

**Unsafe Building – Public Hearing
February 8, 2017
6:45pm**

Mayor Weiss called the Unsafe Building Hearing to order.

PRESENT: MAYOR ALAN WEISS
JERRY ABBOTT
TY BOWELL
SCOTT LIBBERT
MATT McCOOL
KURT MOLLAUN
WALT WILSON
CITY MANAGER STEVE LAMPERT
CITY ATTORNEY ANTHONY SMART
CLERK TREASURER MARY JO LYNCH

ABSENT: VINCE KARSTETER

Councilman Bowell made a motion to approve the June 10, 2015 minutes. With a second by Councilman Abbott, the motion carried by roll call as follows: Abbott: Aye; McCool: Aye; Bowell: Aye; Wilson: Aye; Mollaun: Aye and Libbert: Aye. The motion carried 6-0.

City Atty Smart called City Mgr. Lampert as a witness and asked various questions regarding the conditions of **72 Ridge Avenue**. Reports were provided indicating that the structure was a hazard to the City and unfit for habitat. Mr. Lampert described the condition of the structure stating that back in 2016 the house was degrading. He had a structural engineer from Indianapolis do a structural report and both the Police Chief and Fire Chief found that the structure was a hazard to public and a fire hazard. The Health Dept found that the structure was unfit. City Mgr. Lampert conducted a title search and it that Selene Finance was the owner. City Mgr. Lampert stated that he mailed notice via certified mail in 2016 to all interested parties as required by law. He did receive signature from Selene Finance on the return certified receipt. All documents mentioned in the testimony were admitted into evidence.

City Atty Smart asked if there were any individuals from Selene Finance present. No one was present. Atty Smart asked if there were any other members from the property that have interest. No one was present. Atty Smart asked if there were any members from audience that have comments with regard to the Order or 72 Ridge Avenue. No one spoke up.

City Atty Smart passed out a document that outlined the options Council had with regard to the Order. There are 3 options. Council can (1) affirm the Order; (2) rescind the Order; or (3) modify the Order. Because the property owner is not present the Board cannot modify the Order to make it more stringent. City Mgr. Lampert recommended that the Order stay in place and Council affirm the Order as it is. City Att Smart asked that Council affirm the Order and issue a continuous enforcement Order.

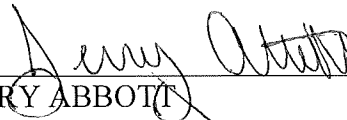
Councilman Mollaun motioned to affirm the Order and issue a continuous enforcement Order on 72 Ridge Avenue. With a second by Councilman McCool, the motion carried by roll call vote as follows: Abbott: Aye; McCool: Aye; Bowell: Aye; Wilson: Aye; Mollaun: Aye and Libbert: Aye. The motion carried 6-0.

City Mgr. Lampert stated the deadline from the date of the Order is 60 days or February 25, 2017. He said that the City can move forward after 2/25/17 with rehabilitating or demolishing it. He stated that the condition of the building is not worthy of re-habilitating so the City will move forward with demolition. He is required to get advertised bids and notify the owner and any members having an interest in the property.

There being no further business to come before the Board, **Councilman Libbert made a motion to adjourn. With a second by Councilman Abbott, the motion passed by voice 6 to 0.**



MAYOR ALAN WEISS

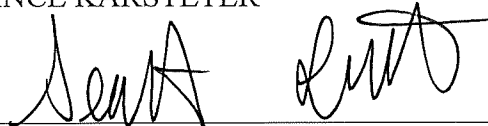


JERRY ABBOTT



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ABSENT
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SCOTT LIBBERT


MATT McCOOL



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WALT WILSON

ATTESTED: 
Mary Jo Lynch, Clerk Treasurer