

CITY OF PERU COMMON COUNCIL MINUTES

PERU CITY HALL, COUNCIL CHAMBERS

PERU, INDIANA

March 4, 2024

Special Meeting March 4, 2024

5:45 pm

ADDITIONAL APPROPRIATION RESOLUTION 2-2024

Whereas, it has been determined that it is now necessary to appropriate more money than was originally appropriated in the annual budget; now, therefore:

Sec. 1. Be it ordained (resolved) by the Common Council of Peru, IN, Miami County, that for the expenses of the taxing unit, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to laws governing the same:

Fund Name: 2243	AMOUNT REQUESTED	AMOUNT APPROVED BY FISCAL BODY
Major Budget Classification:		
Personal Services	\$ <u>9286.00</u>	\$ _____
Personal Services	\$ _____	\$ _____
Supplies	\$ _____	\$ _____
Other Supplies & Charges	\$ _____	\$ _____
Township Assistance	\$ _____	\$ _____
Debt Service	\$ _____	\$ _____
Capital Outlays	\$ _____	\$ _____
TOTAL for <u>2243</u> Fund:	\$ _____	\$ _____

Fund Name: **1101 010 390**

Major Budget Classification:

Personal Services	\$ <u>50,000.00</u>	\$ _____
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TOTAL for <u>1101</u> Fund:	\$ _____	\$ _____
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Clerk-Treasurer Krauskopf explained the need for the additional appropriations. The Fire Department only had a budget for 3 captains, and due to job changes at the beginning of the year, they temporarily had 5 individuals being paid at the rate of a captain. The other two will be retiring early in 2024, but funds were needed in the interim to fund their wages.

The additional funds for the police department were due to the need to retain the services of Bill Raber for 2024. He retired at the end of February, but the department needed him to train a successor with the requirements and skills needed for the job he recently left.

ORDINANCE 2-2024

Public Hearing for amendment to the Public Records Request Fee Schedule of 37.01 of the Peru Municipal Code

Attorney Dustin Kern explained the modifications to Ordinance 10-2019. The changes dealt with the costs to be charged for copies of written information and for copies of audio-visual information.

Mayor Sturch declared the public meeting closed at 6:00pm

Mayor Don Sturch called the regularly scheduled meeting of the Common Council to order at 6:00 pm on February 5, 2024. The following members were present: Steve Anderson, Tim Fisher, Bob Huber, Peter Sahaidachny, Drew Stevenson, and Arica Ulery.

Others present were City Clerk/Treasurer Kurt Krauskopf, City Attorney Dustin Kern, department heads and other interested persons and members of the community.

PLEDGE OF ALLEGIANCE - led by Pete Sahaidachny

INVOCATION – led by Pastor Brent Wedding

ROLL CALL – Anderson, Fisher, Huber, Sahaidachny, Stevenson and Ulery were present. Councilperson Murphy was absent.

READING & CORRECTING JOURNAL – of minutes of the Regular Meeting on February 5, 2024.

Councilperson Sahaidachny moved, seconded by Councilperson Anderson, to suspend the rules and to adopt the minutes as presented.

Roll Call: 6 Ayes 0 Nays

MOTION CARRIED

COMMITTEE LIAISON REPORTS

Anderson: Nothing to report.

Ulery: Civic Center Committee met on 2/15. They reviewed the need for flooring and furniture, help for Rebecca, and marketing. They want to revisit the No Alcohol rules. Councilpersons Fisher and Ulery attended the MCCF meeting. On 2/15. She also attended the Plan Commission meeting and they recommended the vacation of an alley.

Fisher: He reported on the Board of Works meetings from 2/7 and 2/21. He attended the Peru Utilities meeting and the MCEDA meeting on 2/12. They discussed the new projects on which they are working. He attended the Recycling District meeting, and they are adding additional recycling bins due to the drop off location behind Hardees being closed.

Sahaidachny: Reported on the last Board of Works meeting where they approved the hiring of a new police officer. He also reported on the request by Helping Hands for their fund-raising walk.

Huber: He reported on the commissioner’s meeting and their desire to install a handicap accessible ramp on the west end of the courthouse. The Airport board is looking into installing an additional 7 hangers.

Stevenson: He reported that MCEDA is set to begin the Forest Street project that has been funded by READI Grant. Work is to start approximately April 1st and end approximately August 31st.

OLD BUSINESS: RESOLUTION 2-2024

Councilperson Ulery moved, seconded by Councilperson Sahaidachny, to adopt Resolution 2-2023. The vote was 5 Ayes, 1 Nay, with councilperson Stevenson voting Nay.

MOTION CARRIED

NEW BUSINESS:

Curtis Hubenthal was introduced to the Council as a new Police Officer. City Clerk-Treasurer Krauskopf administered the oath of office to Officer Hubenthal

Colten Pitner was presented to the council as a new Captain for the police department. Clerk-Treasurer Krauskopf administered the oath of office to Captain Pitner,

Josh Ulery was presented to the council as a new Lieutenant for the police department. Clerk-Treasurer Krauskopf administered the oath of office to Lieutenant Ulery.

Councilperson Anderson moved, seconded by Councilperson Fisher, to consider Ordinance 2-2024. Motion carried with a vote of 6 Ayes and 0 Nays.

ORDINANCE 2- 2024

AN ORDINANCE TO AMEND ORDINANCE 10, 2019

WHEREAS, the City of Peru has caused public notice to be placed in the Peru Tribune; and

WHEREAS, Section 37.01 of the City of Peru Code of Ordinances shall be amended to reflect necessary changes; and

WHEREAS, The Indiana Public Access Counselor has issued Opinions addressing the fees related to Law Enforcement Records, which indicate that a government entity cannot charge more than its direct cost, not to exceed (\$150.00) for law enforcement recordings, and

WHEREAS, the fees associated with colored copies of public records requests needs to be established; and

WHEREAS, it is in the best interest of the City of Peru, Section 37.01 of the City of Peru Code of Ordinances.

NOW THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF PERU, INDIANA, That:

1. It is in the best interest of the City of Peru to amend Section 37.01 of the City of Peru Code of Ordinances.

2. To reflect the necessary amendments to Section 37.01 of the City of Peru Code of Ordinance Book, said Section shall read as follows:

THEREFORE, BE IT ORDAINED §37.01 in the Peru Code of Ordinances shall be amended to read as follows:

- (A) The cost of a copy for a report shall be \$2.50 plus for the administrative costs and then ten cents (\$0.10) per page for copies that are not color copies or twenty-five cents (\$0.25) per page for color copies.
- (B) The cost of an incident report shall be \$2.50 per report.
- (C) The cost of a CD or DVD shall be \$6.00 per disk.
- (D) The cost of photographs shall be \$2.50 plus for the administrative costs and then ten cents (\$0.10) per page for copies that are not color copies or twenty-five cents (\$0.25) per page for color copies.
- (E) Fees shall be paid in advance. If the exact fee cannot be determined at the time the request is made, an estimated fee shall be paid in advance with any balance due prior to delivery of the public documents. Any overpayment of fees will be refunded to the person making the request at the time of delivery.
- (F) A party requesting a certified copy of any city document shall pay a fee of \$5 for each certification requested.
- (G) The cost for a copy of law enforcement recordings shall start at a minimum fee of Twenty-Five Dollars (\$25.00). Fees shall be based on an hourly rate of Fifty Dollars (\$50.00) per hour with

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a maximum fee of One Hundred Fifty Dollars (\$150.00) dependent upon the staff time incurred in copying and formatting a particular video.

Previous Ordinance stated:

- (A) The cost of a copy for a report shall be \$2.50 plus 10 cents per sheet.
- (B) The cost of an incident report shall be \$2.50 per report.
- (C) The cost of a CD or DVD shall be \$6.00 per disk.
- (D) The cost of photographs shall be \$2.50 plus 10 cents per sheet.
- (E) The cost for a copy of law enforcement recordings shall be as follows but shall not be more than one hundred fifty dollars (\$150.00):
 - a. 0 - 30 minutes \$50
 - b. 30 -60 minutes \$100
 - c. Over 60 minutes \$150

d. Processing fee for all requests: \$4.00

Councilperson Fisher moved, seconded by Councilperson Stevenson, to approve Ordinance 2-2024. Motion carried with a vote of 6 Ayes, 0 Nays.

MOTION CARRIED



Councilperson Huber moved, seconded by Councilperson Stevenson, to consider Ordinance 3-2024. Motion carried by a vote of 6 Ayes, 0 Nays.

ORDINANCE 3- 2024

AN ORDINANCE TO REPEAL AND REPLACE ORDINANCE 16, 2017 WHEREAS, the City of Peru has caused public notice to be placed in the Peru Tribune; and WHEREAS, Section 155.00 of the City of Peru Code of Ordinances shall be repeal and amended to reflect necessary changes; and

WHEREAS, The City of Peru Planning Commission is requesting to repeal and replace the Flood Hazard Area Ordinance , and

WHEREAS, it is in the best interest of the City of Peru, Section 155.00 of the City of Peru Code of Ordinances.

FLOOD DAMAGE PREVENTION ORDINANCE

THE ORDINANCE IS 28 PAGES LONG COPY OF ORDINANCE IS AVAILABLE IN THE CLERK'S OFFICE FOR COUNCIL REVIEW

This ordinance shall be in full force and effect upon adoption.

NOW THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF PERU, INDIANA, That:

1. It is in the best interest of the City of Peru to amend Section 155.00 of the City of Peru Code of Ordinances.
2. To reflect the necessary amendments to Section 155.00 of the City of Peru Code of

Ordinance Book, said Section shall read as follows:

THEREFORE, BE IT ORDAINED §155.00 in the Peru Code of Ordinances shall be amended to read as follows:

Haley Shuck, Zoning Administrator, addressed the council about the changes to the Flood Hazard Area Ordinance.

Councilperson Anderson moved, seconded by Councilperson Sahaidachny, to approve Ordinance 3-2024. Motion carried by a vote of 6 Ayes, 0 Nays.

MOTION CARRIED

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Councilperson Anderson moved, seconded by Councilperson Stevenson, to consider Resolution 3-2024. Motion carried by a vote of 6 Ayes, 0 Nays.

RESOLUTION # 3 - 2024

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF PERU
APPROVING ADDITIONAL RULES OF PROCEDURE**

WHEREAS, Under the City of Peru Code of Ordinance §31.48, the City Council has adopted the Robert's Rules of Order, as Revised; and

WHEREAS, the City Council can make rules in addition to the rules set forth in the Robert's Rules; and

WHEREAS, it is necessary to approve additional rules in addition to the Robert's Rules of Order for the City Council; and

WHEREAS, it is necessary to maintain order during City Council Meetings; and

WHEREAS, it is necessary for the City Council Meetings to be conducted efficiently, professionally, and maintain decorum during these meetings.

NOW THEREFORE, BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF PERU, INDIANA, That:

In order to maintain decorum and to conduct the City Council Meetings in an efficient, professional, and orderly manner, the following rules are hereby enacted in addition to Robert's Rules of Order:

- An attendee may request to speak regarding the topic before the Council by raising their hand. Once the Mayor or President Pro-Tempe, or other presiding officer acknowledges the attendee, they may proceed to the podium and voice their opinion on the specific topic.
- No more than three (3) attendees will be allowed to speak in favor of, and no more than (3) attendees will be allowed to speak against the same topic.
- Attendees will be given a maximum of three (3) minutes each to voice their opinion.
- For any attendee that disrupts the meeting in any fashion, as determined by the Mayor, President Pro-Tempe, or other presiding officer, that attendee will receive a verbal warning. The attendee will be removed from the Council chambers, (by a law enforcement officer) after three (3) warnings.
- Nothing in these rules prohibits a law enforcement officer from removing an attendee immediately if:
 - o Removal of the attendee is necessary to maintain order or ensure the safety of another person; or

Discussion among the council members included not wanting to limit the number of people who could address the council to 3 individuals and not wanting to have 3 warnings. There was a question from the audience about how the council would choose the 3 people to speak.

Attorney Kern told the council that there is no state requirement that audience members be allowed to speak. Other communities have not allowed attendees to speak. The state is considering adopting a similar measure as this resolution.

With there being more questions that needed to be resolved, Councilperson Anderson moved, seconded by Councilperson Sahaidachny, to table this resolution until next month. Motion carried by a vote of 6 Ayes, 0 Nays.

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Councilperson Sahaidachny moved, seconded by Councilperson Anderson, to consider Resolution 4-2024 Motion Carried by a vote of 6 Ayes, 0 Nays.

ADDITIONAL APPROPRIATION RESOLUTION NO. 4-2024

Whereas, it has been determined that it is now necessary to appropriate more money than was originally appropriated in the annual budget; now, therefore:

Sec. 1. Be it ordained (resolved) by the Common Council of Peru, IN, Miami County, that for the expenses of the taxing unit, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to laws governing the same:

Fund Name:	3319	AMOUNT	AMOUNT
APPROVED		REQUESTED	BY FISCAL BODY

Major Budget Classification:

Personal Services	\$ _____	\$ _____
Personal Services	\$ _____	\$ _____
Supplies	\$ <u>429,532.00</u>	\$ _____
Other Supplies & Charges	\$ _____	\$ _____
Township Assistance	\$ _____	\$ _____
Debt Service	\$ _____	\$ _____
Capital Outlays	\$ _____	\$ _____
TOTAL for 3319 Fund:	\$ <u>429,532.00</u>	\$ _____

Fire Chief Daine explained the need for these funds and what is being purchased. \$300,000 of this amount was supposed to be included in the 2024 budget but was inadvertently omitted when advertising the budget. The additional funds include items that were not ordered in 2023 and approximately \$89,000 to equip the new ladder truck. This resolution will come back in April for adoption after it has been advertised.

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Councilperson Huber moved, seconded by Councilperson Stevenson, to consider Ordinance 4-2024. Motion carried by a vote of 6 Ayes, 0 Nays.

AN ORDINANCE TO VACATE A NORTH/SOUTH ALLEY IN THE CITY OF PERU

WHEREAS; A PETITION TO VACATE a North/South Alley bounded by the north by the East/West Alley, bounded by the south by East Main Street, bounded by the east by parcel # 52-08-27-104-022.000-016, commonly known as 472 East Main Street, bounded by the west by parcel #52-08-27-100-004.000-016, commonly known as 470 East Main Street. After Public Notice and Public Meeting on the 27th day of February 2024. the City of Peru Planning Commission has given its **Favorable** Recommendation and therefore submits their recommendation to the City of Peru Common Council for final action.

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

SECTION 1: bounded by the north by the East/West Alley, bounded by the south by East Main Street, bounded by the east by parcel #52-08-27-104-022.000-016, commonly known as 472 East Main Street, bounded by the west by parcel #52-08-27-100-004.000-016, commonly known as 470 East Main Street. Said petitioner Nolan Sturch. All existing Easements now in effect will continue in perpetuity.

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

SECTION 3: Public Utilities for Electric, Gas, Phone and Cable have given their approval and all easement rights to this developed street remain in effect for the above.

Haley Shuck explained that this was approved at the 2/27 planning council meeting. One of the neighbors expressed concern about access to their garage, but she explained that there would be no issues with access.

Councilperson Ulery moved, seconded by Councilperson Anderson, to adopt Ordinance 4-2024. Motion carried by a vote of 6 Ayes, 0 Nays.

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Councilperson Anderson moved, seconded by Councilperson Stevenson, to consider Ordinance 5-2024. Motion carried by a vote of 6 Ayes, 0 Nays.

AN ORDINANCE TO AMEND SECTION 92.01 and 92.05 of CITY OF PERU CODE OF ORDINANCES

WHEREAS, the City of Peru has caused public notice to be placed in the Peru Tribune; and

WHEREAS, Section 92 of the City of Peru Code of Ordinances shall be amended to reflect necessary changes; and

WHEREAS, it is necessary to amend the current garbage and refuse section of the City of Peru Code of Ordinances, and

WHEREAS, it is in the best interest of the City of Peru, Section 92 of the City of Peru Code of Ordinances.

NOW THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF PERU, INDIANA, That:

1. It is in the best interest of the City of Peru to amend Section 92 of the City of Peru Code of Ordinances.

2. To reflect the necessary amendments to Section 92 of the City of Peru Code of Ordinance Book, said Section shall read as follows:

THEREFORE, BE IT ORDAINED

§92.01 in the Peru Code of Ordinances shall be amended as to the specific definitions to read as follows:

CONTAINERS. Containers shall be made of either galvanized metal not easily corroded or from durable plastic. All containers must have a tight-fitting lid and handles on the sides. Each container shall not be more than 33 gallons, or less than 20 gallons in its capacity. **All authorized containers must be stored in Garbage Racks, where garbage racks are required.**

GARBAGE RACKS. Such racks shall be made of wood or sturdy metal. Such racks shall be large enough to hold all containers at each location and shall support the container at a height of at least ~~eight inches from the ground~~ **authorized trash receptacles at each location. Garbage rack base that receptacles sit on, to be a minimum of 8 inches from the ground, but not higher than 30 inches from the ground. Rack will need sides and back to keep cans from falling off rack. The front of trash can rack should not cover the trash receptacle higher than 18", so trash collection personnel can easily remove, empty, and replace receptacle.**

§92.05 in the Peru Code of Ordinances shall be amended to read as follows:

- (A) Collection from residences. The city, or its duly authorized collection agency, shall hereafter collect all garbage, trash, and yard waste from city residences; provided, that such garbage, trash, and yard waste is deposited in plastic bags, in proper containers, and placed in the areas designated and as otherwise provided in this chapter. **Excess and/or severely damaged garbage containers can be removed to bring residents into compliance. Any garbage racks that are dilapidated and/or not in compliance with definition (92.01) will be repaired or removed & replaced at owner's expense.**

Bill Sheets addressed the council about the need to clean up the alleys and provide easier access for the sanitation department for refuse collection. It will also provide a way to keep the alleys cleaner. Councilperson Sahaidachny asked about neatness and the issue of close fences. What if there is not enough room for the garbage racks? The council decided that additional information was needed, so Councilperson Sahaidachny moved, seconded by Councilperson Anderson to table Ordinance 5-2024 until the next meeting. Motion carried by a vote of 6 Ayes, 0 Nays.

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Councilperson Anderson moved, seconded by Councilperson Sahaidachny, to consider Resolution 5-2024. Motion carried by a vote of 6 Ayes, 0 Nays.

A RESOLUTION ESTABLISHING RATE TRACKING FACTOR FOR THE MUNICIPAL ELECTRIC UTILITY OF THE CITY OF PERU, INDIANA

WHEREAS, the Electric Rate Adjustment for the following rates shall be on the basis of a Rate Tracking Factor, occasioned solely by changes in the cost of Purchased Power, in accordance with order of the City Council of Peru, Indiana, as a pass through approved in Cause No. 36835-S33 as follows:

PERU MUNICIPAL ELECTRIC UTILITY RATE ADJUSTMENT FOR THE 2ND QUARTER 2024

Residential Service (RS-1)	\$0.005713 per kWh
General Service (GSA-1)	\$0.005678 per kWh
Power Service (PS)	\$0.005571 per kWh

Security Lighting Service (SL-1)	\$0.000622 per kWh
Municipal Street Lighting (MSL-1)	\$0.004113 per kWh
Traffic Signal Service (TL)	(\$0.002840) per kWh

The above factors represent an average increase in its schedule of rates for electricity sold in the amount of -\$0.000409 per kilowatt hour (kWh) applicable April, May, and June 2024.

Peru Utilities General Manager Josh Chance explained this quarterly adjustment factor. He brings it to the council quarterly as a way for the Utilities to adjust their cost of purchased electricity for the quarter. This adjustment was a minor decrease of \$.000409 per kilowatt hour.

Councilperson Anderson moved, seconded by Councilperson Stevenson, to approve Resolution 5-2024. Motion carried by a vote of 6 Ayes, 0 Nays.



Councilperson Anderson moved, seconded by Councilperson Stevenson, to consider Resolution 6-2024. Motion carried by a vote of 6 Ayes, 0 Nays.

**A RESOLUTION ESTABLISHING RATE TRACKING FACTOR FOR THE
CITY OF PERU MUNICIPAL WATER UTILITY**

WHEREAS, Ordinance #28, 2016 establishes the basis to annually review and adjust Peru Water Utility Rates as calculated according to the formula used by the Indiana Utility Regulatory Commission and stipulated in the Rate, as follows:

1. The amount of the Allowable Expense as stated in the Cost of Service Study performed by H.J.Umbaugh & Associates for the September 28, 2016 Rate,
2. Times the annual CPI-U (Consumer Cost Index) as determined by the Indiana Utility Regulatory Commission calculation,
3. Expressed as a percent of the previous 12 months Operating Revenues,
4. And applied equally to all rate schedules with the exception of Nonrecurring Charges.

THEREFORE, the charges as adjusted on Exhibit "A" shall be in effect as of billings generated on or after April 1, 2024:

Peru Utilities General Manager Josh Chance explained this annual adjustment factor. He brings it to the council annually as a way for the Utilities to adjust their cost of water services. The increase amounts to about 17 cents per 1000 gallons of water.

Councilperson Anderson moved, seconded by Councilperson Stevenson, to adopt Resolution 6-2024. Motion carried by a vote of 5 Ayes, 1 Nays, with Councilperson Ulery voting no.



Councilperson Huber moved, seconded by Councilperson Stevenson, to consider Resolution 7-2024. Motion carried by a vote of 6 Ayes and 0 Nays.

**A RESOLUTION ESTABLISHING RATE TRACKING FACTOR FOR THE
CITY OF PERU MUNICIPAL WATER UTILITY LOCATED AT THE GRISSOM AEROPLEX SERVICE AREA**

WHEREAS, Ordinance #24, 2019 establishes the basis to annually review and adjust Grissom Water Utility Rates as calculated according to the formula used by the Indiana Utility Regulatory Commission and stipulated in the Rate, as follows:

1. The amount of the Allowable Expense as stated in the Cost of Service Study performed by Baker Tilly Virchow Krause. LLP for the January 1, 2020 Rate,
2. Times the annual CPI-U (Consumer Cost Index) as determined by the Indiana Utility Regulatory Commission calculation,
3. Expressed as a percent of the previous 12 months Operating Revenues,
4. And applied equally to all rate schedules with the exception of Nonrecurring Charges.

THEREFORE, the charges as adjusted on Exhibit "A" shall be in effect as of billings generated on or after April 1, 2024:

General Manager Chance stated that this is another annual adjustment to help prevent large modifications in the future. This is for the Grissom Water works and amounts to approximately 22 cents per 1000 gallons. Councilperson Sahaidachny moved, seconded by Councilperson Anderson, to adopt Resolution 7-2024. Motion Carried by a vote of 6 Ayes and 0 Nays.

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Jim Tidd representing MCEDA addressed the council on the upcoming modifications to Forest Street and West Canal Street. Work is to commence approximately April 1st, and will include sidewalks, curbs, lighting, and a traffic signal at the corner of Forest and West Main Street. The project should be completed by approximately August 31st. It is being funded by a READI grant from the state. Traffic to the new YMCA will be detoured during that period.

Councilperson Ulery moved, seconded by Councilperson Fisher, to amend the agenda to allow Ordinance 6-2024 to be added to the agenda. Motion carried by a vote of 6 Ayes and 0 Nays.

Councilperson Sahaidachny moved, seconded by Councilperson Ulery to consider Ordinance 6-2024. Motion carried by a vote of 6 Ayes and 0 Nays.

CITY OF PERU COMMON COUNCIL

ORDINANCE 6-2024

AN ORDINANCE TO ESTABLISH A NON-REVERTING ENHANCED ACCESS FUND

WHEREAS, the City wishes to establish a non-reverting Enhanced Access Fund with the budget of the Police Department;

WHEREAS, in accordance with Indiana Code §5-14-3-8.3 a fiscal body of a political subdivision having a public agency that charges a fee under section 8(h) or 8(i) of Indiana Code §5-14-3-8, shall adopt an ordinance establishing an enhanced access fund;

WHEREAS, the fund shall consist of fees collected under section 8(h) or 8(i) of Indiana Code §5-14-3-8, such as, but not limited to duplicate of a computer tape, computer disc, microfilm, law enforcement recording, or similar or analogous record system containing information owned by the public agency or entrusted to it;

WHEREAS, a fee collected under subsection (g) for the copying of a law enforcement recording may be:

- (1) retained by the public agency; and
- (2) used without appropriation for one (1) or more of the following purposes:
 - (A) To purchase cameras and other equipment for use in connection with the agency's law enforcement recording program.
 - (B) For training concerning law enforcement recording.
 - (C) To defray the expenses of storing, producing, and copying law enforcement recordings.; and

WHEREAS, the fund is a dedicated fund with the following purposes:

- (1) The replacement, improvement, and expansion of capital expenditures.
- (2) The reimbursement of operating expenses incurred in providing enhanced access to public information.

WHEREAS, money in the fund must be appropriated and expended in the manner authorized in the ordinance.

NOW THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF PERU, INDIANA, That:

1. It is in the best interest of The City of Peru, to establish a non-reverting Access Fund within the budget of the Police Department.

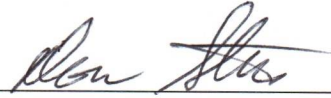
This fund is being requested as a vehicle for receiving the money we receive for both paper and video document copies. This ordinance outlines for what purposes these non-reverting funds can be used.

Councilperson Anderson moved, seconded by Councilperson Ulery, to adopt Ordinance 6-2024. Motion carried with a vote of 6 Ayes, 0 Nays.

ADJOURNMENT:

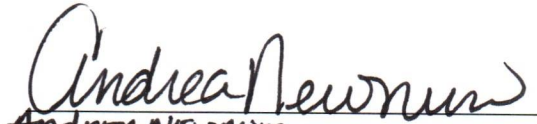
There being nothing further, Councilperson Ulery moved to adjourn the meeting, seconded by Councilperson Sahaidachny. Motion carried.

MEETING ADJOURNED



Don Sturch, Council President

Mayor of Peru Indiana



~~Andrea Newnum~~
Kurt Krauskopf, City Clerk Treasurer

City of Peru, Indiana