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Luann G. Welmer, City Clerk

**CITY COUNCIL MEETING  
CITY HALL & VIA WEBEX  
TUESDAY, FEBRUARY 20, 2024  
6:00 O’CLOCK P.M.**

**I. Meeting Called to Order**

- A. Invocation
- B. Pledge of Allegiance
- C. Introduction of Guests and Visitors
- D. Roll Call
- E. Acceptance of Minutes

**II. Old Business Requiring Council Action**

- A. Second Reading of an Ordinance entitled, “ORDINANCE NO.\_\_\_\_\_, 2024, AN ORDINANCE AMEND SECTION 1.12.010 (GENERAL PENALTIES) OF THE COLUMBUS MUNICIPAL CODE.” Robin Hilber

**III. New Business Requiring Council Action**

- A. First Reading of an Ordinance entitled, “ORDINANCE NO.\_\_\_\_\_, 2024, AN ORDINANCE PROVIDING FOR THE ADDITIONAL APPROPRIATION FOR FUNDS FROM THE PARKS AND RECREATION PARK BOND FUND FOR THE BUDGET YEAR 2024.” Pam Harrell

**IV. Other Business**

- A. Presentation by ASAP Director, Sherry Jewett
- B. Standing Committee and Liaison Reports
- C. The next meeting is scheduled for **Tuesday, March 5, 2024, 6:00 p.m.**
- D. Adjournment

**ORDINANCE NO. \_\_\_\_\_, 2024**

**CITY OF COLUMBUS, INDIANA**

**AN ORDINANCE TO  
AMEND SECTION 1.12.010 (GENERAL PENALTIES) OF THE  
COLUMBUS MUNICIPAL CODE**

**WHEREAS**, Indiana Code 36-1-3 et. seq. confers upon units of government within the State of Indiana such powers as necessary or desirable to conduct the affairs of local government;

**WHEREAS**, Indiana Code 36-1-3-8(10) authorizes the Common Council of the City of Columbus, Indiana to prescribe penalties for violations of any Ordinance; and

**WHEREAS**, it is the desire of the Common Council of the City of Columbus, Indiana to update the Ordinances to incorporate by reference the authority to prescribe a penalty of a fine that is consistent with Indiana Code 36-1-3-8(10), and to collect attorney fees incurred by the City to prosecute ordinance violations under the Columbus Municipal Code.

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

**SECTION I. The Columbus Municipal Code, Section 1.12.010, is hereby amended to read as follows:**

- A. Any person violating any of the provisions of this code shall be guilty of an ordinance violation.
- B. Each day a violation of this code is committed or permitted to continue shall constitute a separate offense.
- C. Except in cases where a different punishment is prescribed by statute or a specific section of this code, any person convicted of an ordinance violation shall be punished by a fine not to exceed the maximum penalty allowed under I.C. §36-1-3-8(10), or applicable subsequent statutory provision, as the same may be amended from time to time.
- D. The city may bring a civil action to enjoin any person from:
  - 1. Violating any ordinance regulation or prohibiting a condition or use of property: or
  - 2. Engaging in conduct without a license if an ordinance requires a license to engage in the conduct.

E. The court may suspend all or any part of a penalty imposed for an ordinance violation and may require a condition of such suspension that the defendant shall perform uncompensated work that benefits the community.

F. The city may recover all court costs, reasonable attorney fees, and other expenses or costs associated with enforcement of the Columbus Municipal Code.

SECTION II. This Ordinance shall be in full force and effect from and after its passage by the City Council.

**ADOPTED**, by the Common Council of the City of Columbus, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_ 2024 at \_\_\_\_\_ o'clock \_\_\_\_ .m., by a vote of \_\_\_\_\_ ayes and \_\_\_\_\_ nays.

CITY OF COLUMBUS, INDIANA

\_\_\_\_\_  
Presiding Officer

**ATTEST:**

\_\_\_\_\_  
Luann Welmer  
Clerk of the City of Columbus, Indiana

Presented by me to the Mayor of the City of Columbus, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2024 at \_\_\_\_\_ o'clock \_\_\_\_ .m.

\_\_\_\_\_  
Luann Welmer  
Clerk of the City of Columbus, Indiana

Approved by me, Mayor of the City of Columbus, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2024 at \_\_\_\_\_ o'clock \_\_\_\_ .m.

\_\_\_\_\_  
Mary K. Ferdon  
Mayor of the City of Columbus, Indiana

Prepared by the City of Columbus - Legal  
Austin A. Whitted, Attorney #37672-03 – City Attorney

**ORDINANCE NO. \_\_\_\_\_, 2024**

**AN ORDINANCE PROVIDING FOR THE ADDITIONAL APPROPRIATION  
OF FUNDS FROM THE PARKS AND RECREATION PARK BOND FUND FOR THE  
BUDGET YEAR 2024**

**WHEREAS**, the Indiana General Assembly has adopted a policy to grant local units of government all powers that they need for the effective operation of government as to local affairs through Indiana Code 36-1-3-2; and

**WHEREAS**, The City of Columbus Parks and Recreation Department has identified an unanticipated financial need relating to the appropriation of Park Bond Interest earned for the NexusPark Project; and

**WHEREAS**, there were no funds appropriated in the 2024 Park Bond Budget to appropriate the interest earned on the Park Bond for the NexusPark Phase 1B Project; and

**WHEREAS**, there is a need to appropriate the interest funds for use on the NexusPark Phase 1B Project; and

**WHEREAS**, this is an extraordinary need that has developed since the adoption of the existing annual budget, so that it is now necessary to appropriate more money than was appropriated in the annual budget, and

**WHEREAS**, the total interest earned on the Parks Park Bond Fund through January 2024 is \$564,006.20 for the NexusPark Phase 1B Project; and

**WHEREAS**, there are additional funds in the City of Columbus Parks and Recreation Park Bond Fund in the amount of \$564,006.20 available for these purposes and these funds must be appropriated for these purposes before they can be spent;

**NOW, THEREFORE, BE IT ORDERED AND ORDAINED BY THE COMMON COUNCIL OF THE CITY OF COLUMBUS, INDIANA**, that for the expenses previously-described herein, the additional sums of money set forth below are hereby appropriated as follows:

From:	Parks and Recreation Park Bond Fund
Account Number:	4418
Amount:	\$564,006.20
To:	Park Bond Proceed
Account Number:	44180001-545000
Amount:	\$564,006.20

**BE IT FURTHER ORDAINED**, that the above additional appropriation shall be effective as of the date of adoption of this Ordinance.

**BE IT FURTHER ORDAINED**, that the City Controller and the Mayor be and are hereby authorized and empowered and directed to take any and all further actions necessary to effect this additional appropriation.

**ADOPTED**, by the Common Council of the City of Columbus, Indiana, this \_\_\_\_ day of \_\_\_\_\_, 2024 at \_\_\_\_\_ o'clock \_\_\_\_ .M. by a vote of \_\_\_\_ ayes and \_\_\_\_ nays.

\_\_\_\_\_  
Presiding Officer

**ATTEST:**

\_\_\_\_\_  
Luann Welmer  
Clerk of the City of Columbus, Indiana

Presented by me to the Mayor of the City of Columbus, Indiana, the \_\_\_\_ day of \_\_\_\_\_, 2024 at \_\_\_\_\_ o'clock \_\_\_\_ .M.

\_\_\_\_\_  
Luann Welmer  
Clerk of the City of Columbus, Indiana

Approved by me, Mayor of the City of Columbus, Indiana, this \_\_\_\_ day of \_\_\_\_\_, 2024 at \_\_\_\_\_ o'clock \_\_\_\_ .m.

\_\_\_\_\_  
Mary K. Ferdon  
Mayor of the City of Columbus, Indiana