

# **SPECIAL MEETING – SEPTEMBER 28, 2009**

The Common Council of the City of Michigan City, Indiana, met in Special Meeting on Monday evening, September 28, 2009, at the hour of 6:30 p.m., local time, in the Common Council Chambers, located in the lower level of the City Hall Building, 100 East Michigan Boulevard, Michigan City, Indiana.

The meeting was called to order at 6:30 p.m. by Council President Bob McKee.

Roll call was authorized and the following were noted present and/or absent:

**PRESENT:** COUNCIL MEMBERS Patricia Boy, Phillip Jankowski, Marc Espar, Robert McKee, Richard Murphy, Joe Doyle, Angie Nelson, Ron Meer, (8).

**ABSENT:** Willie Milsap (1).

**A QUORUM WAS NOTED PRESENT.**

**ALSO PRESENT:** Clerk – Thomas Fedder, Deputy Clerk – Gale Neulieb and Council Attorney – James Meyer.

## **READING OF SPECIAL CALL**

At the request of President McKee, the Clerk read the special call, as follows:

TO THE CITY CLERK:

Please issue a **CALL FOR A SPECIAL MEETING** of the Common Council of the City of Michigan City, Indiana, to be held on Monday, September 28, 2009, at 6:30 p.m., in the Council Chambers of the City Hall Building, located at 100 East Michigan Boulevard, Michigan City, Indiana.

Said meeting is to be held to hear on Third Reading the following Ordinances:

- **AN ORDINANCE TO REDUCE APPROPRIATIONS**
- **AN ORDINANCE ENDORSED BY THE FINANCE COMMITTEE OF THE MICHIGAN CITY COMMON COUNCIL FOR APPROPRIATIONS AND TAX RATES**
- **AN ORDINANCE ESTABLISHING SALARIES FOR THE POLICE DEPARTMENT OF THE CITY OF MICHIGAN CITY FOR THE CALENDAR YEAR 2010**
- **AN ORDINANCE ESTABLISHING SALARIES FOR THE FIRE DEPARTMENT OF THE CITY OF MICHIGAN CITY FOR THE CALENDAR YEAR 2010**
- **AN ORDINANCE SETTING SALARIES AND WAGES FOR APPOINTED OFFICIALS AND EMPLOYEES OF THE CITY OF MICHIGAN CITY, INDIANA, FOR THE CALENDAR YEAR 2010**

and, to have a Formal Public Hearing on the Appeal Amount for the 2007's short fall in the amount of \$3,000,000.

Robert McKee  
President  
Michigan City Common Council

Council President McKee made the following amendment to the agenda requesting to have the Formal Public Hearing on the Appeal Amount of the 2007 short fall in the amount of \$3,000,000 prior to any of the Ordinances being read.

The formal public hearing was opened, with President McKee asking "is there anyone from the general public who wishes to address the Council?"

Council President McKee asked if there were any comments by the general public and hearing none, the public hearing was closed.

## **ORDINANCES**

There being no objections, the Clerk read by title only,

### **MICHIGAN CITY COMMON COUNCIL**

### **ORDINANCE NO. 4068**

#### **AN ORDINANCE TO REDUCE APPROPRIATIONS**

**WHEREAS**, appropriations exist in the 2009 budget of the City of Michigan City that will not be expended in the year 2009, and

**WHEREAS**, the balances in these appropriations may be used to fund the 2010 City budget, and

**WHEREAS**, the appropriations listed below in personal services lines were accumulated so that they would be available for use in 2010 when 27 pay periods are scheduled,

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Michigan City, Indiana, that the following appropriated funds in the 2009 budget are hereby reduced and the funds are restored to the unappropriated balance:

<u>Fund/Department/Line Item</u>	<u>Amount</u>
General Fund 0101:	
Controller (Dept. 0040):	
Salaries (411.000)	\$ 6,281.69
FICA (413.001)	466.89
PERF (413.002)	690.98
Clerk (Dept. 0042):	
Salaries (411.000)	4,181.41
FICA (413.001)	310.04
PERF (413.002)	459.95
Mayor (Dept. 0044):	
Salaries (411.000)	5,254.96
FICA (413.001)	399.70
PERF (413.002)	578.05
Council (Dept. 0069):	
Salaries (411.000)	611.00
FICA (413.001)	46.00
Planning & Inspection (Dept. 0079):	
Salaries (411.000)	11,508.80
FICA (413.001)	1,000.62
PERF (413.002)	1,481.39
Personnel (Dept. 0117):	
Salaries (411.000)	1,786.21
FICA (413.001)	132.79
PERF (413.002)	196.49
Central Maintenance (Dept. 0119):	
Salaries (411.000)	15,934.75
Overtime (411.016)	2,766.50
FICA (413.001)	1,401.06
PERF (413.002)	2,057.14
City Hall (Dept. 0164):	

Salaries (411.000)	3,457.49
Seasonal (411.014)	1,074.28
Overtime (411.016)	124.47
FICA (413.001)	347.85
PERF (413.002)	394.00

<u>Fund/Department/Line Item</u>	
<u>Amount</u>	
Attorney (Dept. 0270):	
Salaries (411.000)	4,812.75
FICA (413.001)	337.27
PERF (413.002)	102.62
M.C. Transit (Dept. 0304):	
Salaries (411.000)	23,694.80
Overtime (411.016)	2,373.02
FICA (413.001)	1,967.66
PERF (413.002)	2,344.29
Diesel Fuel (422.025)	75,000.00
Engineer (Dept. 0306):	
Salaries (411.000)	1,786.21
FICA (413.001)	136.65
PERF (413.002)	196.49
Human Rights (Dept. 0309):	
Salaries (411.000)	3,936.61
Fire (Dept. 0362):	
Salaries (411.000)	161,257.78
Overtime (411.016)	11,361.49
FICA (413.001)	1,498.77
PERF (413.002)	27,338.91
Police (Dept. 0370):	
Salaries (411.000)	164,270.88
Overtime (411.016)	6,002.86
Shift Differential (411.018)	3,738.85
School Patrol (411.019)	628.20
FICA (413.001)	2,696.13
PERF (413.002)	31,040.23
Central Services (Dept. 0524):	
Salaries (411.000)	7,931.26
Overtime (411.016)	96.83
FICA (413.001)	603.45
PERF (413.002)	883.09
Vector Control (Dept. 0623):	
Salaries (411.000)	1,398.40
Overtime (411.016)	6.56
FICA (413.001)	101.03
PERF (413.002)	154.55
Animal Control (Dept. 0626):	
Salaries (411.000)	2,439.57
Overtime (411.016)	269.80
FICA (413.001)	198.21
PERF (413.002)	<u>298.03</u>
Total General Fund	<u>603,847.76</u>

<u>Fund/Department/Line Item</u>	
<u>Amount</u>	
Motor Vehicle Highway Fund 0708:	
Salaries (411.000)	7,172.19
Overtime (411.016)	1,294.88
FICA (413.001)	1,717.43
PERF (413.001)	2,428.75
Gasoline (422.021)	10,000.00
Diesel Fuel (422.025)	<u>35,000.00</u>
Total Motor Vehicle Highway Fund	<u>57,613.25</u>
Barker Civic Center Fund 1001:	
Salaries (411.000)	1,935.56
Seasonal (411.014)	1,040.32
FICA (413.001)	227.02
PERF (413.002)	<u>212.90</u>
Total Barker Civic Center Fund	<u>3,415.80</u>

Park Fund 1301:	
Administration (Dept. 0802):	
Salaries (411.000)	4,238.31
Seasonal (411.014)	590.33
FICA (413.001)	361.55
PERF (413.002)	466.21
Gas & Electric (435.001)	20,000.00
Recreation (Dept. 0803):	
Salaries (411.000)	1,470.98
FICA (413.001)	106.03
PERF (413.002)	161.81
Zoo (Dept. 0804):	
Salaries (411.001)	8,723.37
Seasonal (411.014)	1,066.31
Overtime (411.016)	954.45
FICA (413.001)	808.88
PERF (413.002)	1,063.11
Maintenance (Dept. 0805):	
Salaries (411.000)	14,385.15
Seasonal (411.014)	172.08
FICA (413.001)	1,088.10
PERF (413.002)	1,582.36
Gas & Electric (435.001)	30,000.00
Senior Center (Dept. 0806):	
Salaries (411.000)	1,606.96
Seasonal (411.014)	588.97
FICA (413.001)	163.52
PERF (413.002)	<u>165.96</u>
Total Park Fund	<u>89,764.44</u>
Golf Fund 1314:	
Salaries (411.000)	8,254.89
FICA (413.001)	605.24
PERF (413.002)	<u>908.03</u>
Total Golf Fund	<u>9,768.16</u>
<u>Fund/Department/Line Item</u>	
<u>Amount</u>	
Aviation Operating Fund 2102:	
Salaries (411.000)	4,471.14
Overtime (411.016)	307.87
FICA (413.001)	360.97
PERF (413.002)	<u>525.69</u>
Total Aviation Operating Fund	<u>5,665.67</u>
Cemetery Fund 2120:	
Salaries (411.000)	7,126.21
Seasonal (411.014)	92.48
Overtime (411.016)	283.15
FICA (413.001)	558.38
PERF (413.002)	<u>701.44</u>
Total Cemetery Fund	<u>8,761.66</u>
Total All Funds	<u>\$778,836.74</u>

This ordinance shall be in full force and effect after passage and approval by the Mayor.

INTRODUCED BY: /S/ MARC ESPAR

Councilman Espar made a motion to adopt the ordinance, second by Councilman Meer.

President McKee asked if there were any questions or comments by the general public or Council and hearing none the Ordinance was adopted by the following vote: **AYES: COUNCIL MEMBERS Jankowski, McKee, Meer, Murphy, Nelson, Boy, Doyle, and Espar (8). NAYS: None (0).**

There being no objections, the Clerk read by title only,

**ORDINANCE NO. 4069**

**AN ORDINANCE ENDORSED BY THE FINANCE COMMITTEE  
OF THE MICHIGAN CITY COMMON COUNCIL FOR  
APPROPRIATIONS AND TAX RATES**

**Introduced by:** Marc Espar  
**Co-Sponsor:** Rich Murphy  
**Co-Sponsor:** Phil Jankowski

**(Note: Ordinance 4069 is filed in the Clerk’s Office)**

Councilman Espar reported on the Finance Committee meeting held Tuesday, September 22, 2009.

Councilman Espar made a motion to adopt the Ordinance, second by Councilman Murphy.

Council President McKee asked if there were any questions or comments by the general public or Council and hearing none the Ordinance was adopted by the following vote: **AYES: COUNCIL MEMBERS McKee, Meer, Murphy, Nelson, Boy, Doyle, Espar, and Jankowski (8). NAYS: None (0).**

There being no objections, the Clerk read by title only,

**MICHIGAN CITY COMMON COUNCIL**

**ORDINANCE NO. 4070**

**AN ORDINANCE ESTABLISHING SALARIES FOR THE POLICE DEPARTMENT  
OF THE CITY OF MICHIGAN CITY FOR THE CALENDAR YEAR 2010**

**WHEREAS**, the salaries of the Police Department must be set by ordinance, pursuant to IC 36-8-3-3; and

**WHEREAS**, the City of Michigan City, through the Common Council’s Labor Committee and the Fraternal Order of Police (FOP) Dunes Lodge #75, on behalf of the officers of the Police Department, have negotiated fair and equitable salaries for the year 2008, the terms of which continue until a new contract is approved by both the City and the FOP; and

**WHEREAS**, due to the uncertainty as to the financial impact of House Enrolled Act 1001, passed by the Indiana General Assembly, this ordinance does not provide salary adjustments;

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

Section 1. The salaries for the Police officers for the year 2010 shall be set as follows, subject to the terms and conditions of a labor agreement between the City of Michigan City and the Fraternal Order of Police Dunes Lodge #75:

	<u>Annual</u>	<u>Bi-Weekly</u>
Probationary Patrolman	\$ 36,917.66	\$ 1,419.91
First Class Patrolman	39,821.60	1,531.60
Corporal	42,210.48	1,623.48
Sergeant	44,743.66	1,720.91
Lieutenant	47,428.16	1,824.16
Captain	50,274.12	1,933.62

Section 2. All salaries are annual except in those years where a bi-weekly payroll requires twenty-seven (27) pays, in which years the bi-weekly salary shall be used. Set salaries are in effect for all payrolls issued

in the calendar year governed by this ordinance. When the salary is not evenly divisible by 26 (or 27 when applicable), the first payroll of the year will be adjusted with the remaining payrolls made at the bi-weekly rate.

Section 3. In the event that property tax revenues for the year 2009 exceed state projections, the City and bargaining unit may re-enter negotiations pursuant to statute.

Section 4. This ordinance shall be in full force and effect after passage by the Common Council and approval by the Mayor.

INTRODUCED BY: /s/ MARC ESPAR

Councilman Espar made a motion to adopt the ordinance, second by Councilmen Murphy and Jankowski.

**(Clerk's Note: Councilman Milsap entered the Chambers and was noted present.)**

Council President McKee asked if there were any questions or comments by the general public or Council and hearing none the Ordinance was adopted by the following vote: **AYES: COUNCIL MEMBERS Meer, Milsap, Murphy, Nelson, Boy, Doyle, Espar, Jankowski, and McKee (9). NAYS: None (0).**

There being no objections, the Clerk read by title only,

**MICHIGAN CITY COMMON COUNCIL  
ORDINANCE NO. 4071**

**AN ORDINANCE ESTABLISHING SALARIES FOR THE FIRE DEPARTMENT  
OF THE CITY OF MICHIGAN CITY FOR THE CALENDAR YEAR 2010**

**WHEREAS**, the salaries of the Police Department must be set by ordinance, pursuant to IC 36-8-3-3; and

**WHEREAS**, the City of Michigan City, through the Common Council's Labor Committee and Firefighters Local #475, on behalf of the firefighters of the Fire Department, have negotiated fair and equitable salaries for the year 2008, the terms of which continue until a new contract is approved by both the City and Firefighters Local #475; and

**WHEREAS**, due to the uncertainty as to the financial impact of House Enrolled Act 1001, passed by the Indiana General Assembly, this ordinance does not provide salary adjustments;

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

Section 1. The salaries for firefighters for the year 2010 shall be set as follows, subject to the terms and conditions of a labor agreement between the City of Michigan City and Firefighters Local #475:

	<u>Annual</u>	<u>Bi-Weekly</u>
Probationary Firefighter	\$ 35,798.62	\$ 1,376.87
First Class Firefighter	39,821.60	1,531.60
Driver	42,210.48	1,623.48
Lieutenant	44,743.66	1,720.91
Captain	47,428.16	1,824.16
Assistant Chief	50,274.12	1,933.62

Section 2. All salaries are annual except in those years where a bi-weekly payroll requires twenty-seven (27) pays, in which years the bi-weekly salary shall be used. Set salaries are in effect for all payrolls issued in the calendar year governed by this ordinance. When the salary is not evenly divisible by 26 (or 27 when applicable), the first payroll of the year will be adjusted with the remaining payrolls made at the bi-weekly rate.

Section 3. In the event that property tax revenues for the year 2010 exceed state projections, the City and bargaining unit may re-enter negotiations pursuant to statute.

Section 4. This ordinance shall be in full force and effect after passage by the Common Council and approval by the Mayor.

INTRODUCED BY: /s/ MARC ESPAR

Councilman Espar made a motion to adopt the ordinance, second by Councilman Murphy.

Council President McKee asked if there were any questions or comments by the general public or Council and hearing none the Ordinance was adopted by the following vote: **AYES: COUNCIL MEMBERS Milsap, Murphy, Nelson, Boy, Doyle, Espar, Jankowski, McKee, and Meer (9). NAYS: None (0).**

There being no objections, the Clerk read by title only,

**MICHIGAN CITY COMMON COUNCIL**

**ORDINANCE NO. 4072**

**AN ORDINANCE SETTING SALARIES AND WAGES FOR APPOINTED OFFICIALS AND EMPLOYEES OF THE CITY OF MICHIGAN CITY, INDIANA, FOR THE CALENDAR YEAR 2010**

**WHEREAS**, the Mayor must fix the salaries and wages of appointed officials of the City of Michigan City; and

**WHEREAS**, the Common Council of the City of Michigan City must, pursuant to IC 36-4-7-3, fix other said salaries and wages by ordinance;

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Michigan City, La Porte County, Indiana, that:

Section 1. Salaries and wages for appointed officials and employees are set for the year 2010, as follows: (Positions covered by collective bargaining agreements are marked with \*)

Salary	Hourly Rate	Annual	
Rate	Annualized	Or	
Hour	Bi-Weekly	(informational)	Per
Controller's Office:			
	Controller	\$ 51,920.18	\$ 1,996.93
	Assistant Controller	51,894.94	1,995.96
	Payroll Clerk*	15.70	1,256.00
	Secretary II*	12.91	1,032.80
	Accountant/Internal Auditor (part-time)	22.00	
Clerk's Office:			
	Deputy Clerk	33,924.80	1,304.80
	Assistant Deputy Clerk*	13.63	1,090.40
Mayor's Office:			
	Administrator	38,355.20	1,475.20
	Executive Secretary	14.28	1,142.40
Planning & Inspection Department:			
	Plan Director	50,947.00	1,959.50
	Zoning Administrator	17.12	1,369.60
	Administrative Assistant	13.63	1,090.40
	Secretary II	12.91	1,032.80
	Draftsman/Aide	14.60	1,168.00
	Inspector	17.12	1,369.60
	Board Secretary	600.00	23.08
Personnel Office:			
	Director	46,441.46	1,786.21
Central Maintenance Department:			
	Superintendent	46,441.46	1,786.21
	Assistant Superintendent	38,355.20	1,475.20
	Mechanic*	21.38	1,710.40
	Washer/Helper*	15.76	1,260.80
City Hall:			
	Maintenance Supervisor	18.44	1,475.20
	Custodian II	12.13	970.40
	Custodian I (part-time)	9.99	799.20

Salary	Hourly Rate	Annual	
Rate	Annualized	Or	
Hour	Bi-Weekly	(informational)	Per
Corporation Counsel's Office:			
	Corporation Counsel	46,441.46	1,786.21
	City Attorney	41,971.80	1,614.30
	Office Manager II	18.44	1,475.20
			38,355.20
M.C. Transit Department:			
	Director	\$ 40,857.70	\$ 1,571.45
	Assistant Director	35,609.60	1,369.60
	Driver*	14.60	1,168.00
	Driver (part-time)*	14.60	
	Secretary II*	12.91	1,032.80
			26,852.80
Engineer's Office:			
	City Engineer	46,441.46	1,786.21
	Temporary/Seasonal Laborer	7.25 to 12.00	
Human Rights Department:			
	Director	46,441.46	1,786.21
	Assistant Director	14.29	1,143.20
			29,723.20
Emergency Management Agency:			
	Director	46,441.46	1,786.21
Fire Department:			
	Chief	60,147.36	2,313.36
	Deputy Chief	56,212.52	2,162.02
	Fire Marshall	51,781.60	1,991.60
	Training Officer	51,781.60	1,991.60
	Executive Secretary	14.28	1,142.40
	Secretary I (part-time)	11.56	
			29,702.40
Police Department:			
	Chief	60,147.36	2,313.36
	Deputy Chief	56,212.52	2,162.02
	Executive Secretary*	14.28	1,142.40
	Secretary I*	11.97	957.60
	Secretary II*	12.91	1,032.80
	Secretary I (part-time)	11.56	
	Maintenance Foreman*	14.60	1,168.00
	Janitor/Washer*	10.76	860.80
	Crossing Guard	5,240.56	201.56
			22,380.80
Central Services:			
	Superintendent	46,441.46	1,786.21
	Forester	40,857.70	1,571.45
	Office Manager II	38,355.20	1,475.20
	Secretary II*	12.91	1,032.80
			26,852.80
Vector Control Department:			
	Vector Control Officer	17.48	1,398.40
	Temporary/Seasonal Laborer	7.25 to 10.00	
			36,358.40
Animal Control Department:			
	Animal Control Officer	14.60	1,168.00
	Asst. Animal Control Officer/Summer Youth Coord.	14.55	1,164.00
			30,368.00
			30,264.00

Salary	Hourly Rate	Annual	
Rate	Annualized	Or	
Hour	Bi-Weekly	(informational)	Per
Street Department:			
	Director	40,857.70	1,571.45
	Operator*	15.89	1,271.20
	Driver*	14.31	1,144.80
	Helper*	12.75	1,020.00
	Janitor*	10.39	831.20
			21,611.20
Barker Civic Center:			
	Department Head	\$ 28,359.76	\$ 1,090.76
	Custodian I	10.56	844.80
	Tour Guide (part-time)	8.00 to 10.00	
	Curator (part-time)	8.00 to 10.00	
	Temporary/Seasonal Laborer	7.25 to 9.00	
			\$ 21,964.80
Aviation Department:			
	Airport Manager	46,441.46	1,786.21

Assistant Manager	14.67	1,173.60	30,513.60
Foreman	14.24	1,139.20	29,619.20
Laborer	11.79	943.20	24,523.20
Laborer (part-time)	11.79		
Clerk/Secretary (part-time)	10.00		
Temporary/Seasonal Laborer	7.25 to 9.00		
Cemeteries:			
Superintendent	46,441.46	1,786.21	
Secretary II	12.91	1,032.80	26,852.80
Secretary I	11.97	957.60	24,897.60
Greenwood Foreman	15.39	1,231.20	32,011.20
Swan Lake Foreman	14.89	1,191.20	30,971.20
Mechanic/Driver	14.19	1,135.20	29,515.20
Laborer/Driver	13.49	1,079.20	28,059.20
Temporary/Seasonal Laborer	7.25 to 9.00		
Substitute Secretary	11.56		
Fire & Police Pension Funds:			
Secretary	2,400.00		

Section 2. The fringe benefit program provided by the City includes medical insurance, vacation pay, participation in the Public Employees Retirement Fund (PERF), and sick leave, as defined in the City Employee Handbook for non-contract, full-time employees in the following departments: Mayor, Controller, Clerk, Engineer, Personnel, City Hall, Corporation Counsel, Planning & Inspection, Cemeteries, Police, Fire, Aviation, Human Rights, Emergency Management, Central Services, Vector Control, Animal Control, Street, Transit, Central Maintenance, Barker Civic Center, and Parks & Recreation. Also included in the fringe benefit program are: the City Engineer who shall maintain a minimum of eight (8) hours per week as well as serving on or attending the meetings of the Board of Public Works & Safety and Plan Commission; the Corporation Counsel and City Attorney, who shall maintain eight (8) hours per week each, represent City departments in grievances, participate in all contract negotiations, represent and attend the meetings of the Board of Public Works & Safety, and prosecute ordinance violations; and the City Controller, who shall maintain eight (8) hours per week as well as serving on the Board of Public Works & Safety and attending semi-monthly meetings of the Common Council as needed.

Section 3. For full-time employees in the Animal Control Department, the fringe benefit program provided by the City includes certification pay at the rate of \$500 per year per certification with a maximum of three (3) certifications to be divided and included with the employees' bi-weekly pay.

Section 4. The fringe benefit program is further defined as providing a longevity supplement for non-contract employees who have worked three (3) or more years continuously in a full-time capacity, the financial increment being \$450 for each three (3) years of service to a maximum of \$3,600.

Section 5. Personnel who are subject to emergency call outs outside of regular business hours will be provided with a City take-home vehicle. These include public safety personnel (Police, Fire, and Emergency Management) and one service employee per department per day when their service calls require tools that are carried in the vehicle (Animal Control, Vector Control, Parks & Recreation, and Aviation).

Section 6. Except for salaries included in Section 7 below, all salaries are annual and shall be paid in equal amounts on a bi-weekly basis over the number of bi-weekly periods in the calendar year. Set salaries are in effect for all payrolls issued in the calendar year governed by this ordinance. When the salary is not evenly divisible by 26 (or 27 when applicable), the first payroll of the year will be adjusted with the remaining payrolls made at the bi-weekly rate.

Section 7. All salaries and fringe benefits for union workers are subject to the terms, conditions, and limitations specified in the respective labor contracts for the year governed by this ordinance.

Section 8. Members of the Human Rights Commission, Plan Commission, Board of Zoning Appeals, Historic Review Board, Tree Board, Commission on the Social Status of African-American Males, and Board of Public Works & Safety shall be paid quarterly at the rate of \$50 per month only if the member attends the regularly scheduled meetings with a maximum compensation of \$600 per year. Council Members and Department Heads who serve on these bodies shall not receive the per diem. Members of the board of the Department of Parks & Recreation shall receive compensation in the amount of \$1,800 per year, payable quarterly.

Section 9. Because there is uncertainty as to the financial impact of House Enrolled Act 1001, passed by the Indiana General Assembly, this ordinance does not provide salary adjustments (except for increases required by federal minimum wage laws) for any City employees in 2010. In the event that property tax revenues exceed state projections, the Mayor may recommend that the Common Council consider amendments to this ordinance.

Section 10. This ordinance shall be in full force and effect after passage by the Common Council and approval by the Mayor.

Councilman Espar made a motion to adopt the ordinance, second by Councilman Murphy.

Council President McKee asked if there were any questions or comments by the general public or Council and hearing none the Ordinance was adopted by the following vote: **AYES: COUNCIL MEMBERS Murphy, Nelson, Boy, Doyle, Espar, Jankowski, McKee, Meer, Milsap (9). NAYS: None (0).**

**COMMENTS FROM THE PUBLIC**

There were no public comments.

**COMMENTS FROM THE COUNCIL**

There were no comments from the council.

**ADJOURNMENT**

A motion by Councilman Espar, supported by Councilman Meer, and there being no further business to transact, President McKee declared the meeting **ADJOURNED** (approximately 6:47 p.m.).