

New Carlisle Town Council
124 E. Michigan Street, New Carlisle, Indiana
General Meeting, November 13, 2018, 5:06 PM

President Carter called the meeting to order at 5:06 with Council Member Rypma, Council Member Budreau, Council Member Kauffman and Clerk-Treasurer Susan Moffitt present. Council Member Vermillion was absent.

Also in attendance were Jared Huss, Andrea Halpin, Cal Dittmar, Bob Middlebrook, Perry Hinton, Samantha Rush, Daniel Caruso and Jack Daly.

Minutes

Council Member Budreau moved to accept the minutes of the October 23, 2018 Special Meeting, General Meeting and Special Meeting #2 as written. The motion was seconded by Council Member Kauffman and passed 4-0.

Visitor Comments

- Jack Daly

Mr. Daly stated that a friend in the know says that the IEC agreement has a provision that if the IEC should pollute the aquifer they are subject to only to \$250,000 in fines and that the provision goes away after three years. Mr. Daly expressed his concern that the representative from the board is not participating.

- Dan Caruso

Mr. Caruso stated that he is concerned about how swiftly things are moving out in the farmland as well and asked that the elected representatives take an official position as to what is acceptable out there. He has heard that they are going from light to heavy industrial in that area. He is not against jobs or growth but what type of employment is of concern. He wants to be certain they aren't going to poison the water and air and also that landowners do not have their land taken by eminent domain. He feels that we are the cash cow and would like the town to take a position.

Council Member Rypma asked if Mr. Caruso has approached his county commissioner and Mr. Caruso replied that he has spoken with Dave Thomas.

Employee Reports

- Chief Dittmar

Chief Dittmar reported that the recruit has passed everything and will be graduating this Friday.

- Attorney Andrea Halpin

Andrea reported that the unsafe building issue is finalized and ready for the hearing. She has handled some public records requests and also had an angry citizen contact them because they felt the town hall wasn't taking their calls. The town offices were closed that day in observance of Veteran's Day.

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Andrea has begun work on the intergovernmental contracts and received information regarding updating those for 2019.

- Engineer Jared Huss

Jared informed the Council that the 2018 Community Crossings list came out and unfortunately we did not make that list. St. Joseph County, the City of South Bend, the City of Mishawaka and Elkhart also did not. We were encouraged to submit again in January of 2019, which is the first of two rounds next year. If we do submit in January and are approved we can move forward with those projects next year.

The 2018 Community Crossings Grant Projects are complete and under budget. Closeout documents are due December 15th and Jared and Sue will work on those.

A walk through of the 2018 Sidewalk Project is scheduled for November 27th.

We met recently with Donohue and Umbaugh as relative to the old water treatment facility. We need to make sure we are maintaining that and have engaged both Umbaugh and Donohue and asked them to put together two different contracts.

Jared reports that there are two new county grant opportunities and he will meet with John to look closer at them.

As discussed, the sub-consultant agreement has been adjusted to the agreed upon amount.

Jared will bring the 2019 Engineering contract for the next meeting as well as the 2019 Sidewalk Project design contract. Ken asked if the water services will be replaced during next year's project as well and Jared responded that they will if necessary.

LFA supplied a contract to Kevin Warren for survey work in the Weis Homes Subdivision.

Documents for the right-of-way purchase are ready for approval tonight for the Loop property.

The County is going for the third leg of a grant to provide fiber optic to the area. This will provide more availability for connectivity to internet providers for the Town as well which is something that we currently do not have and have struggled with.

Old Business

- Security System Approval

President Carter reports that at the last meeting we had two bids for security systems for the town hall. Fourway has rewritten their proposal to reduce the price because most of the badge scanning equipment can be upgraded and will not need to be replaced. President Carter asked if we can move forward with Fourway's proposal.

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Council Member Rypma motioned to move forward with Fourway Computer Products quote not to exceed \$10,713.15. The motion was seconded by Council Member Budreau and passed 4-0.

- Approval of Agreement for Arch Street Right-of-Way

Documents were signed for the Arch Street Right-of-Way.

New Business

- Electric Discussion for 126 W. Front Street

John had provided copies of a letter from the homeowner requesting reimbursement for costs incurred when his home experienced a power surge. Perry briefly explained that a neutral was hooked to the water service at this address so when the line was cut during the sidewalk project, the person was shocked. Perry stated that he shut off water service so that they could continue working and explained that the neutral should not be hooked to water line. The homeowner has submitted a bill for \$1,100 with \$900 being for labor. Perry explained that in years past it was quite common for home owners to hook the neutral to the water service.

Andrea asked if the condition of the electric components are up to current code. Perry responded that were not because only half of the neutral was attached to the meter base. He stated that the homeowner is saying that because there were splices on the pole that is what caused the issue but he has tested the splices and they all test fine so he does not feel we are responsible.

President Carter asked if splicing into the meter box was the Town's responsibility and Perry replied no, only to the top of the meter base.

Perry stated that when it all came down to be fixed he did his stuff and they replaced their meter base and that basically if you only hook up half of your wires you aren't going to have a good ground.

No action was taken by the Council at this time.

- Approval of purchase of John Deere Front End Loader

Council Member Rypma explained that he spoke with John who has found a very good deal on this. It is used and has fewer hours than the last one at a much lower cost and they will take two trade ins. John would like to trade in both the John Deere 643C and the 310C. The company will provide a warranty for the first 3000 hours.

Council Member Rypma moved to accept the invoice for the four wheel drive front-end loader at a cost not to exceed \$108,500. The motion was seconded by Council Member Budreau and passed 4-0.

- Discussion regarding Proposed Daycare at 117 Wintergreen Drive.

Bob Middlebrook explained that the homeowner wants to put a daycare in at her home and she can do this by special exception. Area Plan suggested that we may want to look at this and possibly set some restrictions such as parking and hours before it goes before the BZA and is on their agenda. Bob reports that it will be sent to the Council for final approval but we may want to send any recommendations to AP now before it goes before the Board of Zoning Appeals. President Carter feels that we should include whatever the state guidelines are and also approval of the neighbors. Bob stated that neighbor approval is required by the BZA. Andrea will review the proposal.

Resolutions and Ordinances

- Ordinance #1369 – An Ordinance Regulating Parking, Stopping and Standing in the Town of New Carlisle

President Carter read Ordinance #1369 by caption only for the third reading.

Council Member Rypma moved to adopt Ordinance #1369 as written. The motion was seconded by Council Member Kauffman and passed 4-0.

- Ordinance #1371 – A salary ordinance for Elected Officials of the Town of New Carlisle

President Carter read Ordinance #1371 by caption only for the first reading.

Council Member Budreau moved to waive the rules to allow for the adoption of Ordinance #1371 on the day of introduction. The motion was seconded by Council Member Kauffman and passed 4-0.

President Carter read Ordinance #1371 in entirety for the second reading.

President Carter read Ordinance #1371 by caption only for the third and final reading.

Council Member Rypma moved to adopt Ordinance #1371 as written. The motion was seconded by Council Member Budreau and passed 4-0.

Council Reports

Council Member Budreau

Council Member Budreau thanked Bob Middlebrook for his service in Vietnam.

Council Member Rypma

Council Member Rypma congratulated Samantha who is here tonight on her election to the Council.

President Carter

President Carter wished everyone a safe and happy Thanksgiving

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Clerk-Treasurer's Report

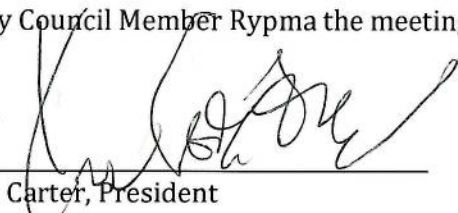
Sue reports that the Town is now required to adopt our salary ordinance by December 31 and asked for Council direction so that the ordinance for 2019 can be prepared and adopted by the end of the year. President Carter stated that two department heads had informed him that 2% was budgeted and he feels it should be across the board. Sue stated that there is an employee in her office that she will recommend an additional increase for as she feels it is much deserved and raises are not scheduled for them as they are in other departments. The salaries in their office still fall within the pay scale set in 1998 and have not been updated as the other departments have.

Bills to be Paid

Council Member Budreau moved to pay all bills as presented. The motion was seconded by Council Member Rypma and passed unanimously.

Adjournment

Upon a motion by Council Member Budreau and second by Council Member Rypma the meeting was adjourned at 5:42 PM.



Ken Carter, President

Attest:



Susan I. Moffitt, Clerk-Treasurer