

**REGULAR MEETING OF THE BOARD OF PUBLIC WORKS  
AND SAFETY OF THE CITY OF PERU, INDIANA,**

**November 9, 2023**

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The Board of Public Works and Safety of the City of Peru, Indiana, met in regular session at 4:00 November 9, 2023, with the following members present: Mayor Miles Hewitt and Board member Matthew Jelenek, Clerk-Treasurer Kurt Krauskopf, City Attorney Dustin Kern. Also in attendance were department heads and other interested parties.

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A motion was made by Board Member Jelenek, seconded by Board Member Hewitt to approve the minutes from the October 17, 2023, meeting.

**MOTION CARRIED**

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**PAYMENT OF CLAIMS**

Payment of Claims:	\$ 573,198.52	Motion-Hewitt	Second-Jelenek
Regular Payroll:	\$ 198,643.08	Motion-Jelenek	Second-Hewitt
Pension Payroll:	\$ 88,667.30	Motion-Hewitt	Second-Jelenek
Crossing Guard Pay	\$ 5,990.77	Motion-Jelenek	Second-Hewitt

**MOTIONS CARRIED**

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**OLD BUSINESS: NONE**

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**NEW BUSINESS:**

A request was made by Paul Forman representing the Chambe of Commerce for the Downtown Peru Christmas Open House and Parade being held on Saturday, November 18. They would like an escort for the parade starting on East Canal proceeding North to Ewing Street. Also, portions of West Sixth Street, East Fifth Street, West Seventh Street and North Broadway will be closed during the day to allow pedestrians and visitors to attend the open house. A motion was made by Board Member Hewitt, seconded by Board Member Jelenek, to approve the request.

**MOTION CARRIED**

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**Resolution 2, 2023**

**RESOLUTION ACCEPTING ASSIGNMENT OF A 2020 TAX SALE CERTIFICATE FROM MIAMI COUNTY, INDIANA  
PURSUANT TO INDIANA CODE § 6-1.1-24-6.2, 6-1.1-24-9, AND 36-1-11-8**

**WHEREAS**, the Miami County Auditor and the Miami County Treasurer completed the County’s 2023 tax sale pursuant to Indiana Code § 6-1.1-24 in September 2023; and

**WHEREAS**, the following real estate in Miami County, Indiana was offered for sale in the 2023 tax sale, and an amount was not received equal to or in excess of the minimum sale price prescribed by Indiana Code § 6-1.1-24-5(e) and (f):

<b>PARCEL ID#</b>	<b>ADDRESS:</b>	<b>NOTE:</b>
52-08-28-305-208.000-015	261 N WALNUT	LOT: PREVIOUS UNSAFE CASE
52-08-22-401-012.000-016	302 TYLER	LOT: DEMO’D BY CITY
52-08-23-301-249.000-016	576 MONROE	LOT: DEMO’D BY CITY
52-08-27-304-044.000-016	64 W 7 <sup>TH</sup>	LOT: DEMO’D BY CITY
52-08-27-401-061.000-016	152 E CANAL	LOT: DEMO’D BY CITY
52-08-28-410-016.000-016	363 W 7 <sup>TH</sup>	LOT: DEMO’D BY CITY
52-08-28-410-024.000-016	387 W 7 <sup>TH</sup>	HOUSE & ACCESSORY: ONGOING NUISANCE & UNSAFE BUILDING CASE
52-08-28-419-018.000-016	214 W 7 <sup>TH</sup>	LOT: DEMO’D BY CITY
52-08-28-419-117.000-016	15 N GRANT	LOT: DEMO’D BY CITY
52-08-28-420-051.000-016	168 N LAFAYETTE	LOT: DEMO’D BY CITY
52-08-34-300-071.000-021	1478 STRAWTOWN PIKE	LOT: DEMO’D BY CITY
52-08-34-300-073.000-021	1478 STRAWTOWN PIKE	LOT ASSOCIATED WITH DEMO
52-08-34-106-059.000-022	575 S BROADWAY	LOT: DEMO’D BY CITY
52-08-34-100-093.000-022	700 S BROADWAY	LOT: TO BE MAINTAINED

**WHEREAS**, pursuant to Indiana Code § 6-1.1-24-6(a), the Miami County Board of Commissioners (“County”) acquired a lien in the amount of the minimum sale price with respect to the Parcel. The Miami County Auditor has issued a tax sale certificate to the County for the Parcel pursuant to Indiana Code § 6-1.1-24-6(b) and § 6-1.1-24-9. Pursuant to Indiana Code § 6-1.1-24-6(b), when the County acquires a certificate under Indiana Code § 6-1.1-24-6(b), the County has the same rights as a purchaser; and

**WHEREAS**, Indiana Code 6-1.1-24-9(d) authorizes the County to assign a certificate of sale held in the name of the County to any political subdivision during the life of the tax sale certificate; and

**WHEREAS**, Indiana Code 6-1.124-6.2(a)(4) allows the County to assign a certificate of sale held in the name of the County to any political subdivision during the life of the tax sale certificate; and

**WHEREAS**, Indiana Code § 6-1.124-6.2(a)(4) allows the county executive of the county in which the real property is located in to notify the executive of the city or town in which the real property is located of the opportunity to accept a transfer of the property to the city or town as negotiated between the city or town and the county; and

**WHEREAS**, the above listed properties are within the Corporate Boundaries of the City of Peru, Indiana; and

**WHEREAS**, the County, by and through its Board of Commissioners, and the City of Peru, Indiana, by and through the Board of Public Works and Safety ("City"), have determined that it would be in the best interests of Miami County and the City if the tax sale certificates for the Parcels were assigned from the County to the City, pursuant to Indiana Code § 6-1.1-24-9(d); and

**WHEREAS**, the County and the City agree that no money shall be paid by the City for the assignment of the tax sale certificate for the Parcel to the City; and

**WHEREAS**, the City desires to accept an assignment of the tax sale certificate held by the County for the Parcel; and

**WHEREAS**, the City has agreed that after the tax sale certificate is assigned to the City, the City through its lawfully authorized representatives, will give statutory notices, and, if not redeemed, perform all steps required by Indiana statutes to obtain title in the name of the City to the Parcel through the issuance of a tax deed from the Auditor of Miami County; and

**WHEREAS**, Indiana Code § 36-1-11-8 authorizes the transfer of property between governmental entities upon terms and conditions agreed upon by the entities as evidenced by the adoption of a substantially identical resolution by each entity; and

**WHEREAS**, the County adopted its substantially identical resolution to authorize the assignment of the tax sale certificate for the Parcel held in the name of the County to the City; and

**WHEREAS**, the City adopting this substantially identical resolution is authorized to accept the assignment of the tax sale certificate for the Parcel;

**NOW THEREFORE**, be it resolved by the City of Peru Board of Public Works and Safety as follows:

- 1) Following the County and City's adoption of substantially identical resolutions to authorize the assignment of the tax sale certificates for the Parcels held in the name of the County to the City of Peru, Indiana, the County will assign the tax sale certificate for the Parcels to the City pursuant to Indiana Code §6-1.1-24-9(c) and (d).
- 2) No money shall be paid by the City for the assignment to is of the tax sale certificates for the Parcels.
- 3) Following the assignment of the tax sale certificates, the City will give notices and take all steps necessary to obtain title to the Parcels. If the Parcels are not redeemed, the City, through its authorized representatives will follow and comply with the required statutory procedures for the issuance of a tax

title deed for each Parcel from the Miami County Auditor to the City of Peru Indiana, a City incorporated within the State of Indiana pursuant to Indiana Code §6-1.1-25-1 et seq.

- 4) This resolution shall take effect immediately upon adoption.

Board Member Jelenek moved, seconded by Board Member Hewitt, to consider Resolution 2-2023.

**Motion Carried.**

It was noted that there was an error in the heading of the Resolution, stating that it was a 2020 tax sale. It is actually a 2023 tax sale. Board Member Jelenek moved, seconded by Board Member Hewitt, to amend the date in the Resolution and approved the Resolution with the amended Resolution.

**MOTION CARRIED**

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A contract for 2024 between the City of Peru and the Firefighters Local 383 was presented to the board for approval. There was no discussion and Board Member Hewitt moved, seconded by Board Member Jelenek, to approve the contract.

**MOTION CARRIED**

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A request was heard from St. John's Lutheran Church for temporary street closure of the first half block of South Fremont Street to allow for roof replacement. This should be for about three days, and take place the week of Thanksgiving, depending on availability of materials. The closure would be from West Main Street to the East-West Alley behind the church. They will be utilizing a lift and need to eliminate traffic to prevent any issues. Board member Hewitt moved, seconded by Board Member Jelenek, to approve the request.

**MOTION CARRIED**

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**COMMUNICATIONS:**

Todd Wolfe from the Traffic Department discussed the need for traffic signs to be placed at the corners of West Main Street and Miami Street, and West Main Street and Grant Street. This is due to the installation of left turn signals at those intersections. The sign would be a YIELD sign for right turns.

With nothing further, Board Member Jelenek moved, seconded by Board Member Hewitt to adjourn.

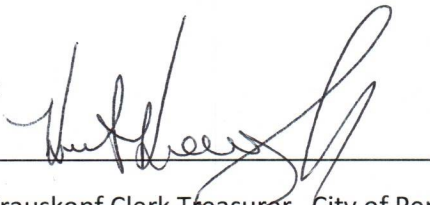
**MOTION CARRIED**



Myles Hewitt, Mayor

City of Peru, Indiana

Attest:



Kurt Krauskopf Clerk Treasurer City of Peru Indiana