

The Common Council of the City of Knox met in regular session Tuesday February 27, 2018 in the Knox City Hall at 7:00 PM CST with the following members present: Mayor, Dennis Estok; Clerk-Treasurer, Jeff Houston; Councilmembers, Ron Parker, Don Kring, Bertha Blue, Jeff Berg, and City Attorney, Leslie Baker. Councilmember Tim Manns was absent.

There were no amendments to the agenda.

RE: APPROVAL OF MINUTES

Minutes of the previous meeting were mailed to the Councilmembers prior to the meeting for their review. Jeff Berg made a motion, seconded by Bertha Blue to approve the minutes as presented. Motion passed with Four (4) ayes and No (0) nays.

RE: ORDINANCE #1163: ADA COORINATOR AND PROCEDURES

Clerk-Treasurer Jeff Houston informed the Council of the seven suggested steps that public entities must take to be compliant with the Americans with Disabilities Act. Houston explained that the first step was taken several years ago when the City began renovating City sidewalks to be ADA compliant.

The next steps are to appoint a coordinator, issue a public notice and adopt a grievance procedure. A public notice has already been posted at the park and various City buildings.

The last three steps are to conduct a self-evaluation, develop a transition plan and then create an action plan. Houston said he is currently working on the transition plan development stage. He asked that the Council pass Ordinance #1163 that appoints an ADA Coordinator and outlines a grievance procedure.

Ron Parker made a motion to approve Ordinance #1163 on first reading. Don Kring seconded the motion. Motion passed with Four (4) ayes and No (0) nays.

Bertha Blue made a motion to suspend the regular order of business and have a second reading on Ordinance #1163. Don Kring seconded the motion. Motion passed with Four (4) ayes and No (0) nays.

Ron Parker made a motion to approve Ordinance #1163 on second and final reading. Jeff Berg seconded the motion. Motion passed with Four (4) ayes and No (0) nays.

ORDINANCE #1163

AN ORDINANCE OF THE COMMON COUNCIL  
OF THE CITY OF KNOX, INDIANA, ADOPTING  
THE AMERICANS WITH DISABILITY ACT (ADA),  
DESIGNATING THE ADA COORDINATOR,  
AND ADOPTING PROCEDURES

WHEREAS, the Federal government enacted the Americans with Disabilities Act of 1990 (ADA) to prevent discrimination of the physically and mentally disabled relating to employment and access to public facilities; and

WHEREAS, in compliance with Title II of the ADA the City of Knox shall name an ADA Coordinator; and

WHEREAS, in compliance with Title II of the ADA the City of Knox shall adopt a grievance procedure for resolving complaints alleging violation of the Title II of the ADA; and

WHEREAS, in compliance with Title II of the ADA the City of Knox shall post the ADA coordinator's name, office address, and telephone number along with the ADA Notice and ADA grievance procedure on its website; and

WHEREAS, in compliance with Title II of the ADA the City of Knox shall adopt the 2005 Guidelines for Accessible Public Rights of Way, and the 2010 Americans with Disabilities Act Standards for Accessible Design, including but not limited to any enforceable standards or updates required by future changes to Title II of the ADA.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KNOX as follows:

SECTION I. Clerk-Treasurer, Jeff Houston is designated as the ADA Coordinator for the City of Knox, Indiana.

SECTION II. The Notice under the Americans with Disabilities Act, a copy of which is attached hereto as Exhibit "A", is adopted as the City of Knox Notice under the Americans with Disabilities Act (ADA).

SECTION III. The City of Knox Grievance Procedure under the ADA, a copy of which is attached hereto as Exhibit "B", is adopted as the grievance procedure for addressing activities, programs or benefits by the City of Knox.

SECTION IV. In compliance with Federal and State Laws as set forth above, the Common Council of the City of Knox resolves to post the required information regarding the ADA coordinator. Notice under the ADA, and the City of Knox Grievance Procedure under the ADA on its website and at such other locations as may be determined from time to time.

SECTION V. This Ordinance shall be in full force and effect from and after its adoption by the Common Council and approval by the Mayor.

COMMON COUNCIL OF THE CITY OF KNOX:

\_\_\_\_\_  
Ron Parker, Council President

\_\_\_\_\_  
Don Kring, Councilor

\_\_\_\_\_  
Bertha Blue, Councilor

\_\_\_\_\_  
Tim Manns, Councilor

\_\_\_\_\_  
Jeff Berg, Councilor

Approved by the Mayor this \_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Estok, Mayor

Attest: \_\_\_\_\_

Jeffery J. Houston, Clerk-Treasurer

RE: CLERK-TREASURER'S REPORT

Clerk-Treasurer Houston submitted a list of checks that have been outstanding for a period of Two (2) years that his office is voiding in accordance with Indiana Code 5-11-10.5. The list included the name of the payee, amount of each check, the account that each check was drawn on date issued and total amount.

OLD OUTSTANDING CHECKS FROM 2015  
RECEIPTED INTO BOOKS 2018

Check #	Amount	Fund Rec Into	Vendor	Description
13005	49.42	WO	Brian Dixon	WD Refund
13005	100.00	SO	Brian Dixon	SD Refund
13141	167.25	MVH	Mike's Mower Mart	Repair Equipment
13622	100.00	KCCOM	Shalea Watkins	Com Cent Refund
13637	39.31	WO	Dimmie Vaughn	WD Refund
13709	14.12	WO	Lola Kish	WD Refund
13714	<u>11.47</u>	WO	Rebecca Hale	WD Refund
Total	481.57			

Clerk-Treasurer Houston noted that a new 5 million dollar bond issue has been obtained by the school system that may impact the tax caps. He noted also that he was checking with different consultants to see exactly what effect it would have.

RE: MAYOR'S REPORT

Mayor Estok extended his gratitude to those individuals and organizations who pitched in to help keep the flood waters at bay during the recent flood emergency. He specifically mentioned the Hamlet Cub Scout Pack #235 and their families. Mayor Estok added that Starke County Sheriff, Bill Dulin also helped out by bringing more than 15 inmates down to assist with preparing and loading sandbags. He also thanked Fire Chief, Kenny Pfost and individual volunteers.

RE: COUNCIL ITEMS

Councilman, Jeff Berg gave a brief history of the Starke County Court House and downtown Knox.

Councilman Kring noted that over 100 people volunteered during the flood and he wanted to thank them for their work.

RE: COUNCIL ABSENTEEISM

A general discussion took place concerning absenteeism by Councilmembers. Councilman Kring stated that the Council needs to define what the official duties of a Councilman are and, if necessary, declare that a vacancy exists on the Council.

Jeff Berg made a motion to write an Ordinance defining the official duties of a Councilperson and to further declare a vacancy exists, if necessary. Ron Parker seconded the motion. Motion carried with Four (4) ayes and No (0) nays.

RE: VOUCHERS AND ALLOWANCES

The following properly filed vouchers (see Voucher Docket, Voucher #25196 - #25252 inclusive) were presented and approved. Voucher

There being no further business to come before the Council at this time the meeting upon motion was duly adjourned.

\_\_\_\_\_  
Dennis Estok, Mayor

Attest: \_\_\_\_\_

Jeffery J. Houston, Clerk-Treasurer