

**New Carlisle Town Council  
124 E. Michigan Street, New Carlisle, Indiana  
Special Meeting – April 7, 2010, 9:00 AM**

Vice President Colpitts called the meeting to order with Council Member Mell, Council Member Groves, Council Member Gelow and Clerk-Treasurer Sue Moffitt present. President Higgins was absent. Also in attendance were Andrea Halpin, Chuck Leone, Candie Drake, Jim Ford and Augie Mauer.

Pat Cummings summarized the following regarding the viaduct:

- Ownership is not established
- We need determination on amount INDOT is willing to spend in addition to pump already repaired.
- Replacement cost of remaining three pumps would be \$99,000 compared to a cost of \$60,000 to repair existing pumps.

Andrea Halpin and Chuck Leone presented an outline of various points of topics to discuss.

Chuck stated that one key issue is ownership of the pumping station.

Vice President Colpitts suggested the creation of a storm sewer utility to help with costs of maintenance.

Council Member Groves questioned the necessity of an agreement. Mr. Leone replied that we would need something in writing to be able to obtain the funds being offered by OCRA.

Augie stated that he feels an 80/20 split of costs would be fair as he estimates roughly 20% of water entering the viaduct is coming from town streets.

Council Member Groves motioned that the Town of New Carlisle enter into an agreement with INDOT regarding the viaduct. The motion was seconded by Council Member Mell and passed with a vote of 4-0.

The counter proposal prepared by Chuck and Andrea was reviewed and changes to that agreement were suggested as follows:

- Ownership inconclusive
- Change repair of pumps to purchase new pumps and include specs

There was discussion involving the type of pump to be requested and Mr. Leone suggested that we could add "Exhibit A" to reference the pumps.

Further changes included the following:

- Change Article 1 1.04 from installed panel to receipt of a funding secured letter from OCRA before new pumps are installed. This condition would, therefore, already be met.
- Change 1.06 to read 90/10 as Town's share of responsibility.

Andrea expressed concern reference of pipes.

Augie stated that INDOT should be responsible for influent pipes into the pump station and the Town would be responsible for affluent pipes. He added also that there is inadequate draining and that INDOT should be responsible for metal grates.

- 2.05 would be changed to allow access by the Town without a permit from INDOT for the control panel.
- 3.02 would be changed to read “should not exceed replacement cost of four pumps”.

Chuck and Andrea will prepare the counter-proposal with the requested changes and send to the Council prior to Tuesday’s meeting for review. The final document can then be voted on at the April 13<sup>th</sup> meeting and forwarded to INDOT.

Andrea asked that we recognize that INDOT will likely return the agreement with additional changes.

Chuck will contact the INDOT attorney and inform him that we will be sending a counter-proposal.

Bill Gumm suggested that a portable pumping system be brought in by INDOT to be used in the interim until the project is complete.

Vice President Colpitts asked for a voice vote on changes to the agreement. The vote was 4 aye and 0 nay.

Council Member Groves motioned to adjourn the special meeting. Motion seconded by Council Member Gelow and the meeting was adjourned at 10:20 AM.

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Carolyn Higgins, Council President

Attest:

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Susan I. Moffitt, Clerk-Treasurer