
\$1,326.23	100-4-4210-411.150 Lifeguards/Cashiers	100-4-4210-442.050 Machinery & Equip	Pool Vac
\$222.44	100-4-4210-413.010 FICA	100-4-4210-442.050 Machinery & Equip	Pool Vac
\$24.21	100-4-4210-413.020 Medicare	100-4-4210-442.050 Machinery & Equip	Pool Vac
\$1,361.76	100-4-4070-436.020 <sup>022</sup> Trail Maintenance	100-4-4070-444.050 Machinery & Equip	Deichman Riverside
\$700	100-4-4070-436.011 Restrooms	100-4-4070-444.050 Machinery & Equip	Snow Blower
\$8692.14	100-4-4070-411.140 Full Time Hourly	100-4-4070-444.050 Machinery & Equip	Golf Cart Parks
\$316.01	100-4-4070-439.030 Dues/Subscriptions	100-4-4070-444.057 Playgrounds	FV Play
\$318.04	100-4-4070-431.053 Musical Performance	100-4-4070-444.057 Playgrounds	FV Play
\$385	100-4-4070-431.050 Contractual Services	100-4-4070-444.057 Playgrounds	FV Play
\$1,168.24	100-4-4070-436.022 Trail Maintenance	100-4-4070-444.057 Playgrounds	FV Play

Signature of Department Head: \_\_\_\_\_

*Janet E. Jewly*  
Parks Administrator

\_\_\_\_\_ Clerk Treasurer

\_\_\_\_\_ Mayor

\_\_\_\_\_ Council

# TRANSFER OF APPROPRIATIONS

## Logansport City Council

MEETING DATE: 11-7-22 DEPARTMENT: Parks

*(Submit this form to the Clerk Treasurer's Office 2 weeks prior to the upcoming City Council Meeting.)*

AMOUNT	FROM (Acct No. and Name)	TO (Acct. No. and Name)	REASON
\$1149.39	100-4-4070-436.010 Bldg & Structures	<div style="text-align: right; margin-right: 20px;"><i>422-021</i></div> 100-4-4070- <del>429.014</del> Gas, Fuel, Oil	Gas for Parks Vehicles
\$500	100-4-4070-435.000 Utilities	<div style="text-align: right; margin-right: 20px;"><i>422-021</i></div> 100-4-4070- <del>429.014</del> Gas, Fuel, Oil	Gas for Parks Vehicles

Signature of Department Head: \_\_\_\_\_

*Janet E. Farley*  
Parks Administrator

\_\_\_\_\_ Clerk Treasurer

\_\_\_\_\_ Mayor

\_\_\_\_\_ Council

**RESOLUTION 2022 - 150**

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT,  
INDIANA TRANSFERRING APPROPRIATIONS FOR THE DEPARTMENT OF  
COMMUNITY DEVELOPMENT**

**WHEREAS**, The Common Council of the City of Logansport has established a budget for the year 2022; and

**WHEREAS**, the Common Council of the City of Logansport wishes for the continued ability of the Department of Community Development to continue to improve their operational procedures, providing increased ease for the public to apply for and purchase various permits and licenses; and

**WHEREAS**, the current (#100-4-1480-431.053) fund is underfunded for anticipated software expenses needed to improve the customer service and workflow of the Department of Community Development; and

**BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF LOGANSPORT,  
INDIANA:**

**SECTION 1:** Certain conditions have developed since the adoption of the budget for the year of 2022 that certain appropriated balances in the General Fund will not be needed for the purpose for which appropriated, and that such appropriations are now reduced in the amounts as follows:

<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>AMOUNT REDUCED</u>
COMMUNITY DEVELOPMENT	1101-4-1480-445-030 Laptop for Vehicles	\$6,481.53

**SECTION 2:** The following appropriations are now needed for certain expenses for 2022. It is now necessary to appropriate the following amounts to meet those obligations for 2022.

<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>AMOUNT INCREASED</u>
COMMUNITY DEVELOPMENT	1101-4-1480-431.053 Software	\$ 6,481.53

**SECTION 3:** This resolution shall be in full force and effect after its passage by the Common Council and approval by the Mayor of the City of Logansport, Indiana.

**PASSED AND RESOLVED BY THE COMMON COUNCIL OF THE CITY OF  
LOGANSPORT, INDIANA** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on  
this 7<sup>th</sup> day of November, 2022.

Common Council of the City of Logansport

\_\_\_\_\_  
Jake LeDonne, President

Attest:

\_\_\_\_\_  
Duane D. Ullom, Clerk Treasurer

Submitted to, approved by and signed by the Mayor of the City of Logansport, Indiana on the 7<sup>th</sup> day of November, 2022.

\_\_\_\_\_  
Chris Martin, Mayor

**Res. 2022-150**

# TRANSFER OF APPROPRIATIONS

## Logansport City Council

MEETING DATE: \_\_\_\_\_ DEPARTMENT: Building Dept.  
(Submit this form to the Clerk Treasurer's Office 2 weeks prior to the upcoming City Council Meeting.)

AMOUNT	FROM (Acct. No. and Name)	TO (Acct. No. and Name)	REASON
\$ 6,481.53	Laptop for Vehicles 480-445-030	Software Annual 480-431.053	New Software Short fall
\$			
\$			
\$			
\$			
\$			
\$			
\$			
\$			
\$			
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\$			
\$			
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\$			
\$			
\$			
\$			

Signature of Department Head: \_\_\_\_\_

- \_\_\_\_\_ Clerk Treasurer
- \_\_\_\_\_ Mayor
- \_\_\_\_\_ Council

**RESOLUTION 2022-151**

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LOGANSFORT,  
INDIANA AUTHORIZING THE TRANSFER OF FUNDS FOR POLICE STATION  
RENOVATIONS INTO A CONSTRUCTION ACCOUNT AT FIRST FARMERS BANK  
AND TRUST**

**WHEREAS**, the Common Council of the City of Logansport, Indiana approved Resolution 2022-143 on September 1, 2022; and Ordinance 2022-31 on October 3, 2022; and

**WHEREAS**, Section 4 of Resolution 2022-143 approves available funding from the ARP Fiscal Recovery Fund #1176 of \$2,500,000, LIT Public Safety fund #2240 of \$1,015,000, and the NR Health Insurance Fund #2212 of \$500,000; and

**WHEREAS**, Ordinance 2022-31 approved the appropriation of the City of Logansport's Local Income Tax Revenue Bonds not to exceed \$2,725,000; and

**WHEREAS**, all funding for the renovation of 729 High Street having been previously approved, now are to be transferred to First Farmers Bank and Trust.

**NOW, THEREFORE BE IT RESOLVED** by the Common Council of the City of Logansport, Indiana as follows:

**SECTION 1:** The Common Council approves all available appropriated funds be transferred into the "City of Logansport Project Fund" (the "Project Fund") at First Farmers Bank and Trust, 123 N Jefferson St., Converse, In 46919.

**SECTION 2:** Transfer amounts:

ARP Fiscal Recovery Fund #1176	\$2,500,000
LIT Public Safety Fund #2240	\$1,015,000
NR Health Insurance Fund #2212	\$ 500,000
LIT Revenue Bonds	\$2,100,000

**SECTION 3:** Any balance remaining in the Project Fund after the completion of the Project will be designated toward future payment of the bond fund.

**SECTION 4:** This resolution shall be in full force and effect after its passage by the Common Council of the City of Logansport, Indiana.

**PASSED AND RESOLVED BY THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on this 7<sup>th</sup> day of November, 2022.

Common Council of the City of Logansport

\_\_\_\_\_  
Jake LeDonne, President

Attest:

\_\_\_\_\_  
Duane D. Ullom, Clerk Treasurer

Submitted to, approved by and signed by the Mayor of the City of Logansport, Indiana on the 7<sup>th</sup> day of November, 2022.

\_\_\_\_\_  
Chris Martin, Mayor

**Res. 2022 – 151**



**ORDINANCE 2022-40**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA AMENDING ORDINANCE 2017-23 WHICH IS THE LONGEVITY PAY FOR CIVIL CITY EMPLOYEES**

**WHEREAS**, in 1995 the City of Logansport, Indiana through the City Administration and the Common Council did establish a longevity pay scale for full-time civil city employees; and

**WHEREAS**, the Common council of the City of Logansport, Indiana now wishes to amend the longevity pay scale for full-time civil city employees.

**NOW, THEREFORE BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana that:

**SECTION 1:** Elected officials, part-time staff, temporary or seasonal staff, joint city/county planning staff and department of law officials are not included in this longevity benefit.

**SECTION 2:** The longevity pay for civil city employees will be figured on the following scale for years of consecutive service and there will be a maximum of twenty-five (25) years that can be claimed for active civil city employees eligible to receive longevity pay.

0 to 1 Years	\$0 per Year
2 to 25 Years	\$150 per Year

**SECTION 3:** The longevity pay for civil city employees is hereby granted for civil city employees who are returning to work within five (5) years of voluntarily leaving their city employment. The longevity pay will be figured at half of the employee's previous longevity, at a maximum of twenty-five (25) years of service. No employee shall receive more than twelve (12) years, ( $25/2 = 12.5$ ) and no credit for half years will be awarded.

**SECTION 4:** Years of service are to be determined by the anniversary date of each employee in the year the benefit is to be received.

**SECTION 5:** Longevity pay benefits shall be paid twice per year. All employees whose anniversary date falls in the first six months of the year shall receive their longevity pay benefits the last payday of June. All employees, whose anniversary date falls in the second six months of the year, shall receive their longevity pay benefits the last payday of December. Should any employee retire or voluntarily leave city employment for any reason before the last payday in June or the last payday in December, that person shall receive a prorated amount of their longevity pay benefit, to be included with that person's final paycheck. In order to calculate the prorated amount, use the anniversary date. If the employee leaves employment after the anniversary dates has passed, they will receive the full amount. If the employee voluntarily leaves before their anniversary date, you will take the number of days worked divided by the

number of work days in the year to get the percentage earned and use that percentage to figure the final longevity amount due in their last paycheck.

**SECTION 6:** This ordinance supersedes Ordinance 2017-23 in its entirety.

**SECTION 7:** This ordinance shall be in full force and effective on January 1, 2023 after passage by the Common Council of the City of Logansport, Indiana and approval by the Mayor.

INTRODUCED, FILED AND APPROVED on the first reading by a vote of \_\_\_\_\_ in favor \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on the 7<sup>th</sup> day of November, 2022.

DULY PASSED, ORDAINED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_

Jake LeDonne, President

ATTEST:

\_\_\_\_\_

Duane Ullom, Clerk Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_

Chris Martin, Mayor

**Ord. 2022-40**

**ORDINANCE 2022-41**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA AMENDING THE LONGEVITY PAY SCALE FOR MEMBERS OF THE LOGANSPORT POLICE AND FIRE DEPARTMENTS, ITS RETIREES AND SPOUSES**

**WHEREAS**, the City of Logansport, through the City Administration, Common Council, and the members of the Logansport Police and Fire Departments, its retirees, and surviving spouses, did establish a longevity pay scale benefit some years ago; and

**WHEREAS**, the City Administration and Finance Committee of the Common Council does now desire to amend Ordinance 2017-24, which set the pay scale on longevity pay benefits to members of the Logansport Police and Fire Departments, its retirees, and spouses; and

**WHEREAS**, the requested change in longevity pay would be to extend the maximum number of years from 20 years to 25 years;

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana that:

**SECTION 1:** The Common Council of the City of Logansport hereby amends, effective January 1, 2023, the longevity pay scale for the Logansport Police and Fire Departments, its retirees, and surviving spouses.

**SECTION 2:** Longevity pay for public safety employees will be figured on the following scale for years of consecutive service and there will be a maximum of (25) years that can be claimed for active public safety employees eligible to receive longevity pay.

0 to 1 Years	\$0 per Year
2 to 25 Years	\$150 per Year

**SECTION 3:** Longevity pay is hereby granted for returning employees of the Logansport Police and Fire Departments, who are returning to work within five (5) years of voluntarily leaving their city employment. The longevity pay will be granted at half of the employee's previous longevity, up to a maximum of twenty-five (25) years of service. No returning employee shall receive more than twelve (12) years, and no credit for half years will be awarded.

**SECTION 4:** Years of service are determined by the anniversary date of each officer; in the year the benefit is to be received.

**SECTION 5:** When computing the longevity pay benefit for retirees and spouses, longevity will be based on up to 25 years of service at the current rate being offered. Longevity Rate (\$150 x up to 25 years). Pension calculations shall be in accordance with state law (I.C. 36-8-1-11 and 36-8-6-9).

**SECTION 6:** Longevity pay benefits shall be paid twice per year. All public safety employees whose anniversary date falls in the first six months of the year shall receive their longevity pay benefits the last payday of June. All public safety employees, whose anniversary date falls in the second six months of the year, shall receive their longevity pay benefits the last payday of December. Retirees shall receive their longevity pay benefits in 12 equal distributions, to be disbursed with their monthly pension checks. Should any public safety employee retire or voluntarily leave their employment for any reason before the last payday in June or the last payday in December, that person shall receive a prorated amount of their longevity pay benefit, to be included with that person's final paycheck. In order to calculate the prorated amount, use the anniversary date. If the employee voluntarily leaves employment after the anniversary date has passed, they will receive the full amount. If the employees voluntarily leaves before their anniversary date, longevity pay will be calculated by using the number of days worked divided by the number of work days in the year to get the percentage earned and use that percentage to figure the final longevity amount due in their last paycheck.

**SECTION 7:** This ordinance supersedes Ordinance 2017-24 in its entirety.

**SECTION 8:** This ordinance shall be in full force and effect on January 1, 2023, after passage by the Common Council of the City of Logansport and approval by the mayor.

**INTRODUCED, FILED AND APPROVED** on first reading by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on the 7<sup>th</sup> day of November, 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Clerk Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this  
\_\_\_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-41**

Ord. 2022-41

**ORDINANCE 2022-42**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA ESTABLISHING RULES FOR CITY PARKS, TRAILS, SPORT COURTS, MUEHLHAUSEN AQUATIC CENTER, AND SPLASH PAD**

**WHEREAS**, the Common Council of the City of Logansport, Indiana wishes to help the Parks Department maintain and oversee the parks and trails of the City of Logansport so as to provide a safe and enjoyable environment for everyone using them; and

**WHEREAS**, the Common Council of the City of Logansport, Indiana recognizes that the Logansport Park Board has approved new rules for the City's parks, trails, sport courts, Muehlhausen Aquatic Center, and splash pad; and

**WHEREAS**, the Common Council of the City of Logansport, Indiana wishes to allow the Logansport Parks Department and Logansport Police Department to ensure the enforcement of these rules; and

**NOW, THEREFORE BE IT RESOLVED** by the Common Council of the City of Logansport, Indiana that:

**SECTION 1:** The Common Council of the City of Logansport, Indiana does hereby adopt the rules as stated in Exhibit A.

**SECTION 2:** The Logansport Parks and Recreation Department will display the adopted rules as specified in Exhibit A throughout the city parks and trails.

**SECTION 3:** The enforcement of the rules in Exhibit A will be the responsibility of the Logansport Parks and Recreation Administrator and the Logansport Chief of Police. The Logansport Police Department is fully authorized to maintain the peace and order in the parks, on the trails and sports courts, at the aquatic center, and splashpad.

**SECTION 4:** This resolution supersedes Ordinance 2014-40 in its entirety. Any provision in previous parks and recreation board resolutions/ordinances that is inconsistent with any provision in this ordinance is hereby repealed.

**SECTION 5:** This ordinance shall be in full force and effect after its passage by the Common Council of the City Logansport and the Mayor of Logansport.

**INTRODUCED, FILED AND APPROVED** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on 7<sup>th</sup> day of November, 2022

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Clerk-Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this  
\_\_\_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-42**

# **“EXHIBIT A”**

## **Park Rules**

**Updated 11/1/2022**

1. All Logansport Parks and Trails are open daily from 6 am – 10 pm.
2. Motor vehicles are to park ONLY in designated areas. Overnight parking is prohibited in all Logansport Parks.
3. Speed limit within the parks is fifteen (15) mph. Please watch for children and other pedestrians.
4. Possession & use of alcoholic beverages & illegal drugs are not permitted in this park.
5. People who intimidate (by legal definition) another person shall be dealt with using police authority.
6. Smoking is restricted to a designated and inconspicuous location no closer than twenty-five (25) feet from all- but not limited to- city owned buildings, playgrounds, park bleachers, park pavilions, swimming pools, or in the vicinity of children, and athletic fields (Ord.# 05-11).
7. Shelters and their picnic tables are available for general use unless reserved. Groups with a reservation receipt have priority use of shelters and their picnic tables.
8. Picnic tables in the Parks are available on a first come-first serve basis. Picnic tables, benches & bleachers may ONLY be used outside of the parks for public events or activities with Parks Administrator authorization.
9. All domestic animals must be kept on a six-foot leash or crated; Animal “waste” must be disposed of properly.
10. Any animal or reptile, domesticated or wild, which has dangerous propensities is strictly prohibited from all parks.
11. Inflatable bounce “houses” are prohibited for private use.
12. The Cole Bridge is for pedestrian & non-motorized vehicle use only. For safety reasons, those using the bridge are required to stay on the bridge walkway, and shall not climb or sit upon railings, structures, or pillars.
13. Please use trash & recycling containers.



14. It shall be unlawful for any person to use or operate any sound-producing or sound amplifying device (including vehicles) in such a manner or with such volume as to annoy or disturb persons in its vicinity. Ord.# 01-14
15. Ground fires are not permitted. Fires for cooking food are permitted only in grills such as those provided throughout LPRD parks.
16. Personal fireworks are not permitted in the parks, except when permission is granted by the Fire Chief AND the Parks Administrator.
17. No gambling, glass bottles, or profanity within the park.
18. Bicycles, skates, roller blades, skateboards, or motorized vehicles excluding maintenance & personal handicap equipment must remain on paved surfaces within the park.
19. No marking, writing, or defacing of any equipment, structure, or pavement within the park.
20. A permit is not required for geocaching and metal detecting, but divots must be put back in place.
21. To report maintenance issues, contact the Logansport Parks & Recreation Department at 574-753-6969
22. In the event of an emergency, Emergency Services should be notified by calling 911.

## **Trail Rules**

**Updated 11/1/2022**

Safety on Logansport's shared use trails is of great importance for all trail users. Trails are a shared public space where safety and courtesy make for a positive trail experience for everyone.

Please respect your fellow trail users.

1. Trails are for bicycle, roller blades, skateboards, and pedestrian use only. Electric scooters, golf carts & motorized vehicles are not permitted on multi-use trails (exceptions for handicap permits on golf carts, emergency & maintenance vehicles).
2. Obey trail signs. Stop at intersections and travel at safe speeds.
3. Do not litter.
4. Yield to pedestrians. Pedestrians always have the right of way.
5. Keep right and pass on the left. Warn trail users as you approach from behind.
6. Pets must be kept on a leash and in control. Clean up pet waste.
7. Respect private property and other trail users – stay on the trail. Do not pick, trample or disturb plants or flowers.
8. No marking, writing, or defacing of any equipment, structure, or pavement along the trail.
9. Users of the trail do so at their own risk.
10. To report maintenance issues, contact the Logansport Parks & Recreation Department at 574-753-6969
11. In the event of an emergency, Emergency Services should be notified by calling 911.

## **COURT RULES**

- **BASKETBALL ONLY on Basketball Courts.**
- **PICKLEBALL ONLY on Pickleball Courts**
- **Limit play to 1 hour if others are waiting.**
- **Park programs have priority.**
- **No smoking, drugs or alcohol.**
- **No bicycles, soccer, pets, volleyball, or skateboards on courts.**

## **MUEHLHAUSEN AQUATIC CENTER RULES**

- Entrance permitted only when lifeguards are on duty.
- Children under 10 years of age must be accompanied by a responsible adult.
- Appropriate swimwear ONLY. No street clothes, shorts or shoes allowed on deck.
- Children not toilet trained must wear swim diapers.
- Walk at all times.
- Showers are required.
- No:
  - Running, horseplay, profanity or rude behavior
  - Smoking, alcohol or drugs
  - Sharp objects or glass bottles
  - Masks, fins or inflatables during public hours
  - Swimming with a contagious disease, infections or severe burn
- Food and drink permitted in specified areas ONLY.
- Leave valuables at home. Management is not responsible for lost or stolen items.
- Management and lifeguards are authorized to enforce these rules, and are able to remove patrons who will not follow them.

## **SPLASHPAD RULES**

- Children must have adult supervision
- Children not toilet trained must wear swim diapers.
- Splashpad Hours will change according to the season.
- No lifeguard is on duty. Use at your own risk.
- At the first sign of thunder or lightning, vacate the splash pad and seek a fully enclosed shelter. Remain indoors until at least 30 minutes after the last sign of thunder or lightning.
- The following activities and items are not permitted in the splash pad area:
  - Running, rough play, and profanity
  - Inflatable pool toys, athletic and other recreation equipment
  - Food, candy, gum, beverages, and glass containers
  - Soaps, detergents, and shampoos
  - Animals, except service animals
  - Changing diapers
  - Radios and other acoustical devices
  - Skateboards, skates, Razors®, rollerblades, scooters, bicycles, and similar recreation equipment
  - Smoking, drugs, or alcohol

**ORDINANCE 2022-43**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPO  
RT, INDIANA TO APPROPRIATE FUNDS FROM THE ARPA CORONAVIRUS LOCAL  
FISCAL RECOVERY FUND FOR PURPOSES THAT FULFILL THE INTENT OF THE  
AMERICAN RESCUE PLAN ACT IN AIDING THE CITY OF LOGANSPO  
RT'S RECOVERY FROM THE EFFECTS OF THE COVID-19 EMERGENCY BY  
PROVIDING \$50,000 IN FUNDS TO BUSINESSES THROUGH CREDIT FUNDS**

**WHEREAS**, the American Rescue Plan Act of 2021 ("ARPA") was enacted by Congress on March 11, 2021 and

**WHEREAS**, ARPA will provide an estimated \$350 billion in emergency funding directly to state and local governments for the purpose of supporting their recovery from the ravages of the COVID-19 pandemic; and

**WHEREAS**, the City of Logansport passed Ordinance 2021-16 establishing a non-reverting fund called the ARPA Coronavirus Local Fiscal Recovery Fund #1176 with \$3,985,011.30 being deposited into it; and

**WHEREAS**, the U.S. Department of Treasury issued a Final Rule effective April 1, 2022 providing guidance on allowable expenditures of ARPA funds; and

**WHEREAS**, the City of Logansport opted into the standard allowance for revenue loss up to \$10 million, allowing the city to utilize all ARPA funds received for government services; and

**WHEREAS**, the Common Council of the City of Logansport selected two Logansport residents to serve on the Community Priorities Group, and the Common Council wants the group to meet and establish a priority list of projects (see attachment) to consider for funding through ARPA funds; and

**WHEREAS**, the Community Priorities Group presented their recommendations at the Finance Committee Meeting on October 24, 2022 for the Common Councils consideration; and

**WHEREAS**, the Common Council of the City of Logansport desires to consider each of the Community Priorities Group's potential commitments individually for the appropriation of the ARPA funds; and

**WHEREAS**, a commitment of \$50,000 for small businesses affected by COVID, the Melbourne Ave project, and other factors outside their control is one of the recommendations of the Community Priorities Group; and

**NOW, THEREFORE BE IT ORDAINED** by the Common Council of City of Logansport, Indiana that:

**SECTION 1:** The Common Council recognizes some small businesses in the downtown were adversely affected.

**SECTION 2:** The Common Council of the City of Logansport designates \$50,000 of ARPA funds be appropriated for small businesses affected by COVID, the Melbourne Ave project, and other factors outside their control.

**SECTION 3:** \$37,000 of the \$50,000 appropriated will be placed in the CREDIT (#2209) fund Line Item 2209-4-1020-438.305 to replace the funds approved through Resolution 2022-104 for Amelio's On The River LLC.

**SECTION 4:** The Common Council of the City of Logansport recognizes the request for this funding is justified within the Department of Treasury guidelines.

**SECTION 5:** This ordinance shall be in effect after its passage by the Common Council of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on this 7th day of November 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022 by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Clerk-Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this \_\_\_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-43**

Ord. 2022-43



American Rescue Plan Discussion  
Oct. 24, 2022

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# Local Timeline

The Community Priorities group has been meeting twice a month since 2021 to track and discuss various projects happening around the community.

Mayor Chris Martin  
Deputy Mayor Jacob Pomasl  
Jake LeDonne  
Dave Morris  
Bill Cuppy  
Arin Shaver  
Greg Toth  
Mike McCord  
Jon-Myckle Price  
Becki Harris / Joe Brewer  
Michelle Dials (meeting facilitation)

# Local Timeline

## **August 23, 2022**

ARP Discussion focused on projects within these areas:

- Infrastructure
- Family/Homeowner Needs
- Public Health and Safety
- Workforce and Small Business
- Housing
- Parks
- Broadband

## **Sept. 15, Sept. 27 and Oct. 11, 2022**

Community Priorities group, plus Mercedes Brugh as requested by Council, continued to meet and discuss projects with a focus on potential ARP funding amounts for specific projects.

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# Potential Commitment



**\$50,000** – Workforce & Small Business

Replenish CREDIT for COVID/Melbourne Relief

# Potential Commitment



**\$400,000** – Infrastructure / Workforce & Small Business

Infrastructure at The Junction – lighting, curbing, asphalt, sewer

# Project Recap

\$2.5 million police station (already approved by council)

\$50,000 CREDIT reimbursement

\$150,000 Make My Move Remote Worker Attraction

\$400,000 Infrastructure at The Junction

\$750,000 Riverside Parking

**TOTAL PROPOSED INVESTMENTS:**

**\$3.85 million**

# Discussion

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**ORDINANCE 2022-44**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA TO APPROPRIATE FUNDS FROM THE ARPA CORONAVIRUS LOCAL FISCAL RECOVERY FUND FOR PURPOSES THAT FULFILL THE INTENT OF THE AMERICAN RESCUE PLAN ACT IN AIDING THE CITY OF LOGANSPORT'S RECOVERY FROM THE EFFECTS OF THE COVID-19 EMERGENCY BY FUNDING UP TO \$150,000 FOR THE MAKE MY MOVE INITIATIVE**

**WHEREAS**, the American Rescue Plan Act of 2021 ("ARPA") was enacted by Congress on March 11, 2021 and

**WHEREAS**, ARPA will provide an estimated \$350 billion in emergency funding directly to state and local governments for the purpose of supporting their recovery from the ravages of the COVID-19 pandemic; and

**WHEREAS**, the City of Logansport passed Ordinance 2021-16 establishing the non-reverting fund ARPA Coronavirus Local Fiscal Recovery Account (#1176), into which all ARPA funds (\$3,985,011.30) have been deposited; and

**WHEREAS**, the U.S. Department of Treasury issued a Final Rule effective April 1, 2022 providing guidance on allowable expenditures of ARPA funds; and

**WHEREAS**, the City of Logansport opted into the standard allowance for revenue loss up to \$10 million, allowing the city to utilize all ARPA funds received for government services; and

**WHEREAS**, the Common Council of the City of Logansport may authorize the expenditure of funds from the ARPA Coronavirus Local Fiscal Fund #1176 by appropriations made in the same manner as other funds appropriated that receive tax distributions, upon making a finding that the proposed use of the funds is consistent with the intent of the fund; and

**WHEREAS**, the Common Council of the City of Logansport selected two Logansport residents to serve on the Community Priorities Group, and the Common Council requested the group meet and create a priority list of projects (Exhibit A) to consider funding with ARPA funds; and

**WHEREAS**, the Communities Priorities Group presented their recommendations at the Finance Committee Meeting on October 24, 2022 for the Common Council's consideration; and

**WHEREAS**, the Common Council of the City of Logansport desires to consider each of the Communities Priorities Group's potential commitments individually for the appropriation of the ARPA funds; and

**WHEREAS**, a recommendation by the Community Priorities Group is to consider a potential commitment of \$150,000 for workforce growth through use of *Make My Move*. A

program that is utilized to entice stay at home workers to relocate to the City of Logansport thereby increasing the local tax base.

**NOW, THEREFORE BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana that:

**SECTION 1:** The Common Council of the City of Logansport, Indiana recognizes the need for higher paying professional jobs.

**SECTION 2:** Work from Home employees are a possible future tax base and economic opportunity for the City of Logansport, Indiana.

**SECTION 3:** The Common Council of the City of Logansport recognizes this request for this funding is justified within the Department of Treasury guidelines.

**SECTION 4:** The Common Council of the City of Logansport, Indiana approves \$150,000 of ARPA funds be appropriated for the *Make My Move* - Remote Worker Attraction Program.

**SECTION 5:** This ordinance shall be in effect after its passage by the Common Council of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on this 7th day of November 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022 by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Clerk-Treasurer



Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this  
\_\_\_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-44**

Ord. 2022-44



American Rescue Plan Discussion  
Oct. 24, 2022

# American Rescue Plan (ARP)

The Coronavirus State and Local Fiscal Recovery Funds (SLFRF), a part of the American Rescue Plan, delivers \$350 billion to state, local, and Tribal governments across the country to support their response to and recovery from the COVID-19 public health emergency.

The program ensures that governments have the resources needed to:

- Fight the pandemic and support families and businesses struggling with its public health and economic impacts,
- Maintain vital public services, even amid declines in revenue, and
- Build a strong, resilient, and equitable recovery by making investments that support long-term growth and opportunity.

# Local Timeline

The Community Priorities group has been meeting twice a month since 2021 to track and discuss various projects happening around the community.

Mayor Chris Martin  
Deputy Mayor Jacob Pomasl  
Jake LeDonne  
Dave Morris  
Bill Cuppy  
Arin Shaver  
Greg Toth  
Mike McCord  
Jon-Myckle Price  
Becki Harris / Joe Brewer  
Michelle Dials (meeting facilitation)

# Local Timeline

## **April 12, 2022:**

Clerk-Treasurer Duane Ullom and Mercedes Brugh, along with Eric Walsh and Andy Moser of Baker-Tilly, attended Community Priorities meeting.

Discussed a variety of projects and Baker-Tilly helped to identify additional funding sources that might be available for those projects.

ARP Focus: Build a strong, resilient, and equitable recovery by making investments that support long-term growth and opportunity

## **April – August 2022**

Community Priorities group continued to meet for discussion not specific to ARP.

# Local Timeline

## **August 23, 2022**

ARP Discussion focused on projects within these areas:

- Infrastructure
- Family/Homeowner Needs
- Public Health and Safety
- Workforce and Small Business
- Housing
- Parks
- Broadband

## **Sept. 15, Sept. 27 and Oct. 11, 2022**

Community Priorities group, plus Mercedes Brugh as requested by Council, continued to meet and discuss projects with a focus on potential ARP funding amounts for specific projects.

# Existing Commitments

Per the Logansport Mayor's office, the City of Logansport was awarded \$3.98 million in ARP funds.

City Council has committed \$2.5 million to the new police station.

$\$3.98 \text{ million} - \$2.5 \text{ million} = \$1.48 \text{ million}$

Community Priorities group discussed potential options for that \$1.48 million and is presenting those for consideration by the council.

# Potential Commitment

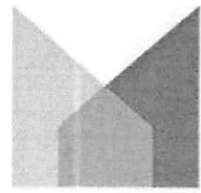


**\$50,000** – Workforce & Small Business

Replenish CREDIT for COVID/Melbourne Relief



# Potential Commitment



MakeMyMove

**\$150,000** – Workforce & Small Business

Make My Move - Remote Worker Attraction Program

# Potential Commitment



**\$400,000** – Infrastructure / Workforce & Small Business

Infrastructure at The Junction – lighting, curbing, asphalt, sewer

# Potential Commitment



\$750,000 – Infrastructure / Parks / Riverfront Redevelopment

Riverside Park parking improvements

# Project Recap

\$2.5 million police station (already approved by council)

\$50,000 CEDIT reimbursement

\$150,000 Make My Move Remote Worker Attraction

\$400,000 Infrastructure at The Junction

\$750,000 Riverside Parking

**TOTAL PROPOSED INVESTMENTS:**

**\$3.85 million**

# Other ideas

\$130,000 not allocated could be reserved for contingency

OR

\$20,000

Toward acquisition of Exide Site for remediation for future development

\$55,000

Acquisition of riverfront property for further development

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# Discussion

**ORDINANCE 2022 - 45**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPOBT, INDIANA TO APPROPRIATE FUNDS FROM THE ARP CORONAVIRUS LOCAL FISCAL RECOVERY FUND FOR PURPOSES THAT FULFILL THE INTENT OF THE AMERICAN RESCUE PLAN ACT IN AIDING THE CITY OF LOGANSPOBT'S RECOVERY FROM THE EFFECTS OF THE COVID-19 EMERGENCY BY PROVIDING UP TO \$400,000 FOR INFRASTRUCTURE NEEDS AT THE JUNCTION**

**WHEREAS**, the American Rescue Plan Act of 2021 ("ARPA") was enacted by Congress on March 11, 2021; and

**WHEREAS**, ARPA will provide an estimated \$350 billion in emergency funding directly to state and local governments for the purpose of supporting their recovery from the ravages of the COVID-19 pandemic; and

**WHEREAS**, the City of Logansport passed Ordinance 2021-16 establishing a non-reverting fund called the ARPA Coronavirus Local Fiscal Recovery Account #1176 with \$3,985,011.30 being deposited into it; and

**WHEREAS**, the U.S. Department of Treasury issued a Final Rule effective April 1, 2022, providing guidance on allowable expenditures of ARPA funds; and

**WHEREAS**, the City of Logansport opted into the standard allowance for revenue loss up to \$10 million, allowing the city to utilize all ARPA funds received for government services; and

**WHEREAS**, the Common Council of the City of Logansport selected two Logansport residents to serve on the Community Priorities Group, and the Common Council requested the group meet and establish a priority list of projects (see attachment) to consider for funding through ARPA funds; and

**WHEREAS**, the Community Priorities Group presented their recommendations at the Finance Committee Meeting on October 24, 2022 for the Common Councils consideration; and

**WHEREAS**, the Common Council of the City of Logansport desires to consider each of the Community Priorities Group's potential commitments individually for the appropriation of the ARPA funds; and

**WHEREAS**, a recommendation by the Community Priorities Group is to consider a commitment of up to, but not to exceed \$400,000 for Infrastructure at the Junction; and

**WHEREAS**, these infrastructure improvements will incentivize future retail growth and solidify recent improvements completed at the Junction.

**NOW, THEREFORE BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana that:

**SECTION 1:** The Common Council of the City of Logansport recognizes the need for infrastructure improvements such as lighting, curbing, asphalt, and sewer work in the Junction area.

**SECTION 2:** The Common Council of the City of Logansport recognizes the request for this funding is justified within the Department of Treasury guidelines.

**SECTION 3:** The Common Council of the City of Logansport approves the appropriation of up to, but not to exceed \$400,000 of ARPA funds for Infrastructure improvements at the Junction.

**SECTION 4:** This ordinance shall be in effect after its passage by the Common Council of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on this 7th day of November 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022 by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Clerk-Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this \_\_\_\_\_ day of \_\_\_\_\_, 2022

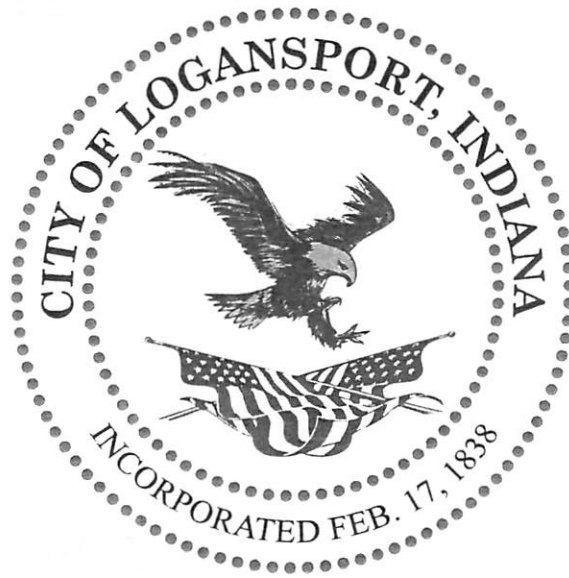


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Chris Martin, Mayor

Ord. 2022-45

Ord. 2022-45



American Rescue Plan Discussion  
Oct. 24, 2022

# Local Timeline

The Community Priorities group has been meeting twice a month since 2021 to track and discuss various projects happening around the community.

Mayor Chris Martin  
Deputy Mayor Jacob Pomasl  
Jake LeDonne  
Dave Morris  
Bill Cuppy  
Arin Shaver  
Greg Toth  
Mike McCord  
Jon-Myckle Price  
Becki Harris / Joe Brewer  
Michelle Dials (meeting facilitation)

# Local Timeline

## **August 23, 2022**

ARP Discussion focused on projects within these areas:

- Infrastructure
- Family/Homeowner Needs
- Public Health and Safety
- Workforce and Small Business
- Housing
- Parks
- Broadband

## **Sept. 15, Sept. 27 and Oct. 11, 2022**

Community Priorities group, plus Mercedes Brugh as requested by Council, continued to meet and discuss projects with a focus on potential ARP funding amounts for specific projects.

# Potential Commitment



**\$50,000** – Workforce & Small Business

Replenish CREDIT for COVID/Melbourne Relief

# Potential Commitment



**\$400,000** – Infrastructure / Workforce & Small Business

Infrastructure at The Junction – lighting, curbing, asphalt, sewer

# Project Recap

**\$2.5 million police station** (already approved by council)

**\$50,000 CEDIT reimbursement**

**\$150,000 Make My Move Remote Worker Attraction**

**\$400,000 Infrastructure at The Junction**

**\$750,000 Riverside Parking**

**TOTAL PROPOSED INVESTMENTS:**

**\$3.85 million**

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# Discussion



**ORDINANCE 2022 - 46**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA TO APPROPRIATE FUNDS FROM THE ARPA CORONAVIRUS LOCAL FISCAL RECOVERY FUND FOR PURPOSES THAT FULFILL THE INTENT OF THE AMERICAN RESCUE PLAN ACT IN AIDING THE CITY OF LOGANSPORT'S RECOVERY FROM THE EFFECTS OF THE COVID-19 EMERGENCY BY PROVIDING UP TO \$750,000 FOR PUBLIC/PRIVATE PARKING AT RIVERSIDE PARK**

**WHEREAS**, the American Rescue Plan Act of 2021 ("ARPA") was enacted by Congress on March 11, 2021; and

**WHEREAS**, ARPA will provide an estimated \$350 billion in emergency funding directly to state and local governments for the purpose of supporting their recovery from the ravages of the COVID-19 pandemic; and

**WHEREAS**, the City of Logansport passed Ordinance 2021-16 establishing a non-reverting fund called ARPA Coronavirus Local Fiscal Recovery Account #1176 with \$3,985,011.30 being deposited into it; and

**WHEREAS**, the U.S. Department of Treasury issued a Final Rule effective April 1, 2022 providing guidance on allowable expenditures of ARPA funds; and

**WHEREAS**, the City of Logansport opted into the standard allowance for revenue loss up to \$10 million, allowing the city to utilize all ARPA funds received for government services; and

**WHEREAS**, the Common Council of the City of Logansport selected two Logansport residents to serve on the Community Priorities Group, and the Common Council requested the group meet and establish a priority list of projects (see attachment) to consider for funding through ARPA funds; and

**WHEREAS**, the Community Priorities Group presented their recommendations at the Finance Committee Meeting on October 24, 2022, for the Common Councils consideration; and

**WHEREAS**, the Common Council of the City of Logansport desires to consider each of the Community Priorities Group's potential commitments individually for the appropriation of the ARPA funds; and

**WHEREAS**, a recommendation by the Community Priorities Group is to consider a potential commitment of \$750,000 for a parking lot, lights, and other improvements at the west end of Riverside park.

**NOW, THEREFORE BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana that:

**SECTION 1:** The Common Council acknowledges the need for additional parking at Riverside Park, and that the former site of Logansport Utilities Water Treatment Plant is an ideal location for needed parking.

**SECTION 2:** The Common Council also recognizes that potential investors are considering development of the property west of Riverside Park along the river, currently owned by the Logansport Redevelopment Commission.

**SECTION 3:** The parking lot improvements would not only benefit Riverside Park but could be an incentive for a riverfront investor to enter into a public/private partnership to mitigate some upfront costs for the developer and minimize or eliminate future maintenance costs for the City of Logansport.

**SECTION 4:** The Common Council of the City of Logansport recognizes the request for this funding is justified with the Department of Treasury guidelines.

**SECTION 5:** The Common Council of the City of Logansport, Indiana approves up to, but not to exceed \$750,000 of ARPA funds be appropriated for construction of a parking lot at the West end of Riverside Park.

**SECTION 6:** This ordinance shall be in effect after its passage by the Common Council of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on 7<sup>th</sup> day of November, 2022

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Clerk-Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this

\_\_\_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-46**

Ord. 2022-46

American Rescue Plan Discussion  
Oct. 24, 2022



# Local Timeline

The Community Priorities group has been meeting twice a month since 2021 to track and discuss various projects happening around the community.

Mayor Chris Martin  
Deputy Mayor Jacob Pomasi  
Jake LeDonne  
Dave Morris  
Bill Cuppy  
Arin Shaver  
Greg Toth  
Mike McCord  
Jon-Myckle Price  
Becki Harris / Joe Brewer  
Michelle Dials (meeting facilitation)

# Local Timeline

## **August 23, 2022**

ARP Discussion focused on projects within these areas:

- Infrastructure
- Family/Homeowner Needs
- Public Health and Safety
- Workforce and Small Business
- Housing
- Parks
- Broadband

## **Sept. 15, Sept. 27 and Oct. 11, 2022**

Community Priorities group, plus Mercedes Brugh as requested by Council, continued to meet and discuss projects with a focus on potential ARP funding amounts for specific projects.

# Potential Commitment



**\$50,000** – Workforce & Small Business

Replenish CREDIT for COVID/Melbourne Relief

# Potential Commitment



**\$400,000** – Infrastructure / Workforce & Small Business

Infrastructure at The Junction – lighting, curbing, asphalt, sewer



# Project Recap

**\$2.5 million police station** (already approved by council)

**\$50,000 CEDIT reimbursement**

**\$150,000 Make My Move Remote Worker Attraction**

**\$400,000 Infrastructure at The Junction**

**\$750,000 Riverside Parking**

**TOTAL PROPOSED INVESTMENTS:**

**\$3.85 million**

# Discussion

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**ORDINANCE 2022-47**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPOBT, INDIANA TO APPROPRIATE FUNDS FROM THE ARPA CORONAVIRUS LOCAL FISCAL RECOVERY FUND FOR PURPOSES THAT FULFILL THE INTENT OF THE AMERICAN RESCUE PLAN ACT IN AIDDING THE CITY OF LOGANSPOBT'S RECOVERY FROM THE EFFECTS OF THE COVID-19 EMERGENCY BY PROVIDING UP TO \$20,000 FOR THE ACQUISITION OF THE EXIDE PROPERTY**

**WHEREAS**, the American Rescue Plan Act of 2021 ("ARPA") was enacted by Congress on March 11, 2021; and

**WHEREAS**, ARPA will provide an estimated \$350 billion in emergency funding directly to state and local governments for the purpose of supporting their recovery from the ravages of the COVID-19 pandemic; and

**WHEREAS**, the City of Logansport passed Ordinance 2021-16 establishing a non-reverting fund called ARPA Coronavirus Local Fiscal Recovery Account #1176 with \$3,985,011.30 being deposited into it; and

**WHEREAS**, the U.S. Department of Treasury issued a Final Rule effective April 1, 2022 providing guidance on allowable expenditures of ARPA funds; and

**WHEREAS**, the City of Logansport opted into the standard allowance for revenue loss up to \$10 million, allowing the city to utilize all ARPA funds received for government services; and

**WHEREAS**, the Common Council of the City of Logansport selected two Logansport residents to serve on the Community Priorities Group, and the Common Council requested the group meet and establish a priority list of projects (see Exhibit A) to consider for funding through ARPA funds; and

**WHEREAS**, the Community Priorities Group presented their recommendations at the Finance Committee Meeting on October 24, 2022 for the Common Councils consideration; and

**WHEREAS**, the Common Council of the City of Logansport desires to consider each of the Community Priorities Group's potential commitments individually for the appropriation of the ARPA funds; and

**WHEREAS**, a recommendation by the Community Priorities Group is to consider a potential commitment of \$20,000 for the acquisition of the Exide property; and

**WHEREAS**, the Common Council of the City of Logansport recognizes the Exide property consists of 17.41 acres that borders Water Street, is considered a Brownfield site, currently abandoned, and in arrears for its property taxes; and

**NOW, THEREFORE BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana that:

**SECTION 1:** The Common Council of the City of Logansport, Indiana approves up to, but not to exceed, \$20,000 of ARPA funds be appropriated for acquisition of the Exide property by the City of Logansport.

**SECTION 2:** The Common Council of the City of Logansport, Indiana recognizes there is an opportunity to receive future funding for cleanup from the IFA once the land is acquired.

**SECTION 3:** The Common Council of the City of Logansport request for this funding is justified within the Department of Treasury guidelines.

**SECTION 4:** This ordinance shall be in effect after its passage by the Common Council of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on this 7th day of November 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022 by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

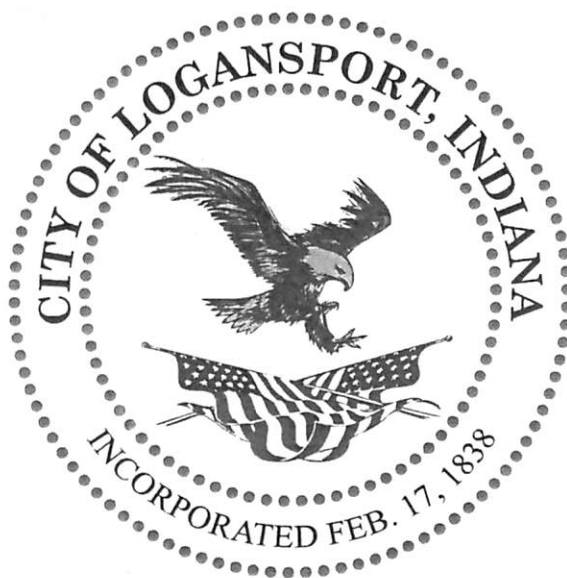
\_\_\_\_\_  
Duane Ullom, Clerk-Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this \_\_\_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-47**

Ord. 2022-47



American Rescue Plan Discussion  
Oct. 24, 2022

# Local Timeline

The Community Priorities group has been meeting twice a month since 2021 to track and discuss various projects happening around the community.

Mayor Chris Martin

Deputy Mayor Jacob Pomasl

Jake LeDonne

Dave Morris

Bill Cuppy

Arin Shaver

Greg Toth

Mike McCord

Jon-Myckle Price

Becki Harris / Joe Brewer

Michelle Dials (meeting facilitation)

# Local Timeline

## **August 23, 2022**

ARP Discussion focused on projects within these areas:

- Infrastructure
- Family/Homeowner Needs
- Public Health and Safety
- Workforce and Small Business
- Housing
- Parks
- Broadband

## **Sept. 15, Sept. 27 and Oct. 11, 2022**

Community Priorities group, plus Mercedes Brugh as requested by Council, continued to meet and discuss projects with a focus on potential ARP funding amounts for specific projects.

# Potential Commitment



**\$50,000** – Workforce & Small Business

Replenish CREDIT for COVID/Melbourne Relief



# Potential Commitment



**\$400,000** – Infrastructure / Workforce & Small Business  
Infrastructure at The Junction – lighting, curbing, asphalt, sewer

# Project Recap

\$2.5 million police station (already approved by council)

\$50,000 CREDIT reimbursement

\$150,000 Make My Move Remote Worker Attraction

\$400,000 Infrastructure at The Junction

\$750,000 Riverside Parking

**TOTAL PROPOSED INVESTMENTS:**

**\$3.85 million**

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# Discussion

**ORDINANCE 2022-48**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSFORT, INDIANA, APPROVING A CHANGE IN RATES AND CHARGES OF THE LOGANSFORT MUNICIPAL WATER DEPARTMENT.**

**WHEREAS**, the Utility Service Board of the City of Logansport (the "Board") is charged with maintaining the electric utility, waterworks and sewage works (collectively hereafter "Logansport Municipal Utilities") owned by the City of Logansport in sound physical and financial condition necessary to render adequate and efficient service; and

**WHEREAS**, the Board has been advised on that the revenues generated by the water department are insufficient to adequately cover expenses incident to the operation of the waterworks, debt service, debt service reserve funding, and extensions and replacements; and

**WHEREAS**, In order to generate sufficient revenues, it will be necessary to increase the water rates, across the board, in three phases comprised, as shown below and as per Attachment A.

	<b>Phase I</b>	<b>Phase II</b>	<b>Phase III</b>
<b>INCREASE</b>	29.2%	5.0%	9.6%
<b>EFFECTIVE</b>	1-1-2023	1-1-2024	1-1-2025

**WHEREAS**, the Board approved the increase by their Resolution 2022-03 on September 27, 2022 and is now asking for the Common Council of the City of Logansport, Indiana, to approve the same; and

**WHEREAS**, the Council has scheduled a public hearing on December 5, 2022, at which all persons shall have the right to appear and be heard on the matter of the water rates and charges.

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana:

**SECTION 1:** The Common Council of the City of Logansport, Indiana, does hereby approve a water rate increase in 3 phases comprised as follows: A 29.2% increase across the board in Phase I, effective January 1, 2023; a 5.0% increase across the board in Phase II, effective January 1, 2024; and a 9.6% increase across the board in Phase III, effective January 1, 2025

Rate information is shown in Attachment A and authorizes and directs the Utility Service Board to implement such a rate increase.

**SECTION 2:** That this ordinance shall be in full force and effect after its passage by the Common Council of the City of Logansport, Indiana, and approval by the Mayor of the City of Logansport, Indiana

**SECTION 3:** The *Outside the City Limits* water rates will remain approximately 25% higher than the similar charges applied to *Inside the City Limits* Users.

**SECTION 4:** This ordinance shall be in effect after its passage by the Common Council of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on this 7th day of November 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022 by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Clerk-Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this \_\_\_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-48**

**INTRODUCED, FILED AND APPROVED** on first reading by a vote of \_\_ in favor and \_\_ opposed on the \_\_ day of \_\_\_\_\_, 2022.

**DULY PASSED, ORDAINED AND ADOPTED**, this \_\_ day of \_\_\_\_\_, 2022, by the Common Council of the City of Logansport, Cass County, Indiana by a vote of \_\_ in favor and \_\_ opposed.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Dave Morris, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Logansport City Clerk-Treasurer

**Attachment A**  
**Inside City Limits**

			Phase I In-City Rates and Charges	Phase II In-City Rates and Charges	Phase III In-City Rates and Charges
<u>Consumption Per Month</u>					
<u>Rate Per 1,000 Gallons</u>					
First	10,000	Gallons	\$ 6.81	\$ 7.15	\$ 7.84
Next	90,000	Gallons	5.12	5.38	5.90
Over	100,000	Gallons	2.57	2.70	2.96

Minimum Monthly Charges

Each user shall pay a minimum monthly charge in accordance with the size of meter installed for which the user will be entitled to the quantity of water set out in the above schedule of rates.

Meter Size

3/4	inch meter or less	\$ 20.43	\$ 21.45	\$ 23.51
1	inch meter	47.60	49.98	54.78
1 1/2	inch meter	68.18	71.59	78.46
2	inch meter	122.56	128.69	141.04
3	inch meter	271.95	285.55	312.96
4	inch meter	504.32	529.54	580.38
6	inch meter	952.40	1,000.02	1,096.02
8	inch meter	1,269.98	1,333.48	1,461.49

Public Fire Protection

Fixed Charge Per Month Per Customer Connection

Meter Size

3/4	inch meter or less	\$ 3.82	\$ 4.01	\$ 4.39
1	inch meter	9.86	10.35	11.34
1 1/2	inch meter	22.21	23.32	25.56
2	inch meter	39.46	41.43	45.41
3	inch meter	88.81	93.25	102.20
4	inch meter	157.90	165.80	181.72
6	inch meter	355.29	373.05	408.86
8	inch meter	631.61	663.19	726.86
10	inch meter	986.92	1,036.27	1,135.75

Private Fire Protection

Hydrant Rental - Per Hydrant - Per Year \$ 756.71 \$ 794.55 \$ 870.83

Standpipes and Sprinklers - Per Line Per Month

1	inch line for standpipe	\$ 11.62	\$ 12.20	\$ 13.37
2	inch line for standpipe	19.12	20.08	22.01
3	inch line for standpipe	45.43	47.70	52.28
4	inch line- automatic sprinkler connection (maximum 700 heads allowed)	60.59	63.62	69.73
6	inch line	75.72	79.51	87.14
8	inch line	90.78	95.32	104.47
10	inch line	105.97	111.27	121.95
12	inch line	121.13	127.19	139.40

**Attachment A (Continued)**

**Outside City Limits**

	Phase I Outside-City Rates and Charges	Phase II Outside-City Rates and Charges	Phase III Outside-City Rates and Charges
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Consumption Per Month

Rate Per 1,000 Gallons

First	10,000 Gallons	\$ 8.49	\$ 8.91	\$ 9.77
Next	90,000 Gallons	6.43	6.75	7.40
Over	100,000 Gallons	3.26	3.42	3.75

Minimum Monthly Charges

Each user shall pay a minimum monthly charge in accordance with the size of meter installed for which the user will be entitled to the quantity of water set out in the above schedule of rates.

Meter Size

3/4	inch meter or less	\$ 25.47	\$ 26.74	\$ 29.31
1	inch meter	59.51	62.49	68.49
1 1/2	inch meter	85.22	89.48	98.07
2	inch meter	153.22	160.88	176.32
3	inch meter	339.94	356.94	391.21
4	inch meter	630.41	661.93	725.48
6	inch meter	1,190.49	1,250.01	1,370.01
8	inch meter	1,587.51	1,666.89	1,826.91

Public Fire Protection

Fixed Charge Per Month Per Customer Connection

Meter Size

3/4	inch meter or less	\$ 3.82	\$ 4.01	\$ 4.39
1	inch meter	9.86	10.35	11.34
1 1/2	inch meter	22.21	23.32	25.56
2	inch meter	39.46	41.43	45.41
3	inch meter	88.81	93.25	102.20
4	inch meter	157.90	165.80	181.72
6	inch meter	355.29	373.05	408.86
8	inch meter	631.61	663.19	726.86
10	inch meter	986.92	1,036.27	1,135.75

Private Fire Protection

Hydrant Rental - Per Hydrant - Per Year	\$ 945.86	\$ 993.15	\$ 1,088.49
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Standpipes and Sprinklers - Per Line Per Month

1	inch line for standpipe	\$ 14.56	\$ 15.29	\$ 16.76
2	inch line for standpipe	23.90	25.10	27.51
3	inch line for standpipe	56.74	59.58	65.30
4	inch line- automatic sprinkler connection (maximum 700 heads allowed)	75.74	79.53	87.16
6	inch line	94.61	99.34	108.88
8	inch line	113.44	119.11	130.54
10	inch line	132.47	139.09	152.44
12	inch line	151.38	158.95	174.21



**ORDINANCE 2022-49**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA, APPROVING A CHANGE IN RATES AND CHARGES OF THE LOGANSPORT MUNICIPAL SEWER DEPARTMENT.**

**WHEREAS**, the Utility Service Board of the City of Logansport (the "Board") is charged with maintaining the electric utility, waterworks and sewage works (collectively hereafter "Logansport Municipal Utilities") owned by the City of Logansport in sound physical and financial condition necessary to render adequate and efficient service; and

**WHEREAS**, the Board has been advised on that the revenues generated by the sewer department are insufficient to adequately cover expenses incident to the operation of the sewage works, debt service, debt service reserve funding, and extensions and replacements of the sewer department; and

**WHEREAS**, In order to generate sufficient revenues, it will be necessary to increase the sewer rates, across the board, in four phases comprised, as shown below and as per Attachment A.

	<b>Phase I</b>	<b>Phase II</b>	<b>Phase III</b>	<b>Phase IV</b>
<b>INCREASE</b>	9.6%	11.4%	13.4%	6.9%
<b>EFFECTIVE</b>	1-1-2023	1-1-2024	1-1-2025	1-1-2026

**WHEREAS**, the Board approved the increase by their Resolution 2022-04 on September 27, 2022 and is now asking for the Common Council of the City of Logansport, Indiana, to approve the same; and

**WHEREAS**, the Council has scheduled a public hearing on December 5, 2022, at which all persons shall have the right to appear and be heard on the matter of the sewer rates and charges.

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana:

**SECTION 1:** The Common Council of the City of Logansport, Indiana, does hereby approve a sewer rate increase in 4 phases comprised as follows: A 9.6% increase across the board in Phase I, effective January 1, 2023; a 11.4% increase across the board in Phase II, effective January 1, 2024; a 13.4% increase across the board in Phase III, effective January 1, 2025; and a 6.9% increase across the board in Phase IV, effective January 1, 2026.

Rate information is shown in Attachment A and authorizes and directs the Utility Service Board to implement such a rate increase.

**SECTION 2:** That this ordinance shall be in full force and effect after its passage by the Common Council of the City of Logansport, Indiana, and approval by the Mayor of the City of Logansport, Indiana

**SECTION 3:** The *Outside the City Limits* rates will remain approximately 25% higher than the similar charges applied to *Inside the City Limits* Users.

**SECTION 4:** This ordinance shall be in effect after its passage by the Common Council of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on this 7th day of November 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022 by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Clerk-Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this \_\_\_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-49**

**Attachment A**  
**Inside City Limits**

	Phase I In-City Rates and Charges	Phase II In-City Rates and Charges	Phase III In-City Rates and Charges	Phase IV In-City Rates and Charges
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Consumption Per Month -  
Rate Per 1,000 Gallons

First	3,000 Gallons	\$ 6.59	\$ 7.34	\$ 8.32	\$ 8.89
Next	17,000 Gallons	9.49	10.57	11.99	12.82
Next	80,000 Gallons	7.08	7.89	8.95	9.57
Next	900,000 Gallons	5.62	6.26	7.10	7.59
Over	1,000,000 Gallons	4.78	5.32	6.03	6.45

Minimum Monthly Charges

Each user shall pay a minimum monthly charge in accordance with the size of meter installed for which the user will be entitled to the quantity of water set out in the above schedule of rates.

Meter Size

3/4	inch meter or less	\$ 19.76	\$ 22.01	\$ 24.96	\$ 26.68
1	inch meter	51.53	57.40	65.09	69.58
1 1/2	inch meter	114.99	128.10	145.27	155.29
2	inch meter	203.77	227.00	257.42	275.18
3	inch meter	458.60	510.88	579.34	619.31
4	inch meter	815.88	908.89	1,030.68	1,101.80
6	inch meter	1,833.15	2,042.13	2,315.78	2,475.57
8	inch meter	3,263.45	3,635.48	4,122.63	4,407.09

Strength of Waste Surcharge

BOD/COD - cents per pound	\$ 23.72	\$ 26.42	\$ 29.96	\$ 32.03
Suspended Solids - cents per pound	18.30	20.39	23.12	24.72

**Attachment A (Continued)**

**Outside City Limits**

			Phase I Outside-City Rates and Charges	Phase II Outside-City Rates and Charges	Phase III Outside-City Rates and Charges	Phase IV Outside-City Rates and Charges
<u>Consumption Per Month -</u>						
<u>Rate Per 1,000 Gallons</u>						
First	3,000	Gallons	\$ 8.22	\$ 9.16	\$ 10.39	\$ 11.11
Next	17,000	Gallons	11.87	13.22	14.99	16.02
Next	80,000	Gallons	8.87	9.88	11.20	11.97
Next	900,000	Gallons	7.04	7.84	8.89	9.50
Over	1,000,000	Gallons	6.00	6.68	7.58	8.10

Minimum Monthly Charges

Each user shall pay a minimum monthly charge in accordance with the size of meter installed for which the user will be entitled to the quantity of water set out in the above schedule of rates.

Meter Size

3/4	inch meter or less	\$ 24.66	\$ 27.47	\$ 31.15	\$ 33.30
1	inch meter	64.38	71.72	81.33	86.94
1 1/2	inch meter	143.76	160.15	181.61	194.14
2	inch meter	254.71	283.75	321.77	343.97
3	inch meter	573.25	638.60	724.17	774.14
4	inch meter	1,019.84	1,136.10	1,288.34	1,377.24
6	inch meter	2,291.43	2,552.65	2,894.71	3,094.44
8	inch meter	4,079.28	4,544.32	5,153.26	5,508.83

Strength of Waste Surcharge

BOD/COD - cents per pound	\$ 29.66	\$ 33.04	\$ 37.47	\$ 40.06
Suspended Solids - cents per pound	22.87	25.48	28.89	30.88

**ORDINANCE 2022-50**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPORT, INDIANA, APPROVING A CHANGE IN RATES AND CHARGES OF THE STORMWATER DISTRICT OF THE CITY OF LOGANSPORT, INDIANA**

**WHEREAS**, the Stormwater Management Board of the City of Logansport (the "Board") is charged with maintaining the Department of Stormwater Management (the "Department") owned by the City of Logansport in sound physical and financial condition necessary to render adequate and efficient service; and

**WHEREAS**, the Department is a combined sewer overflow (CSO) community and thus received a mandate from the United States Environmental Protection Agency and the Indiana Department of Environmental Management to make significant repairs and improvements to the system in order to reduce the number of CSOs; and

**WHEREAS**, the Board has been advised that the revenues generated by the Department are insufficient to adequately cover operating, maintenance and repair expenses, and extensions and replacements; and

**WHEREAS**, in order to have adequate bond coverage and to undertake the necessary repairs and extensions of facilities, it will be necessary to increase the stormwater rates and charges per equivalent dwelling unit (EDU) across the board, in four phases. Phase I will be a \$4.25 increase to \$16.74 per EDU, effective 1/1/23; Phase II will be a \$5.73 increase to \$22.47 per EDU, effective 1/1/24; Phase III will be a \$4.30 increase to \$26.77 per EDU, effective 1/1/25; and Phase IV will be a \$4.61 increase to \$31.38 per EDU, effective 1/1/26; all as per Attachment A.

**WHEREAS**, the Board has scheduled a public hearing on December 5, 2022, at which all persons shall have the right to appear and be heard on the matter of the stormwater rates and charges; and

**WHEREAS**, the Board approved the increase by their Resolution adopted on September 29, 2022 and is now asking for the Common Council of the City of Logansport, Indiana, to approve the same.

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana:

**SECTION 1:** The Common Council of the City of Logansport, Indiana, does hereby approve an increase in stormwater rates and charges per equivalent dwelling unit (EDU) across the board, in four phases. Phase I will be a \$4.25 increase to \$16.74 per EDU, effective 1/1/23; Phase II will be a \$5.73 increase to \$22.47 per EDU, effective 1/1/24; Phase III will be a \$4.30 increase to \$26.77 per EDU, effective 1/1/25; and Phase IV will be a \$4.61 increase to \$31.38 per EDU, effective 1/1/26; all as per Attachment A.

**SECTION 2:** That this ordinance shall be in full force and effect after its passage by the Common Council of the City of Logansport, Indiana, and approval by the Mayor of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained on this 7th day of November 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022 by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Clerk-Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this \_\_\_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-50**

## Attachment A

Classification		Phase I Charge Per Month	Phase II Charge Per Month	Phase III Charge Per Month	Phase IV Charge Per Month
Residential		\$ 16.74	\$ 22.47	\$ 26.77	\$ 31.38
Commercial					
	Small Commercial 0 - 15,000 sq. ft.	99.28	133.26	158.76	186.10
	Medium Commercial 15,001 - 30,000 sq. ft.	221.31	297.06	353.91	414.85
	Large Commercial 30,001 sq. ft. and above	397.25	533.22	635.26	744.66
Industrial					
	Small Industrial 0 - 43,700 sq. ft.	139.11	186.73	222.46	260.77
	Large Industrial 43,701 sq. ft. and above	496.51	666.46	794.00	930.73
Institutional		83.70	112.35	133.85	156.90
Other					
	In multiples of residential rate based on individual circumstances.	16.74	22.47	26.77	31.38

**ORDINANCE 2022-51**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSPOBT, INDIANA APPROVING AN ADDITIONAL APPROPRIATION FROM THE GENERAL FUND FOR THE PAYMENT OF IRS PENALTIES AND INTEREST**

**WHEREAS**, the city of Logansport, Indiana was notified in August of 2018 that the IRS had not received copies of Forms 1094C/1095C for calendar year 2016; and

**WHEREAS**, the IRS indicated that it made three attempts from August 2018 through 2019 to correct the problem with the Clerk Treasurer's office; and

**WHEREAS**, on January 3, 2020 current clerk treasurer Duane Ullom, became aware of the problem when an IRS agent entered the Clerk-Treasurer Office to inform him of the IRS' intent to freeze the City of Logansport's bank accounts on January 6, 2020; and

**WHEREAS**, after meeting with the current clerk treasurer that day, realizing he had just started his term in office and was unaware of the outstanding issue, the IRS agreed to work with the city, allowing the Clerk-Treasurer time to seek legal counsel through Baker Tilly; and

**WHEREAS**, attorneys for Baker Tilly have been working on this case since January 2020, unfortunately they were unable to abate the penalty of \$189,469.19, to which we received notice of on November 2, 2022. The IRS is accessing additional interest in the amount of \$26,544.11 based on making payment in full by November 13, 2022; and

**WHEREAS**, the Common Council of the City of Logansport recognizes the urgency of paying off this penalty, as interest will continue to occur until payment in full is completed; and

**WHEREAS**, the City of Logansport has no budgeted funding in place for the payment of this penalty and interest, therefore an additional appropriation and public hearing are necessary to approve the payment to the IRS; and

**NOW, THEREFORE BE IT ORDAINED** by the Common Council of the City of Logansport, Indiana that:

**SECTION 1:** The IRS is requesting payment of \$216,013.30 by November 13, 2022.

**SECTION 2:** The Common Council appropriates up to, but not to exceed \$225,000 for payment of interest and penalties to the IRS for issues related to lack of filing Forms 1094C/1095C for the year 2016.

**SECTION 3:** This ordinance shall be in effect after its passage by the Common Council of the City of Logansport, Indiana.

**INTRODUCED, FILED AND APPROVED** by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed,



and \_\_\_\_\_ abstained on this 7th day of November 2022.

**DULY PASSED, ORDAINED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022 by the Common Council of the City of Logansport, Indiana by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed, and \_\_\_\_\_ abstained.

Common Council of the City of Logansport, Indiana

By: \_\_\_\_\_  
Jake LeDonne, President

ATTEST:

\_\_\_\_\_  
Duane Ullom, Clerk-Treasurer

Submitted to, approved by, and signed by me, the Mayor of the City of Logansport, Indiana this \_\_\_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
Chris Martin, Mayor

**Ord. 2022-51**