

*** CITY OF PERU COMMON COUNCIL AGENDA ***

6:00 P.M. –March 6th, 2017

PLEDGE OF ALLEGIANCE- led by Councilwoman Cheryl Lee

INVOCATION – Pastor Brent Wedding

ROLL CALL – Blane Holland, Tom Gustin, Phyllis Torrence, Cheryl Lee, Terry Alley, Jan Languell, Kurt Krauskopf

READING & CORRECTING JOURNAL- of minutes of Regular Meeting on **February 6th, 2017**

COMMUNICATIONS:

Civic Center Update

Building and Zoning Update

Fire Dept. and Animal Shelter Update

Peru City Court Update

Attorney Update

UNFINISHED BUSINESS:

ORDINANCE 1, 2016

AN ORDINANCE TO VACATE A PUBLIC ALLEY IN THE CITY OF PERU

WHEREAS; A PETITION TO VACATE the North/South alley which is bound on the South by west Canal. This is bound on the east by parcel 52-08-33-117-020.000-016 and parcel 52-08-33-117-025.000-016, more commonly known as 321 W. 2nd Street in the city of Peru, Indiana, 46970. This alley is bound on the West by parcel 52-08-33-117-024.000-016 and parcel 52-08-33-117-021.000-016. After Public Notice and Public meeting on the 13th day of December, 2016 the City of Peru Planning Commission has not given its Favorable Recommendation and therefore submit their recommendation to the City of Peru Common Council for final action.

NOW THEREFOR BE IT ORDAINED BY THE COMMON COUNCIL FOR THE CITY OF PERU, INDIANA

SECTION 1: The following described North/South alley which is bound on the South by Canal Street. This is bound on the east by parcel 52-08-33-117-020.000-016 and parcel 52-08-33-117-025.000-016, more

commonly known as 321 W. 2nd St. in Peru, IN. 46970. Said petitioner the owner of 321 W. 2nd St. is Rommie & Nancy Walton.

SECTION 2: Said Public Alley is necessary for the development growth to the City of Peru, Indiana. That such proposed vacation is not for the public good.

SECTION 3: Public Utilities for Electric, Gas, Phone and Cable have given their approval with no building on site.

Ordinance 1, 2017 was tabled at the February meeting.

UNFINISHED BUSINESS

ORDINANCE 2, 2017

AN ORDINANCE FOR ADDITIONAL APPROPRIATIONS

WHEREAS it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget and;

NOW THEREFORE:

SECTION 1. Be that the said expenses of said Municipal Corporation the following additional sums of money are hereby appropriated and ordered set apart out of the fund herein named and for the purposes herein specified, subject to the laws governing the same.

<u>NAME OF FUND -FOR</u>	<u>AMT. REQUESTED</u>	<u>AMOUNT</u>
GENERAL to Fire Territory 440 (Machinery & Equipment)	\$60,450	\$60,450

UNFINISHED BUSINESS

ORDINANCE 3, 2017

AN ORDINANCE FOR ADDITIONAL APPROPRIATIONS

WHEREAS it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget and;

NOW THEREFORE:

SECTION 1. Be that the said expenses of said Municipal Corporation the following additional sums of money are hereby appropriated and ordered set apart out of the fund herein named and for the purposes herein specified, subject to the laws governing the same.

<u>NAME OF FUND -FOR</u>	<u>AMT. REQUESTED</u>	<u>AMOUNT</u>
GENERAL to Building 310(Professional Services)	\$21,416.96	\$21,416.96

NEW BUSINESS

ORDINANCE 5, 2017

An Ordinance of the City of Peru authorizing the issuance of waterworks revenue bonds for the purpose of providing funds to pay the cost of certain additions, extensions and improvements to the municipal waterworks of said City, providing for the safeguarding of the interests of the owners of said bonds, other matters connected therewith, including the issuance of notes in anticipation of bonds, and repealing ordinances inconsistent herewith:

* see attached

NEW BUSINESS

ORDINANCE 6, 2017

AN ORDINANCE AMMENDING THE BEE KEEPING ORDINANCE IN THE CITY OF PERU

WHEREAS; A PETITION to amend current city of Peru Ordinance:

151.066 RESIDENTIAL DISTRICTS

(M) The raising or keeping of bees shall be prohibited within the confines of the city limits or within 500 feet from any residence within the city jurisdiction.

(Ord. 5-2002, passed 3-4-02; Am. Ord. 22, 2008, passed 11-3-08; Am. Ord. 14, 2015, passed 4-6-15; Am. Ord. 16, 2015, passed 4-6-15

Proposed City of Peru Ordinance:

Bee Keeping Within Peru City Limits

It shall be unlawful to keep more than the following number of colonies on any tract of land, based upon the size or configuration of the tract on which the apiary is situated:

- a) one quarter acre or less – two (2) colonies
- b) more than one-quarter acre but less than one-half acre – four(4) colonies
- c) more than one-half acre – six (6) colonies

Any structure used for apiculture shall comply with the following yard and setback requirements:

- a) Be located in a side or rear yard
- b) Bee hives may be located on the roof of a building with a permanent foundation.
- c) Be located at least 10 feet from any property line
- d) Hive Type - All honey bee colonies shall be kept in Langstroth-type hives with removable frames, which shall be kept in sound and usable condition.
- e) Fencing of Flyways - In each instance in which any colony is situated within 25 feet of a public or private property line of the tract upon which the apiary is situated, as measured from the nearest point on the hive to the property line, the beekeeper shall establish and maintain a flyway barrier in the following manner so that all bees are forced to fly at an elevation of at least six (6) feet above ground level over the property lines in the vicinity of the apiary. Any fence shall comply with SECTION 501 – FENCE REQUIREMENTS and the following: 1) Height: six (6) feet in height 2) Materials: consisting of a solid wall, fence, dense vegetation or combination thereof that is parallel to the property line 3) Location: extends 10 feet beyond the colony in each direction
- f) Water - Each beekeeper shall ensure that a convenient source of water is available to the bees at all times during the year so that the bees are less likely to congregate at swimming pools, pet watering bowls, bird baths or other water sources where they may cause human, bird or domestic pet contact.
- g) Queens – Beekeepers are strongly encouraged to maintain all colonies with marked queens. In any instance in which a colony exhibits unusual aggressive characteristics by stinging or attempting to sting without due provocation or exhibits an unusual disposition toward swarming, beekeepers are encouraged to promptly re-queen the colony with another marked queen. Queens shall be selected from European stock bred for gentleness and non-swarming characteristics.

After Public Notice and Public meeting on the 14th day of February, 2017 the City of Peru Planning Commission has not given its Favorable Recommendation and therefore submit their recommendation to the City of Peru Common Council for final action.

NEW BUSINESS

Ordinance 7, 2017

AN ORDINANCE TO AMEND WAGE ORDINANCE 30, 2016

WHEREAS, the position of Code Enforcement officer has been made full time and,

WHEREAS, it has been determined that it is necessary to amend the 2017 Wage ordinance,

NOW THEREFORE BE IT ORDAINED by the Common Council of the City of Peru, Indiana that the salary of the Full-time Code Enforcement Officer be changed from \$20,250 to \$30,375 for the calendar year 2017.

NEW BUSINESS

ORDINANCE 8, 2017

AN ORDINANCE FOR ADDITIONAL APPROPRIATIONS

WHEREAS it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget and;

NOW THEREFORE:

SECTION 1. Be that the said expenses of said Municipal Corporation the following additional sums of money are hereby appropriated and ordered set apart out of the fund herein named and for the purposes herein specified, subject to the laws governing the same.

<u>NAME OF FUND -FOR</u>	<u>AMT. REQUESTED</u>	<u>AMOUNT</u>
GENERAL to Building Commissioner 105	\$10,125.00	\$10,125.00

ADJOURNMENT

NOTICE:

The City of Peru is committed to making its programs accessible to individuals with disabilities. Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of the City of Peru, should contact the ADA Coordinator, Josh Sigler, 35 S. Broadway, Peru, IN 46970, (765) 472-2400, as soon as possible but no later than five (5) days before the scheduled event.