

**CITY COUNCIL MEETING
CITY ADMINISTRATION OFFICES**

**JUNE 3, 2004
6:30 PM**

EXECUTIVE SESSION

An Executive Session was held at 6:30 p.m. to address "Contract Negotiations". The Mayor, Clerk Treasurer, City Attorney and all of Council was present.

**CITY COUNCIL MEETING
CITY ADMINISTRATION OFFICES**

**JUNE 3, 2004
7:30 PM**

Mayor Marksberry called the meeting to order with the Pledge of Allegiance. A quorum of Council was determined with all of Council present.

MINUTE APPROVAL

Minutes of the May 6th Council meeting had been previously distributed to the Council and Mayor Marksberry. After discussion a motion was made by Councilman Siekman to accept the May 6th minutes as written, 2nd by Councilman Padgett; motion carried 5-0. Minutes of the May 13th Council meeting had been previously distributed to the Council and Mayor Marksberry. After discussion a motion was made by Councilwoman Scott to accept the May 13th minutes as written, 2nd by Councilman Padgett; motion carried 5-0.

REPORTS OF COMMITTEES, BOARDS & DEPARTMENTS

MAIN STREET

Main Street Director, Tammy Elbright informed the Mayor and Council Rising Sun has received status as a Certified Main Street Community. According to Elbright this earns points in scoring for IDOC and DNR grant applications. Ms. Elbright also stated downtown businesses are adding summer hours on Sunday from 12:00 pm-4:00 pm. She noted one new business to report-- RS Hometown Auto Repair has located in the former Mondary garage across from the American Legion. Elbright reminded everyone June 7th Region 9 Department of Commerce Community Development Road Show and the Ohio County City of Rising Sun Economic/Community Development Analysis & Implementation presentation/meetings will be held at 6:00 and 7:00 pm at the City Administration Building.

PROJECT MANAGERS REPORT

See Attached Exhibit A.

Northcutt informed Council according to IDEM the City will need to monitor the formerly owned Fryman property with monitoring wells for a couple years. If the monitoring wells get hot; we may have to dig and test, but the areas would be isolated. The "Comfort Letter" will be issued after this monitoring process. Northcutt presented a quote from Dave O'Mara in the amount of \$21,950 for gravel and compaction at this

location. After discussion a motion was made by Councilman Siekman to approve the amount of \$21,950 from Dave O'Mara, 2nd by Gerald Brown; motion carried 5-0.

RS POLICE DEPARTMENT

Chief of Police David Hewitt informed the Council and Mayor Marksberry that Lt. Frank McIntosh had returned to work after having back surgery. He stated the department is still one officer short with Officer Rimstidt serving in the war against Iraq. Hewitt also reported:

- The “click it or ticket” will be finished June 6th.
- The 2004 year bike patrol program started today.
- Officer Wilhelm was requested by ISP to serve in a week long youth training and counseling program.
- Bike Camp will be held June 15th -17th with approximately 70 participants.

According to Hewitt there have also been complaints of people speeding on Fifth Street and people STILL going the wrong way on Main Street.

PETITIONS OR COMMENTS FROM CITIZENS

There was no one present to address the Mayor and Council that was not already on the Agenda.

UNFINISHED BUSINESS

None

NEW BUSINESS

LIFETIME RESOURCES—2005 FUNDING REQUEST

Julie Schafer and Karen Anderson with Lifetime Resources made a funding request for general services and the Catch a Ride service for the 2005 Budget in the amount of \$15,200. There was discussion regarding the provided services and the benefits Lifetime Resources provide not only in Rising Sun and Ohio County but throughout Southeastern Indiana. Mayor Marksberry questioned how much the County gave towards this service? According to Schafer that amount had not been determined. After further discussion a motion was made to include this funding request in the amount of \$15,200 in the 2005 budget by Councilwoman Scott, 2nd by Councilman Brown; motion carried 5-0.

MIDWEST DEFERRED COMP SPECIALISTS, INC. –FOX PURLEE & AMY HARPER JARVIS

Mayor Marksberry informed the Council Mr. Purlee and Ms. Jarvis had presented information for deferred compensation and retirement programs at the Board of Works

meeting in May. At that meeting it was requested they attend the Council meeting as well. Fox explained to Council the deferred compensation program aids cities, towns and employees with retirement services. This program is similar to a 401K and by using AUL/Midwest Deferred Comp the administrative burden is reduced and plan information provided at introductory meetings with individual one-on-one investment counseling, quarterly reports and unlimited account access. See attached 457 plan questions and information Exhibit B. The City would basically be offering the employees a voluntary deferred compensation plan on a pre-tax basis through payroll deductions. Attorney Siekman questioned the resolution terminology of including independent contractors? It was stated you can offer to them, but are not required to. Mayor Marksberry questioned if rollover provisions were provided? It was stated they were. It was also stated that if you no longer were considered an employee of the City you could no longer contribute to the plan but could keep or roll your plan. Clerk Gipson stated the ability to offer deferred comp to employees had been a long time coming and conversations with Amy had been going on for 3 or 4 years. Siekman stated this was a ten year contract and a resolution would need to be approved by Council to offer this program to the city employees. After further discussion Resolution 2004-14 "In the Matter of Establishing/Adding a Deferred Compensation Plan for the City of Rising Sun, Indiana was presented to Council for consideration. After discussion a motion was made by Councilwoman Scott to approve Resolution 2004-14, 2nd by Councilman Slack; motion carried 5-0.

FAIR BOARD –JANIE ELDRIDGE

Eldridge had canceled and was not present.

PRESBYTERIAN CHURCH—CFF GRANT—TAMMY ELBRIGHT

Tammy Elbright, Main Street Director had previously distributed information to the Mayor and Council. See attached Exhibit C. According to Elbright the pre-scoring for the CFF grant application for the Presbyterian Church went well. BUT in order to gain maximum points when applying for these grant funds, which are dollar for dollar, a \$660,000 commitment is needed. The maximum grant award from DOC is \$500,000 and based on the high estimate of cost of restoration for this project a commitment of \$660,000 is needed to obtain the highest score or points in this section of the grant application. Clerk Gipson informed Council there were appropriations that could be transferred to cover this expense since this would not be a financial commitment unless the grant was funded by DOC and the dollars would not be necessary immediately. After further discussion a motion was made by Councilman Siekman to commit \$660,000 for the Presbyterian Church project contingent on CFF grant funding and to continue to search for other funding sources as well; 2nd by Councilman Slack; motion carried 5-0.

RIVERFRONT FOUNTAIN PROJECT ANDREA GRIMSLEY & CHAZ KAISER

Resume information and a Letter of Agreement had been submitted to the Mayor and Council regarding the retention of services of Chaz Kaiser for the construction of a fountain of bronze, copper and stainless steel for the Riverfront Tree Water Feature. See

Attached Exhibit D. Attorney Siekman questioned if there was a warranty or warranty period? Mr. Kaiser stated fabricated bronze lasts decades even into centuries. Grimsley stated she will be working with Kaiser through out the 6 month project. Mayor Marksberry stated the Riverfront Advisory Committee has been a part of this fountain project and are pleased with the plans. Attorney Siekman requested a Certificate of Insurance from Mr. Kaiser. Mr. Kaiser stated he would provide this certificate to the City tomorrow. After further discussion a motion was made by Councilwoman Scott to approve the contract or letter of agreement with Chaz Kaiser in the amount of \$65,000 contingent on the Certificate of Insurance, 2nd by Councilman Brown; motion carried 5-0.

FIRST READING ORDINANCE 2004-5 “CAPITAL ASSET POLICY”

The first reading of Ordinance 2004-5 “Capital Asset Policy” was held. This will be addressed for a second reading at the July 1st Council meeting. This policy has been recommended by the State Board of Accounts for tracking fixed assets and inventory.

RESOLUTION 2004-15 “TRANSFER RESOLUTION—RIVERBOAT COUNCIL”

Clerk Gipson presented Resolution 2004-15, “Transfer Resolution” for Council approval. According to Gipson a transfer is necessary to allow further Special Event Funding requests and Riverfront Phase 3 was split into a Riverfront Phase 3B project to aid with the tracking process. After discussion a motion was made by Councilman Siekman to approve Resolution 2004-15, 2nd by Councilman Padgett; motion carried 5-0.

APRIL MEETING MINUTES CORRECTION—APPOINTMENT TO BZA

Mayor Marksberry stated it had been brought to his attention the April 2004 Council meeting minutes approved at the May Council meeting incorrectly stated that Fred Taylor had been appointed to the Plan Commission. After discussion a motion to correct the April minutes to reflect Fred Taylor was appointed to the Board of Zoning Appeals vs. the Plan Commission was made by Councilman Siekman, 2nd by Councilwoman Scott; motion carried 5-0.

MISCELLANEOUS BUSINESS

City Attorney Lane Siekman informed Council the current contract for Trash Collection and Recycling Waste expires September 2004. After discussion Council gave Attorney Siekman and Mayor Marksberry authority to proceed with the bid process for these services.

Mayor Marksberry discussed possible options of purchasing a “Litterbug” to aid in the cleaning of sidewalks and streets for the Street Department. He stated this was also discussed at the Board of Works meeting. Mayor Marksberry will research further and get back with Council.

Mayor Marksberry informed Council Clerk Gipson had supplied them with the 2005 Budget Schedule. He also requested each Council person take a part in the Budget process by meeting with designated Department Heads or Board Presidents.

Mayor Marksberry informed Council he had been approached by the Russell and Bernice Hewitt family with an Offer to Sell Real Estate. This property is located next to the former Fryman property. Mayor Marksberry feels this would add to our riverfront concept and function. After discussion a motion was made by Councilman Slack to give Mayor Marksberry authority to get appraisals—with and with out the house, 2nd by Councilman Siekman; motion carried 5-0.

Clerk Gipson stated due to the passage of the Patriot Act it is now necessary for Retainage Accounts be approved in Council minutes. She requested approval to open a retainage account for Custer Electric for the Park Lighting Project. After discussion a motion was made by Councilman Siekman to give Clerk Gipson authority to open a retainage account for Custer Electric, 2nd by Councilman Padgett; motion carried 5-0.

After the reviewing and signing of claims, and with no further business; a motion to adjourn was made by Councilman Brown, 2nd by Councilman Padgett; meeting was adjourned at 9:02.

Attest:

Rae Baker Gipson,
Clerk Treasurer

William A. Marksberry,
Mayor

Project Manager's Report

June 3, 2004

Project Status

- 1) **Riverfront Phase III under construction. Completion date July 6, 2004.**
- 2) **South High Street Drainage Improvements, Dave O'mara Contracting will be starting construction June 7, 2004. Easement has been signed and recorded at Court House**
- 3) **River Front Advisory Board working on plans for Phase III B.**
- 4) **Received Permit for Docks May 19, 2004. Possible delivery of June 12 thru the 18. Dock installation on hold due to high water.**
- 5) **Pool slide concrete pad and electrical conduit installed, awaiting delivery and installation.**
- 6) **Street Dept. started Fourth Street sidewalks for drainage project.**
- 7) **Approved as Public Access Facility by Coast Guard.**
- 8) **Fryman property- IDEM meeting with Kevin D. Davis verbal we will be able to pave this lot. We will need to install some monitoring wells three on site and one off site. H.C. Nutting quoted a price of \$ 11,394.00 last March. I get new price Friday.**

What is a Section 457 Plan?

Tax code section 457 provides rules to govern all non-qualified deferred compensation plans of governmental employees and non-church controlled tax-exempt organizations. The pension plan designed to comply with these rules is simply referred to as a Section 457 plan. Employees are allowed to defer compensation on a pre-tax basis through payroll deductions that further allows them to defer federal and sometimes state taxes until the assets are withdrawn.

What are Eligible and Ineligible Plans?

Eligible Section 457 plans include limits on the amounts deferred and are subject to favorable tax treatment. Plans that provide greater deferral are generally designed for executives and are referred to as ineligible.

The maximum amount of compensation that an employee may defer under a 457 plan in 2004 is the lesser of \$13,000 (increasing to \$15,000 by 2006) or 100 percent of the employee's compensation. Participants age 50 and older can also make a catch-up contribution of \$3,000. Plus, you can make significantly larger catch-up contributions in the three years prior to retirement--up to two times the basic contribution limit (\$13,000 in 2004). That feature sets the 457 plan apart from other plans. Amounts deferred under a 457 plan maintained by a state or local government must be held in a trust, a custodial account, or an annuity contract for the exclusive benefit of plan participants and their beneficiaries. Participants may borrow from their 457 account under a loan provision in the plan. It used to be that if you worked for a company and also moonlighted for the government, your contributions to one retirement plan limited your participation in the other. But that is no longer the case. Now you can make a maximum contribution to both plans, assuming you've got the cash to do so. Therefore, if the plans you participate in have no other limiting restrictions, you may contribute \$13,000 to a 401(k) or 403(b) plan and another \$13,000 to a 457 plan for a combined contribution of \$26,000. Distributions from your 457 plan are only allowed if one of the following qualifying events occurs: retirement, separation from service, unforeseeable emergency and death of the participant. Leave it to the government not to pull any punches on that one. You will need to pay federal income taxes on distributions at retirement, and state taxes may also apply. Early distributions taken for reasons other than an unforeseeable emergency may be subject to an early withdrawal penalty. When leaving your current place of employment, you may transfer your 457 plan assets to an IRA or to a new employer's plan, such as a 401(k), 403(b) or even another 457 plan that accepts such transfers.

After 2006, the applicable dollar amount will be adjusted for cost-of-living increases in increments of \$500. For tax year 2002 through 2006, participants who are aged 50 and over are eligible for additional salary reduction contributions. For year 2002, the deferral permitted is \$1000 and increases by \$1000 each year until the deferral is \$5000 in year 2006.

676.6-15

Only eligible employers can establish a Section 457 plan. An eligible employer is defined as states, subdivisions of states, instrumentalities or political subdivisions of states, or any entity other than a governmental unit that is exempt from federal income taxes. Some governmental units that are exempt from federal income taxes include the following types of organizations:

- charitable organizations
- religious organizations
- educational organizations
- private hospitals
- private foundations
- labor unions
- trade associations
- fraternal orders
- farmers cooperatives

Distribution Requirements

With a Section 457 plan, distributions cannot be made before:

- the calendar year the participant reaches age 70 ½
- severance from employment
- an unforeseeable emergency such as a severe financial hardship, unexpected illness or accident, and so on

The qualified plan rules of Section 414(p) regarding Qualified Domestic Relations Orders apply to Section 457 plans for years beginning after December 31, 2001.

After 2001, a plan participant may rollover distributions into an IRA or other eligible plan under the same rules that apply to rollovers from qualified plans. Participants in a 457 plan may also rollover a Section 457 plan to another Section 457 plan without incurring income tax on the amount rolled over.

Other Benefits of a Section 457 Plan

In addition to deferring the maximum allowable under the 457 plan, an employee may also defer a:

- 401(K) plan
- 403(b) plan
- SAR-SEP plan
- Simple IRA

Mayor Marksberry and Rising Sun City Council
RE: Community Focus Fund Grant for the First Presbyterian Church

Connie Combs with the Dept. of Commerce and Dana Riddell with SEI Regional Planning did a pre-scoring session on May 10th, to see if it was feasible to move forward with a grant application for \$500,000 from the Community Focus Fund of the Small Cities Community Development Block Grant Program. In the preliminary scoring we scored 696 points out of 1,000. In the last round of funding the last project that was funded scored a 670. As we move forward in the application process, we will be looking for additional points that will put us over the 700 mark. I must say that both agencies were quite impressed with the community involvement and seen it as a worthy project.

Since then I have contacted each Ohio County Commissioner and County Council member to see if this project could go under the umbrella of the county as the lead governmental agency, since the City cannot apply. All were in agreement that Ohio County would be the named applicant. I go before the Commissioners on June 7, to gain formal approval.

With all of this said, I need your assistance in making this a desirable CDBG. The total preliminary cost of the restoration ranges between \$804,545 and \$1,160,795. As you know, the City Council has earmarked \$200,000 for 2004 to be used as match toward the restoration. At this time I am requesting that Council preliminary comment another \$460,000, the higher estimated difference of the completed project. The total of \$660,000 will more than match the \$500,000 that is needed to gain the maximum points needed in applying for the CDBG. A July 9 proposal deadline needs to state the match, but as the project proceeds and the application deadline nears (early September) we will know more exact cost of the project and how much money is needed for the completed project. Remembering all the time, any donations, grants from other foundations or government agencies will be counted as match. Also, any in-kind dollars will count toward our match. These in-kind dollars cannot exceed \$25,000. If awarded the grant, we have 18 months to complete the project, so we need to aggressively search for additional funding. Mayor Marksberry has written a proposal letter for this project to Congressman Hill's office for available historic restoration funding earmarked for our Congressional District. We do not know if we will be granted or if granted, when the earmarked monies will be released. We do know that these monies could be used as match toward the CDBG. My hopes are that Council will not have to come up with the estimated \$660,000, as other dollars are made available from other donations, foundations and government agencies.

I believe that the Church restored into a Community Performance Center/Meeting Area is necessary for the economic survival of the downtown business district. It will support our arts community and serve our students and residents well. Any support on this project will be greatly appreciated.

Special Note

On June 12th at the Fire Dept.'s Fish Fry, there will be a public hearing starting at 11:00 am. The purpose for the hearing is to provide citizens an opportunity to express their views on the proposed federally funded CDBG project. Interested citizens are invited to provide comments regarding these issues either at the public hearing or by prior written statement. I do want to encourage the mayor, clerk treasurer, attorney and council to write a letter of support. These support letters will be included with the application.

EXHIBIT D

Letter of Agreement
Tree Water Feature Fabrication
Riverfront Plaza Fountain

Artist Chaz Kaiser to the City of Rising Sun IN submits this letter of agreement for the Riverfront Development Project.

Project Description

A fountain is to be constructed of bronze, copper and stainless steel. The internal framework will be composed of 304 stainless steel rods and bar that will be anchored to the existing concrete base with stainless steel hardware.

A bronze manifold will attach to the existing water source; control valves and copper tubing will conduct the flow of water. The tubing will be configured to accommodate self-draining for ease of maintenance in the winter. The exterior of the fountain is forged, formed and fabricated of 18-gauge silicon bronze sheet metal. The finish will be raw bronze with English brown and green patinas and will weather naturally over time.

The fountain will feature 16 cups to convey water, have 2 major branches and 20 minor branches. The height is approximately 14' Ft. with a 42" inch diameter trunk expanding to incorporate a root system at the base. The leaf configuration is to be determined. The City will furnish all design drawings, engineering specifications and a scale model.

Artist's requirements

The concrete fountain base and water basin must be complete and plumbed with a one and one half inch tube ready for connection by the artist. All filtration, pump and electrical connections must be in place and functional. The artist will interface with the city and engineering team to determine compatible components for connection.

Documentation of Progress

The artist will email digital images on a monthly basis. The client may also tour the artist's studio upon request to view the progress.

Timeline

This project will require approximately six months to fabricate and will be available for installation when weather conditions are temperate and all site requirements are met.

Delivery and Installation

The artist guarantees delivery of all necessary materials and equipment required to set, anchor and connect the fountain to the existing plumbing connection.

Liabilities

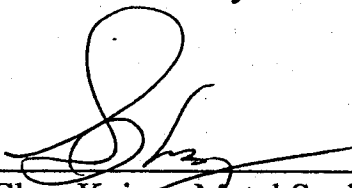
The artist assumes no responsibility for loss, damage or personal injury caused by any person after the installation of the fountain. All maintenance and long term care of the fountain will be the express responsibility of the City of Rising Sun.

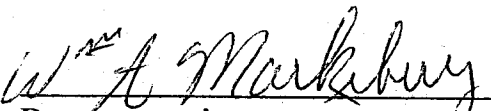
Payment

The artist requires a signed contract and a deposit in the amount of \$15,000 dollars to begin the project. Thirty days after the commencement of the project, documentation and progress payments of \$5,000 shall begin and extend for a period of six months totaling \$30,000 dollars. A final payment of \$20,000 dollars shall be received upon acceptance and completion of the installation. The total project cost is \$65,000 dollars and includes all taxes and fees directly pertaining to the fabrication, transportation and installation of the fountain. The project completion dates are dependent upon the signing of the contract, construction schedules and weather conditions.

Termination of Contract

In the event of project termination by the client the artist retains all materials and payments received. The artist shall not be held responsible for any damages, loss or costs incurred by the cancellation of the project.


Chaz Kaiser, Metal Sculptor Date
16 Indiana Ave.
Batesville, IN 47006
812-934-4468


Representative Date
City of Rising Sun



PLAZA FOUNTAIN

- 16 CUPS / W BRANCHES
- 2 MAJOR BRANCHES
- 20 MINOR BRANCHE
- TREE BASE DIA.
- ADD ROOT SYSTEM
- APPROX HEIGHT 14'
- LEAVES TO BE DETERMINED

16

POSSIBLE POINTS OF ATTACHMENT

Chaz Kaiser
Visual Artist – Metal Sculptor

16 Indiana Ave. Batesville, In. 47006
(812) 934-4468

www.AMStudio.us Chaz@AMStudio.us

Public Sculpture

Batesville Primary School

Fountain Mountain- Bermed in ground water fall. Copper and concrete

Batesville High School

5 Landscapes- 3x5' stained glass windows.

Water Fountain 4 Seasons - stained glass and copper pyramid fountain.

Professional Experience

Precision Welding and Fabrication Founder and Owner

Offering design, project management, fabrication and installation of industrial projects.

Clients include: Hill-Rom Co., Batesville Casket Co, Romweber Co.,

Teaching

Artist in Residence 1992 to present

Batesville Middle School and Batesville High School.

Exhibitions

Talbott St. Art Fair, Indianapolis, IN.

Cincinnati Flower and Garden Show, Cincinnati, OH.

Pyramid Hill Art Show, Hamilton OH

Schwestern Art Gallery, Oldenburg, IN.

Walnut St. Guild Art Gallery, Batesville, IN

Collections

George Hillenbrand – Batesville, IN

Claire and Al Sherman – Batesville, IN

Commissions

Hamilton Co. Park District, Cincinnati, OH Theme Gates, Children's Garden

Bibliography

Article on Internet – www.TheOneRing.net 4-25-04, Cincinnati Flower Show

Awards and Honors

2000 R.R.A. Community Arts Show, Batesville, IN

First Place

2000 Cincinnati Horticultural Society, Cincinnati, OH

Best Creative display

2003 R.R.A. Artist in Education Award, Batesville, IN

Affiliations

Rural Alliance for the Arts, Batesville, IN

Southeastern Indiana Friends of the Arts, Rising Sun, IN

Education

IVY TECH - Welding Technology

**RESOLUTION TO ADOPT
CITY OF RISING SUN 457 PLAN**

This City of Rising Sun 457 Plan (hereinafter referred to as "The Plan") is hereby adopted by the Rising Sun City Council (hereinafter referred to as "The Employer").

WHEREAS, the Employer establishes this Plan to enable employees who become covered under the Plan to enhance their retirement security by permitting them to enter into agreements with the Employer to defer compensation and receive benefits at retirement, disability, separation of employment, death, and/or for financial hardships due to unforeseeable emergencies; and

WHEREAS, the Plan shall be maintained for the exclusive benefit of Plan participants and their beneficiaries, and is intended to comply with eligible deferred compensation plan requirements of the Internal Revenue Code of 1986, as now in effect or as hereafter amended, and regulations there under, and other applicable law.

NOW, THEREFORE, the Employer does hereby adopt the Plan as set forth in the following pages:

RESOLUTION NO. 2004 - 14

IN THE MATTER OF ESTABLISHING/ADDING A DEFERRED COMPENSATION PLAN FOR THE CITY OF RISING SUN, INDIANA

WHEREAS, the City of Rising Sun has considered the establishment of a Deferred Compensation Plan to be made available to all eligible employees, elected officials and independent contractors pursuant to Section 457 of the Internal Revenue Code permitting such plans; and

WHEREAS, certain tax benefits could accrue to employees participating in said Deferred Compensation Plan; and

WHEREAS, such benefits will act as incentives to employees to set aside and invest a portion of their income, on a tax deferred basis, to meet their future financial requirements and supplement their retirement and Social Security (where applicable); and

WHEREAS, by adoption of this Deferred Compensation Program through American United Life Insurance Company (AUL), Indianapolis, IN, endorsed by Indiana Association of Cities and Towns (IACT), administrative responsibilities are hereby assumed by AUL on behalf of the City of Rising Sun; and

WHEREAS, at the date of this resolution, the City of Rising Sun adopts and a new Deferred Compensation Plan document in order to provide the City of Rising Sun with a 457 product offered through American United Life Insurance Company, Indianapolis, IN.

NOW, THEREFORE the City Council for the City of Rising Sun does hereby resolve as follows;

The Rising Sun City Council meeting in regular session hereby adopts the AUL Deferred Compensation Plan and hereby establishes the City of Rising Sun Deferred Compensation Plan for the employees, elected officials and independent contractors.

The Council further resolves that the plan is for the benefit of all employees. Changes in the deferral amounts once established may only be changed at the discretion of the Office of the Clerk-Treasurer and/or the City of Rising Sun payroll administrative office.

It is hereby further ordered that a true copy of this Resolution be placed into the records of the City of Rising Sun's minutes as of this date June 3, 2004.

NAY

Gerald Brown

Michael Padgett

Stephanie Scott

Gene Siekman

Steve Slack

AYE

Gerald S. Brown
Gerald Brown

Michael Padgett
Michael Padgett

Stephanie Scott
Stephanie Scott

Gene Siekman
Gene Siekman

Steve Slack
Steve Slack

This Resolution approved and signed by me on the 3 day of June, 2004

William A. Marksberry
William A. Marksberry, Mayor

ATTEST:

Rae Baker Gipson
Rae Baker Gipson, Clerk-Treasurer

RESOLUTION 2004- 15

AN EMERGENCY RESOLUTION PROVIDING FOR THE TRANSFER OF APPROPRIATIONS FOR SEVERAL DEPARTMENTS OF THE CITY OF RISING SUN, INDIANA, FOR THE YEAR 2004, AS REQUIRED BY THE DEPARTMENT HEADS AND FORWARDED TO THE COMMON COUNCIL FOR THEIR ACTION AND PASSAGE PURSUANT TO IC 6-1.1-18-6

WHEREAS, Certain extraordinary conditions have developed since the adoption of the existing annual budget for the year 2004 and it is now necessary to transfer appropriations into different categories than was appropriated in the annual budget for the various functions of the several departments to meet the emergencies.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF RISING SUN, INDIANA THAT:

SECTION 1. For that expenses of the City Government, the following appropriations are hereby transferred and set apart out of the funds hereinafter named for the purposes specified, subject to the laws governing the same, such funds herein transferred unless otherwise stipulated by law.

SECTION 2. Where it has been shown that certain existing appropriations have obligated balances, which will be available for transferring as follows:

Riverboat
Council

\$ 10,000.00	From	Council Special Projects	To	Community Special Event Funding
\$300,000.00	From	Riverfront Phase 3	To	Riverfront Phase 3B
\$500,000.00	From	Council Special Projects	To	Riverfront Phase 3B
\$810,000.00		Total Transfer		

Adopted this 3rd day of June 2004.

NAY

AYE

Donna Dubin
Mik. Padgett
Steve Shaul
Paul J. Brown
Stephen Scott

Rae Baker Gipson

Attest: Rae Baker Gipson
Clerk Treasurer

William A. Marksberry
William A. Marksberry, Mayor