

New Carlisle Town Council
124 E. Michigan Street, New Carlisle, Indiana
General Meeting, August 11, 2009

President Higgins called the meeting to order with Vice President Groves, Council Member Mell, Council Member Colpitts, Council Member Gelow and Clerk-Treasurer Sue Moffitt present. Also in attendance were Roger Nawrot, Bill Herrbach, Tom Baker, Bob Middlebrook, Mary Ann Swope, Pat Cummings, Jason Quirk, Augie Mauer and Doug Glon.

Minutes

Vice President Groves moved to accept the Minutes of the July 28, 2009 General Meeting as written. Motion seconded by Council Member Gelow and passed unanimously.

Employee Reports

Tom Baker:

- Reminder to all that school is back in session. They have set up the radar trailer on Michigan Street for use this week.

Bob Middlebrook:

- Reference 201 E. Michigan Street: They have been sent a warning letter and he would like to begin fining as they remain non-compliant and the building renovation remains incomplete. The Council expressed complete backing of Bob on this issue.

Bill Herrbach:

- Will compare the fence ordinance drafted recently with the new zoning code recently completed by Area Plan and Baker & Daniels.

Roger Nawrot:

- Gave the Council a brief history of the Wintergreen Meadows property:

2005 Steve Mellinger approached the Council and wanted to annex the Zahl property, presenting the plat for Stonebride Subdivision. This plan was used to figure the cost and feasibility plan for annexation by the Town prior to annexation.

Once annexed Mr. Cooreman became a partner

2007 Mr. Cooreman presented a drainage plan basically the same. Long cul-de-sac lots proposed were an issue for both Roger and Pat as they are difficult to deal with for emergency response, utility issues and plowing.

Sept. 2008 Mr. Cooreman only wants to plat along Dunn and one internal street.

Now, according to the most recent drainage plan, he wants the one internal street to end in a cul-de-sac with three large lots at the end.

The thoroughfare plan in the Comprehensive Master Plan that was passed by the Council does not correspond or even come close to this plan. There are also issues regarding the storm sewer running down the street.

Roger recommends not approving the plan. Area Plan will back the Town on any decision the Town makes providing any legal costs are born by the Town.

Roger reminded everyone that one 5 acre parcel, as proposed, would take the place of 10 normal size lots.

Council Member Colpitts moved to instruct Roger to prepare a letter to Mr. Cooreman stating the proposed plan does not conform to the Thoroughfare Plan or Utility Plan in the Comprehensive Master Plan.

Council Member Colpitts amended the motion as follows: moves to instruct Roger to prepare a letter to Bob Palm stating the proposed plan does not conform to the Thoroughfare Plan or Utility Plan in the Comprehensive Master Plan. Copies of the letter should be sent to Steve Cooreman, Area Plan and the Council.

The amended motion was seconded by Vice President Groves and passed unanimously.

Pat Cummings:

- The Town did not get Group 4 Funding applied for. Pat has contacted MACOG and wants to meet with INDOT as soon as possible as we did exactly as instructed in applying for this funding and are now told this project does not meet the requirements for a Group 4 Project. President Higgins will attend this meeting with Pat.
- The Town will receive \$75,000 in Stimulus Funds for replacement and installation of all Town traffic signs to conform to current regulations.
- Asked to meet with two Council Members to go through the new zoning ordinance. He met with Area Plan Director, John Byorni, yesterday and has gone through the entire ordinance. Vice President Groves and Council Member Mell will meet with Pat. They will then make recommendations to the Council.

Council Reports:

President Higgins:

- Joe Laureys would like to discuss a variance on the sidewalk in front of his store. He says that the State will not allow him to put the sidewalk where the Town has

asked that it be placed. At the January 27th meeting a motion was made that no occupancy permit be issued until the sidewalk is complete.

Roger stated that he needs to file a permit with the state for construction in the right-of-way. If the permit is denied he can approach the Town at that time as ordinances are in place requiring sidewalks.

Pat stated that we have bent over backwards to help and we have an ordinance that needs to be enforced.

Pat will inform Joe that he needs to file the formal permit for construction in the right-of-way for the sidewalk. If rejected, Pat and Roger will look at alternative sites for the sidewalk.

Council Member Mell:

- At the February 24, 2009 meeting, Bart Bales told the Council that he would be planting grass and trees on his property at 748 W. Michigan Street in the spring. As of today nothing further has been done.

Roger stated that the end date for the erosion control permit has passed and all land moving activity should have ceased by that time. The land should be cleaned up and maintained with seeding done in bare spots. Bob Middlebrook will address this with the property owner.

Open foundation excavation at the property on South Filbert Street was addressed as well and Bob Middlebrook will look into this.

Public Comment:

Mary Ann Swope: Would like to see more signs as truck traffic remains terrible.

Bob Middlebrook: Asked about the progress on the landlord/smoke detector ordinance. Bill Herrbach will put this in ordinance form for the next meeting.

Doug Glon: Expressed thanks to the Council for stopping the requested change in the Wintergreen Meadows subdivision.

Augie Mauer: Questioned power scooters being allowed.

Chief Tom Baker stated that operators of these scooters must be 15, have a state issued ID card and wear a helmet.

Augie asked if golf carts are legal on Town streets.

Recent state legislation has changed restrictions regarding golf carts. Operation of golf carts is no longer allowed on highways or streets unless the town or city passes a local ordinance allowing their usage within its jurisdiction. The Town will look into golf cart ordinance requirements.

Bills to be Paid

Council Member Mell moved to pay all bills as presented. Motion seconded by Vice President Groves and passed unanimously.

Adjournment

A motion to adjourn was made by Council Member Mell and seconded by Vice President Groves. The meeting was adjourned at 8:10 p.m.

Carolyn Higgins, Council President

Attest:

Susan I. Moffitt, Clerk-Treasurer

Approved 8./26/2009