

COMMON COUNCIL MEETING-SPECIAL
AUGUST 19, 2010
TIME: 7:00 P.M.

Present: Mayor Gary Herbert, Helen Gardner, Darrell Poling, Jamie Cain, Bill Wenning and Herb Hunter.

Pledge of Allegiance was recited.

Roll call was taken with all present.

RE: Engage Legal Counsel pursuant to IC 36-4-6-24.

Mayor Herbert stated no agenda was prepared by Council and the item to be discussed is Council retaining an attorney.

A Council member stated that Council did not take an official vote at the last meeting to hire an attorney and another Council member stated it was more of a neutral opinion.

Motion by Helen Gardner and seconded by Jamie Cain to take a vote of not hiring an outside attorney and Herb Hunter asked the wording be amended to read: would Council like to hire an attorney? Wording was amended to read would Council like to hire an attorney? Ayes Herb Hunter and Bill Wenning. Nays Jamie Cain, Darrell Poling and Helen Gardner. Passed that the Council will not hire an attorney.

The Council held in depth, discussion about hiring two attorneys or not to hire any attorneys. The attorneys that were in question of hiring were Steve Taber from California and James Ammeen from Indianapolis. Mr. Taber was on the conference phone and Mr. Ammeen was present.

A council member brought up that he would like to see this come to a close and be put to an end tonight.

Mayor Herbert allowed the two attorneys and public to speak, but stated there .would be a time allowance of two minutes.

A Council member wanted to clarify the FAA 95%. It is a user tax and that is not the same as property tax. Only the people that fly to somewhere pay this. The majority of people are not paying this and it is all over not just Indiana.

Mayor Herbert stated that he has had an e-mail from Melanie Myers and the FAA does not want to get in the middle of these two groups.

There is an FAA meeting at French Lick, October 14th at 1:30. Two Council and two BOAC members can attend.

A question was asked what the time line is of this project.

Bill Ernstes responded that he does not know of any deadline per say. They do not know how soon the environmental study will be done. The whole project is over twenty (20) years. There will be a final of the Environmental and then there will be meetings and questions can be asked and those will be sent back to the FAA.

City Attorney responded that Council will have over site of financial such as bonds. He answered the question about the extended wording in sub section A & B and he will look at the statute and give his interpretation.

Meeting adjourned at 8:07 P.M.

Presiding Officer: _____
