

REGULAR SESSION, COMMON COUNCIL, February 27, 2023

Be it Remembered that the Common Council of the City of Plymouth, Indiana, met in regular session on February 27, 2023. The meeting was held in the Council Chambers, on the second floor of the City Building, 124 N. Michigan St., Plymouth, Indiana and was called to order at 6:30 p.m.

Mayor Senter led the Pledge of Allegiance and Councilman Ecker offered prayer.

Mayor Senter presided for Council Members Greg Compton, Duane Culp, Don Ecker Jr, Jeff Houin, Robert Listenberger, Randy Longanecker and Shiloh Carothers Milner. City Attorney Surrisi and Clerk-Treasurer Gorski were present. The public was able to see and hear the meeting through Microsoft Teams.

Council Members Culp and Listenberger moved and seconded to approve the minutes of the regular session of the Common Council on February 13, 2023 as presented. The motion carried.

Clerk-Treasurer Gorski presented an Application for Exemption from Licensing Requirements of Ordinance No. 1309 from the Kiwanis Club of Plymouth. She explains they will be selling Peanuts & Gummi bears at the intersection of Michigan and Jefferson Street on May 19th and 20th of 2023, which is a Friday and Saturday. John Oliver was not present to discuss the application.

Ecker asks if a rain date was provided.

Gorski responds by stating a rain date was not on the application.

APPLICATION FOR EXEMPTION FROM
LICENSING REQUIREMENTS OF
ORDINANCE NO. 1309

TO: All applicants for exemption from licensing requirements of Ordinance No. 1309.
This attached form should be completed and returned to the City of Plymouth Office, 124 N. Michigan Street, Plymouth, Indiana, 46503. If you have any questions concerning this application form, you should call (717) 909-1124.

Please be aware that pursuant to Ordinance No. 1309, exemption will be granted where there is a showing that an organization is of a non-profit nature, and that the funds raised or collected are for educational, charitable or other non-profit purposes.

You should also be aware that before an exemption can be granted, a hearing before the Common Council of the City of Plymouth must be held. Since the Council meets only on the 2nd and 4th Mondays each month, applications for exemption should be filed thirty days prior to the date such a hearing is held.

A copy of this Ordinance is printed on the reverse side of this application form for your convenience.

Name of Applicant: John Oliver, #7
Address of Applicant: 11219 Taylor Lane Plymouth IN 46163
Office held in organization requesting exemption: President
Name of Organization: Kiwanis of Plymouth
Address of Organization: 124 N. Michigan St. Plymouth, IN
Telephone Number of Organization: 734-926-2121
What Products will be sold? Peanuts & Gummi Bears

At what location will products be sold? the Intersection of Michigan & Jefferson
How will funds be collected? Donations

In what areas of the City will funds be collected? In Township only

How many days will products be sold or funds collected? 2

What dates will products be sold or funds collected? 5-19 & 5-20

What will the proceeds from the sale of funds raised be used for? Riley hospital

Does this organization have an IRS tax exemption certificate? If so, what is the number and under what section of the IRS Code? Yes 501(c)(3)
I hereby swear that the answers given above are true, complete and accurate, to the best of my knowledge and belief.

Dated this 21st day of February, 2023

Signature of Applicant

APPROVED BY THE
CITY OF PLYMOUTH

DATE 2/27/2023

BY Shirley Hendrick

Council Members Ecker and Longanecker moved and seconded to approve the request as submitted. The motion carried.

City Attorney Surrisi presented Ordinance No. 2023-2210, An Ordinance Regarding Cemetery Fees for the City of Plymouth on first reading.

Surrisi requests the Board suspend the rules and be considered on all three readings on behalf of Cemetery Superintendent Collins. He states what this accomplishes is raising the fees for columbarium niches from \$800.00 to \$1,000.00. He explains with the addition of the new columbaria that he would like this in place as soon as possible.

ORDINANCE NO. 2023-2210
AN ORDINANCE REGARDING CEMETERY FEES
FOR THE
CITY OF PLYMOUTH

Statement of Purpose and Intent

The Plymouth Common Council must approve in ordinance form all fees and charges imposed by the City of Plymouth through its various departments for the myriad of services it provides to individuals. In preparation for the forthcoming installation of new columbaria, Cemetery Sexton Mike Collins has recommended an increase in such prices. The purpose and intent of this ordinance is to adopt the recommended changes to the City's fees.

NOW, THEREFORE, BE IT ORDAINED, by the Common Council of the City of Plymouth, Indiana, as follows:

Section 1. Title IX, entitled General Regulations, Chapter 93, entitled Cemeteries, § 93.13 RATES, CHARGES, Subsection (A) is amended by the following deletions and additions as follows:

§ 93.13 RATES, CHARGES

(A) The price for individual grave spaces, mausoleum spaces, columbarium niches, and the rates and charges for cemetery services shall be as follows:

(1) Lot Prices:

- (a) A grave space anywhere in the Cemetery with the exception of Memorial Gardens Addition in New Oakhill Cemetery \$500.00
- (b) A grave space in Memorial Gardens Addition in New Oakhill Cemetery \$200.00
- (c) A private mausoleum space in Edgewood Addition in New Oakhill Cemetery, \$6,000.00. These are for private mausoleums only; no burials permitted.
- (d) A niche in a columbarium that may contain up to 2 urns or other containers of cremated remains, \$800.00 \$1,000.00.

The Clerk-Treasurer will record the deed at the Marshall County Recorder's Office. There will be an additional charge for recording fees at the time of purchase based upon the fees charged by the Recorder.

Section 2. The fees and charges listed in this ordinance above are hereby approved. Accordingly, the applicable Department(s) of the City of Plymouth are authorized to charge and collect said fees and charges.

Section 3. This ordinance shall become effective after passage, due attestation, and publication as required by law. Further, this ordinance shall remain in effect until amended or repealed by the Common Council.

PASSED AND ADOPTED this 27th day of February, 2023.

Mark Senner
Mark Senner, Presiding Officer

ATTEST:

Lynn M. Gorski
Lynn M. Gorski, Clerk-Treasurer

Presented by me to the Mayor of the City of Plymouth, Indiana on the 27th day of February, 2023, at 7:00 o'clock pm.

Lynn M. Gorski
Lynn M. Gorski, Clerk-Treasurer

Approved and signed by me this 27th day of February, 2023.

Mark Senner
Mark Senner, Mayor

Council Members Ecker and Longanecker moved and seconded to suspend to rules to consider Ordinance No. 2023-2210, An Ordinance Regarding Cemetery Fees for the City of Plymouth on all three readings. The motion passed by roll call vote.

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Councilman in Favor: Compton, Culp, Ecker, Houin, Listenberger, Longanecker and Milner
Councilman Opposed: N/A

Council Members Houin and Culp moved and seconded to adopt Ordinance No. 2023-2210, An Ordinance Regarding Cemetery Fees for the City of Plymouth on second reading. The motion passed by roll call vote.

Councilman in Favor: Compton, Culp, Ecker, Houin, Listenberger, Longanecker and Milner
Councilman Opposed: N/A

Council Members Longanecker and Milner moved and seconded to adopt Ordinance No. 2023-2210, An Ordinance Regarding Cemetery Fees for the City of Plymouth on third reading. The motion passed by roll call vote.

Councilman in Favor: Compton, Culp, Ecker, Houin, Listenberger, Longanecker and Milner
Councilman Opposed: N/A

City Attorney Surrisi presented Ordinance No. 2023-2211, An Ordinance to Amend Ordinance No. 2022-2205, The 2023 Salary Ordinance on first reading.

Surrisi explains this ordinance accomplishes the \$5,000.00 raise that the salary committee recommended for Police Officers. He explains that similar to the last ordinance they are looking to suspend the rules to consider this ordinance on all three readings to have this in place by April 1st, 2023.

ORDINANCE NO. 2023-2211
AN ORDINANCE TO AMEND
ORDINANCE NO. 2022-2205, THE 2023 SALARY ORDINANCE

Statement of Purpose and Intent

The purpose and intent of this ordinance is to effectuate the proposed amendments to Ordinance No. 2022-2205, An Ordinance Fixing Salaries of Appointed Officers and Employees, Fire and Police Personnel of the City of Plymouth, Indiana for the Year 2023, and to implement other policy changes regarding operation of the Police Department.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Plymouth, Indiana as follows:

Section 1. Within the provisions of Ordinance No. 2022-2205 a prorated increase in the Police Department members not to include the Civilian Police Department Personnel is now repeated and replaced with the following:

POLICE DEPARTMENT			
Chief of Police	\$	80,790.56	per yr
Assistant Chief of Police	\$	73,453.76	per yr
Position		Projected Hours	
Detective	\$	34.28	per hr
Sergeant	\$	34.28	per hr
Corporal	\$	33.62	per hr
Patrol Officer	\$	32.91	per hr
Patrol Officer / Probation (one year maximum)	\$	32.91	* per hr

Section 2. The first payroll for the above employees beginning April 1, 2023, will reflect the rate of pay established. All other aspects of Ordinance No. 2022-2205 will remain in effect.

PASSED AND ADOPTED this 27th day of February, 2023.

ATTEST:

Lynn M. Gorski, Clerk-Treasurer


Mark Sencik, Presiding Officer

REGULAR SESSION, COMMON COUNCIL, February 27, 2023

Presented by me to the Mayor of the City of Plymouth, Indiana on the 27th day
of February, 2023, at 7:00 o'clock p. m.

Lynn M. Gorski
Lynn M. Gorski, Clerk-Treasurer

Approved and signed by me this 27th day of February, 2023.

Mark Senter
Mark Senter, Mayor

Council Members Ecker and Longanecker moved and seconded to suspend to rules to consider Ordinance No. 2023-2211, An Ordinance to Amend Ordinance No. 2022-2205, The 2023 Salary Ordinance on all three readings. The motion passed by roll call vote.

Councilman in Favor: Compton, Culp, Ecker, Houin, Listenberger, Longanecker and Milner
Councilman Opposed: N/A

Council Members Ecker and Listenberger moved and seconded to adopt Ordinance No. 2023-2211, An Ordinance to Amend Ordinance No. 2022-2205, The 2023 Salary Ordinance on second reading. The motion passed by roll call vote.

Councilman in Favor: Compton, Culp, Ecker, Houin, Listenberger, Longanecker and Milner
Councilman Opposed: N/A

Council Members Culp and Compton moved and seconded to adopt Ordinance No. 2023-2211, An Ordinance to Amend Ordinance No. 2022-2205, The 2023 Salary Ordinance on third reading. The motion passed by roll call vote.

Councilman in Favor: Compton, Culp, Ecker, Houin, Listenberger, Longanecker and Milner
Councilman Opposed: N/A

Ward Byers, Director of Marshall County Operations and Community Corrections, was here to speak on behalf of Project Hope. He explains that Project Hope is a consortium that was created three years ago with that federal grant that came through Beacon Health Systems. He states that Beacon has been the leader in Marshall County to fight the opioid epidemic that has been ongoing throughout our communities. He states that those dollars have been used to hire therapists, recovery coaches, skill coaches, along with education and improve the ability to provide medicated assisted treatment. He states this is not only to individuals in the criminal justice system but anyone in the community who is suffering from an opioid addiction. He states when the opioid addiction is brought up it reminds every one of the heroin addictions. He states there is a great deal of issues with prescription opioid medications. He explains what they have been able to do under Project Hope is they brought together a large number of organizations throughout Marshall County that are able to put these dollars to good use. He explains these dollars have also been used by Marshall County Council on Aging as they have been given dollars for transportation vouchers that allows individuals

to get to their Bowen Center appointments and their Drug Correction appointments as well as other things. He states these dollars have been utilized in these recovery homes here in Plymouth with David's Courage and Serenity House being partners with Project Hope. He states what is happening is that grant through Beacon is expiring in August so what has come about is the Opioid Settlement dollars. He explains that money is from the lawsuit that is being paid out from the drug manufacturers for the prescription opioid issue that had occurred throughout our country. He states that each municipality in Indiana and across the country are receiving dollars. He states there are two pieces of that opioid settlement money that each municipality is going to receive through 2038. He states that 2022 and 2023 are the largest payouts with 2022 being the largest and from that it continues to go down until each community is paid out their allotted amount. He explains that in that are restricted and unrestricted dollars and there is great stipulation put on those restricted dollars. He states everything that Project Hope has been doing is exactly what those dollars can be used for. He states that the unrestricted dollars, as they are currently written, is up to legislative or financial body of the municipality to appropriate those where they find them necessary.

Byers explains what they are asking communities to consider is to turn over the unrestricted and restricted dollars for 2022 and 2023. He states what will occur from that is there will be a designated fund at the United Way. He states the United Way will be the fiscal agent. He states they are applying for a one-time only grant from the State of Indiana and they are asking for that grant to be a dollar-to-dollar match through the Family and Social Services Administration (FSSA). He states they are putting up money to match the opioid dollars to help communities combat the opioid epidemic. He restates this is a one-time thing and it only asks for your dollars from 2022 and 2023 for this one-time grant. He states the total for those two years would be \$85,840.33 that if all of them would agree would be put up towards this match with the State of Indiana. He states the United Way would be able to continue to grow those dollars but the fund would be designated so that anyone would be able to contribute to it moving forward. He states that means if municipalities wished to every year through 2038, they could contribute those restricted dollars and contribute those to that designated fund at United Way to continue the longevity of Project Hope and continue to assist with the opioid issues in our communities then that would be greatly appreciated. He states in regards to the dollar per dollar match if everyone would be able to agree tonight, then just the City of Plymouth alone they would generate \$171,680.66. He expresses that would be the financial impact from the City of Plymouth.

Compton asks if they are asking for \$85,840.33 each year.

Byers responds by stating no and that it is \$85,840.33 total for the two years.

Listenberger clarifies that \$171,680.66 is the match.

Byers agrees and restates that when the 1-1 match would come back and be invested at United Way. He states that the Town of Bremen this evening is in agreement to turn over their dollars, LaPaz is on board to giving their dollars away and in Bourbon they are in a favorable mod as well to giving those dollars away. He states they are talking with Culver tomorrow evening to ask for their dollars. He states all they are asking is for their 2022 and 2023 contribution and beyond that communities can do what they wish with their dollars. He restates again that communities would have the opportunity through United Way to continue to designate those dollars if they so wish every year through 2038 to that designated United Way fund to help continue the efforts of Project Hope and as well as the unrestricted dollars. He states the interesting thing about these dollars is that the restricted dollars are so restrictive that there is not any necessary program that communities already have set up as a governmental agency for those dollars to go to. He states the agencies that partner with communities such as the Bowen Center and Recovery Homes and everything they have been doing in Marshall County and have been doing for the last three years is directly in line with these restrictive dollars. He states it makes sense to them and Linda Yoder from United Way has been working diligently on this grant and they hope to see some positive from the State of Indiana to help match these dollars. He states Linda Yoder is here and Sandy Dunfee from the Health Department is here and they would be more than willing to answer any questions they may have but they would ask for their consideration on their 2022 and 2023 restricted and unrestricted dollars.

Listenberger asks if we have received these funds.

Gorski responds by stating they have received these funds for 2022 but not for 2023.

Byers explains that the 2022 dollars came towards the end of the year. Gorski states they came in November. Byers states that Clerk-Treasurers are assuming those dollars will arrive around the same time towards the end of 2023.

Surrisi states from his understanding is all they need from the City is the commitment so they can note that in the grant application. Byers agrees. Surrisi states once those monies come in, they will have to actually appropriate the funds before they can be moved over.

Byers agrees that Surrisi is correct as they will just need a commitment and a signature from the Mayor or someone from the Council who authorizes the City of Plymouth to their commitment of these dollars.

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Ecker asks how the funding is going to be distributed. He asks if it is going to be specific to counseling.

Byers responds by stating that Project Hope is going to stay together and that group is continued to do the work and direct the dollars as they have been doing for the last three years and the United Way is simply going to be the fiscal agent to make certain that those dollars are secure, earning additional dollars and distributed in accordance to Project Hope.

Ecker states that he understands and reclarifies his question by stating if this is strictly for counseling and won't be used on capital.

Byers responds by stating that it won't be for building buildings or buying cars.

Ecker asks Yoder is this is part of the committee that meets every other month.

Yoder responds by stating that it is not. She states that her commitment to Project Hope is that the decision making will still stay in place with them because they are very familiar with the programs, they have been funding for three and a half years. She states they have delved deep into a needs assessment and when Beacon Health System first got the grant, they did a planning grant and spent a year looking at what programs were already available and where the gaps were and what remedies they could put in place. She states following that they spent \$50,000.00 on a planning grant and then received \$1,000,000.00 in a implementation grant based on the plans they put in place at the first of the year.

Mayor Senter states that they know about David's Courage and what that is. He states they also know about the Serenity Place that the city was involved with. He states that Serenity House came out of nowhere and if they could tell them about that a little bit.

Byers states that Serenity House is a woman's sober living home and it is the old Heminger House. He states they came into Marshall County a few years ago and they are based out of Albion, Indiana and they own multiple homes in Warsaw for both male and female. He states they always wanted a presence in Marshall County so fortunately he was able to put them in contact with the Heminger House Board that existed at the time and they were able to work out a deal to utilize that house. He adds it is solely a women's house for recovery.

Annette Haining, who is the Tobacco Education Coordinator for Marshall County, states that big part of Project Hope is they go into education for kids. She states they have been to all the schools because it starts with vaping, it starts in Middle and High Schools. She states they have created a program called Remedy Life. She states they are going to all seven county schools and doing a program where they collect statistics of mental health as well as vaping, drug use and any

other abuse. She states they have gathered statistics from five of the schools currently and they have two more to go. She states once they do this, they will know what the kids are doing in the schools and high schools. She lists examples of if they are vaping, if they are using drugs already, what their mental status is and if they have been abused. She states it is all confidential but that was a big part of the grant for Project Hope as they got \$5,000.00 per school to do this study. She adds that Breathe Easy also goes in and does vaping classes for all the kids too. She states that she is a big part of this as well.

Listenberger asks for clarification that these funds go for all types of addictions and not just opioid and the restricted allows for that.

Haining responds by stating that it does and for all ages.

Yoder states that Dunfee looked and found about 18 pages worth of restrictions.

Gorski states there are 15.

Yoder states they did read all the way through that and it is exactly what Project Hope has been doing. She states that this was announced on January 31st and they took questions for two weeks and there was a whole list of questions that came along with it and the application is due tomorrow at 4:30. She states they prioritized collaborations and as they looked through the FAQ's that were asked and answered that there were a lot of communities that were struggling just to form a coalition while they have three and a half years under their belt here in Marshall County. She states they first started working with Project Hope right as the Stellar Initiative Committees were being formed so the first conversation, they had was on how they could help support the work they were doing and pull in additional partners. She states then Saint Joseph Health System became a part of it and pretty soon there were forty organizations around the table during that planning grant process.

Surrisi asks if Yoder could go over what was shared in the email that he had shared with the Council in regards to the mention of the possibility of these funds being more than a 1 to 1 opportunity. He asks if it is still the case.

Yoder responds by stating it is still the case as they said it was not necessarily a 1 to 1 match as they could ask for less or more. She states they are still fine tuning that budget and they will have that ready by tomorrow.

Compton asks for clarification that they would be agreeing to support this and then they would have to allocate the funds. He states the funds are currently available for 2022 but not necessarily for 2023. He asks if they have been allocated yet.

Gorski responds by stating they have not been allocated yet.

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Compton asks if there is a risk that the funds for 2023 will not be available.

Gorski responds by stating she does not believe there is a risk they will not be available.

Compton asks if they would allocate the other half in the future.

Houin believes what they are being asked is to authorize a letter of intent for when they receive those funds that they will provide them for this grant match.

Compton states that he does not want to be in a position where they do not get this funds and they have to figure it out of their budget.

Ecker asks Houin if he is considering that this be continued upon receipt of the grant.

Houin responds by stating that a letter of intent has a built-in contingency that their intent is when they receive the funds that they will apply that for this request. He states that when they receive those funds that they will have to go through that process to appropriate them. He states from his understanding is that the only request is they authorize a letter of intent.

Ecker states that he understands that part but if they have to tie it to the assumption, they get the grant.

Yoder states that one of the requirements of the grant is that they had to have a local unit of government release those funds to be eligible to apply as a stipulation.

Houin wished to add when they first received the email that he reached out to the City Attorney to see if there were any other proposals for how they use the money and the only thing that was mentioned when they were talking about something else that could potentially qualify. He states otherwise there have been no proposals or suggestions and it feels to them like they would be starting at square one with trying to figure out how to use this money and how should they use this money. He states that he has heard of Project Hope but he did not understand it very well, but the more he has learned over the last few days that the more obvious that this is exactly what they would have had to go through and they have been doing it for years. He states it is a no-brainer to him that this is the purpose of those settlement funds because this is exactly what it should be used for and they have already done the work so we do not have to.

Yoder states that she believes Byers already shared this earlier today that through the Care Recovery Coaches that are a part of this project, Bowen Center and David's Courage, that there were five cases where Byers stated there would have been death if it wouldn't have been for the interventions that were put in place that were made possible through this program.

Compton states that he believes they are all in agreement on this.

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Houin states the money is great and that he hopes the grant is successful towards Project Hope but another benefit out of this is that they have had an opportunity to learn about Project Hope and helped publicize the work they are doing to hopefully generate more support.

Council Members Ecker and Houin moved and seconded to approve the request as presented.

The motion carried.

Surrisi states that for Stellar Communities they had their quarterly meeting with OCRA today and he shared with them this afternoon the quarterly newsletter. He states they are still wrapping up the REES Theatre Grant and River Park Square Phase Two. He states they are about 40% of the way through the preliminary engineering for Greenways Trail Phase Three.

Council Members Ecker and Compton moved and seconded to accept the following

communications:

- Minutes of the Board of Public Works and Safety meeting of February 13, 2023
- February 27, 2023 Check Register
- February 14, 2023 Technical Review Committee Minutes
- January 2023 Clerk-Treasurer Financial Reports
- BPWS – Council Memo – 2-22-23 Executive Session

The motion carried.

There being no further business to come before the Council, Council Members Longanecker and Milner moved and seconded to adjourn, Mayor Senter declared the meeting adjourned at 6:59

p.m.


Lynn M. Gorski
Clerk-Treasurer

APPROVED


Mark Senter, Mayor