

**New Carlisle Town Council**  
**124 E. Michigan Street, New Carlisle, Indiana**  
**General Meeting – March 24, 2010**

President Higgins called the meeting to order with Vice President Colpitts, Council Member Mell, Council Member Groves, Council Member Gelow and Clerk-Treasurer Sue Moffitt present. Also in attendance were Chuck Leone, Roger Nawrot, Pat Cummings, Ken Davis, Tony Bellegante, Bob Middlebrook, Mary Ann Swope, Skye Schelle, Augie Mauer, Jason Quirk, Cal Dittmar, Tim Kaminski and Shallum Furbush.

**Minutes**

Council Member Mell motioned to approve the minutes of the February 23, 2010 General Meeting as written. Motion seconded by Council Member Groves and passed unanimously.

**Employee Reports**

Chuck Leone

- Expressed concern regarding information and access to public records. He has put together a rough draft request for information form as well as a procedure sheet to follow and copies were distributed to the Council for review. He reports that a good percentage of records are disclosable. Although HB1075 did not pass this year, it was written to make individuals liable for errors in public access

The Council asked that Chuck proceed with the request for information form and procedure sheet.

Roger Nawrot

- Recently met with Pat for work on the new subdivision ordinance.
- Will be out of town 4/2-4/12.

Pat Cummings

- The Long Term Sidewalk Plan will be ready for the April 13<sup>th</sup> meeting.

The Council asked the status of the sidewalk at Groceries by Joe. Pat replied that, in his opinion, we should release Joe's bond.

A lengthy discussion on sidewalks followed.

- Pat presented the Project Coordination Contract for the TE project for Council approval tonight.

Ken Davis

Demonstrated the limitations of the stretchers currently used by the ambulance department as well as features of a new stretcher created by Stryker. These new stretchers are equipped with an electronic lift and can be used for patients up to 500 lbs. Cost for the Stryker cots is \$12,900

each but Ken would be able to obtain them for under \$12,000 and would like to purchase two of these cots from the ambulance capital fund.

Vice President Colpitts motioned to approve the purchase of two Stryker cots to be paid from ambulance funds. The motion was seconded by Council Member Mell and passed unanimously.

Augie Mauer

- Reports a problem on Marvel Lane with a 20,000 to 25,000 gallon per day sewer flow increase. Bob has determined the home that is the problem and spoke with the homeowner. This was unintentional on the part of the homeowner and has been corrected.

### **New Business**

- Skye Schelle of the Alliance of Rural Water

Skye Represents AIRW, a non-profit organization that offers assistance to small communities at no cost and has been working on updating the Town's Wellhead Protection Plan which is required by IDEM.

He has updated the Potential Contamination List and notes that the primary source of water contamination would come from agricultural land.

He commended the Town for knowing our water sources and FOR our efforts to protect our groundwater, citing the coal gasification plant that was voted down as an example.

Has compiled and updated most of the information for submittal to IDEM and will update anything further that IDEM requests.

- **Ordinance #1223** – An Ordinance deleting Chapter 10, Article 15 Development Thoroughfare Plan Ordinance and Repealing and Replacing Chapter 10, Article 16 Subdivision Regulations of the New Carlisle Town Code.

President Higgins read Ordinance #1223 by caption only for the first reading.

There was a brief discussion on the changes made to sidewalk requirements with this new ordinance. It would require property owners purchasing adjoining lots to install sidewalks on the additional lot.

Council Member Mell moved to send Ordinance #1223 to Area Plan for Public Hearing and approval.

The motion was seconded by Council Member Groves and passed unanimously.

- INDOT Memorandum of Understanding (MOU)

This MOU was received by Chuck and Andrea this afternoon and forwarded to the Council for review.

Carolyn expressed concern regarding the wording of this document, noting 2.07 which assigns responsibility for the lift station to the Town in perpetuity

Vice President Colpitts stated this is an agreement that INDOT wants us to sign. He feels that this was all set up prior to the meeting last Friday with INDOT, MACOG and OCRA. OCRA was in attendance to offer their assistance with 90-10 funding and have already issued a Letter of Commitment to the Town for this funding.

At that meeting it was discussed that we do have an immediate problem in that Jason previously determined that the control panel is unsafe and has disconnected power. INDOT has been informed that we will not reconnect power until this panel is replaced or repaired. Stacy Flick of INDOT stated at that meeting that INDOT will no longer send anyone to fix the pumps or controls at the viaduct either.

Mr. Leone has reviewed the contract and feels it contains basics but also seems to include other requests for concessions.

Vice President Colpitts suggested that a Storm Water Utility could be formed and residents could be billed accordingly.

There was discussion on different aspects of the MOU.

Roger suggested adding that INDOT grant the Town the right to build overflow pipe in the US 20 right-of-way from the viaduct to the Niespodziany Ditch

Augie Mauer stated that it is a federal highway and questions why we need to own it and why it is the responsibility of a small town of 1500 people to fix it.

At this point there is no proof of ownership. Mr. Leone stated that he does believe ownership of the lift station is important.

The Council directed Chuck to work on a counter-proposal to the INDOT Agreement.

- CEDIT Plan

Sue reports that a two year CEDIT Plan needs to be filed with the St. Joseph County Treasurer. As was previously discussed, CEDIT monies could be used for sidewalks. Sue suggests that the two year CEDIT Plan designate CEDIT monies be used for implementation of a sidewalk repair and replacement plan.

Vice President Colpitts motioned that we submit a two year CEDIT Plan designating CEDIT monies for the implementation of a sidewalk program. The motion was seconded by Council Member Mell and passed unanimously.

### **Council Reports**

Council Member Gelow

- Would like an apprentice lineman position to be posted in-house for one week.

Council Member Gelow motioned to post the apprentice lineman position internally for one week. Motion seconded by Vice President Colpitts and passed unanimously.

Vice President Colpitts

- It has been brought to his attention that the Marshal's 1995 vehicle has been breaking down weekly and we have spent thousands on repairs. After speaking with Sue, it was determined that we have enough money in the Public Safety LOIT Fund to purchase one car outright. An additional appropriation would be required.

Vice President Colpitts motioned to purchase one new car outright from Public Safety LOIT Funds by additional appropriation. The motion was seconded by Council Member Mell and passed unanimously.

### **Clerk-Treasurer Report**

- The Town's 2010 Budget has been approved.
- Our AV has increased 12.6 % from approximately 142 million to approximately 160 million reducing our tax rate by 16%.

### **Public Comment**

Jason Quirk

- Feels it is unfair to taxpayers to pay for electric to run a lift station for INDOT and that INDOT is dumping clogged drain lines and the lift station on the Town.

### **Bills to be Paid**

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

**Adjournment**

Vice President Colpitts motioned to adjourn the meeting. The motion was seconded by Council Member Mell and the meeting was adjourned at 8:50 p.m.

Carolyn Higgins, Council President

Attest:  
Susan I. Moffitt, Clerk-Treasurer