

**TOWN COUNCIL-GENERAL MEETING
124 E. MICHIGAN STREET NEW CARLISLE, INDIANA
TUESDAY SEPTEMBER 11, 2007 7:00PM**

President Hora called the meeting to order with Council Member Higgins, Council Member Colpitts, Vice President Vojtko, Council Member Mell, and Katie Keck present. Also in attendance were Pat Cummings, Attorney Bill Herrbach, Engineer Roger Nawrot, Tim Kaminski, Jimmy Ford Jr., Kenny Davis, Chris Antonucci, Steve Cooreman, Donna Schambee, and Robert Middlebrook.

Vice President Vojtko made a motion to accept the minutes of the August 3, 2007 Special Meeting as written, motion seconded by Council Member Mell, passed. Council Member Colpitts abstained.

Council Member Mell made a motion to accept the minutes of the August 28, 2007 Executive Session as written, seconded by Vice President Vojtko, passed.

Vice President Vojtko made a motion to accept the minutes of the August 29, 2007 Special Meeting as written, seconded by Council Member Mell, passed.

Pat reports the sewer project started yesterday on Wintergreen Road, the street project began today. In addition, the shingles have been ordered for the Town Hall roof, which will take about a week for delivery.

Pat report Dana Groves is working on the disc for the Master Plan. The disc that Eric from Purdue sent was an old one.

Council Member Higgins inquired about how binding is the Master Plan. President Hora explained the final draft comes to the Council for approval. This is also submitted to St. Joseph County Area Plan. Mr. Herrbach reports according to state statute the Town is required to have a Master Plan.

Mr. Herrbach prepared and presented the warranty deed that Bill Sutton has given his half of the alley to the Town between his business The Collections and the Town Hall/Marshal Department building. Council Member Colpitts made a motion for President Hora to sign the warranty deed, seconded by Council Member Mell, passed unanimously.

Pat informed the Council that CSI would be here this Friday to work on the Town's website.

Bill Herrbach reports he is preparing to amend the Building Contractor ordinance to include fines and fees for not obtaining a contractor registration.

Bill passed out info for a PUD ordinance.

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Bill prepared a rough draft for the green space ordinance.

Bill explained about Executive Sessions. The Council President can call an Executive Sessions and/or if there is a majority of votes from the Council Members.

Council Member Mell inquired of the Café Ordinance. Bill reports he prepared a draft a few months ago and needs the Council guidance.

Vice President Vojtko inquired of cell towers a few years ago and feels an ordinance should be in place. Bill explained that cell towers are now regulated by the state, height requirements and where these can be put up. Bill will check more about the laws.

Roger presented a copy of the letter he sent at Council's request to INDOT in reference to County Line Road and US 20. The letter contained requesting to reduce the existing forty-five mile an hour speed to thirty-five miles per hour and marking the lanes for directional usage.

Kenny Davis inquired about the agreement for the ambulance department. Bill will look into this.

Council Member Mell made a motion to waive the rules of Ordinance #1183 approval of Employee Handbook. President Hora read Ordinance #1183 by caption only. Council Member Mell made a motion to pass Ordinance #1183, seconded by Vice President Vojtko, passed unanimously.

Steve Cooreman reports about subdivision issues for Wintergreen Meadows. Steve inquired about the electrical and asked if AEP could take over this subdivision. The council agreed this was annexed into the town and this is the town's electric. Steve expressed concerns with the electric coming from the town this is the first time he has had to pay upfront to approximately \$70,000.00 to \$80,000.00. He will now need to increase the price of his lots to compensate for these added expenses. Steve asked if the town makes a profit off electric. Pat explained that the town has an agreement with AEP to purchase electric. Therefore, the town provides the electric to our residents. The town maintains and repairs the electric.

After a discussion, Pat informed Steve that the Town is paying for the three-phase and Robert Henry Corp will bill the Town.

Also discussed was the sewer for Wintergreen Subdivision. Pat and his employees will inspect the sewer on Wintergreen Road. A permit must be in the town's name.

Council Member Colpitts motioned to give Roger the authority of the Wintergreen secondary agreement, seconded by Council Member Mell, passed.

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Mr. Cooreman inquired of the sewer easement of Bart Bales property on West Michigan Street. Roger reports he would need to know the acres, the utility easement perimeter, and other things. The Council will review Mr. Bales plans when they are presented.

Vice President Vojtko motioned to hold trick or treat on Wednesday, October 31, 2007 from 5:00pm to 7:00pm Town time, motioned seconded by Council Member Mell, passed unanimously.

President Hora read Ordinance 1178 to amend Fines and Fees regarding the Town Code for Civil Penalties for the third and final reading. Council Member Mell motioned to pass Ordinance #1178, seconded by Council Member Higgins, passed unanimously.

President Hora read Resolution#07-09-11-01 Petition to Appeal for an Increase to the 2008 Maximum Levy. Vice President Vojtko motioned to pass Resolution#07-09-11-01, motion seconded by Council Member Colpitts, passed unanimously.

President Hora read Resolution#07-09-11-02 Marshal Department Municipal Equipment Lease Agreement. Council Member Colpitts made a motion to pass Resolution#07-09-11-02 seconded by Council Member Mell, passed unanimously.

Vice President Vojtko inquired of the odd/even parking. Since Marshal Brown was not at this meeting, Vice President Vojtko will inquire at the next meeting.

Council Member Mell made a motion to pay the bills, seconded by Council Member Colpitts, passed unanimously.

Vice President Vojtko motion to adjourn, motioned seconded by Council Member Colpitts, passed. The meeting adjourned at 8:55pm.

Steve J. Hora, Town Council President

Attest: _____
Cathy (Katie) Keck, Clerk Treas.