

New Carlisle Town Council
124 E. Michigan Street, New Carlisle, Indiana
Emergency Special Meeting - March 29, 2010, 3:00 PM

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 Roger Nawrot, Andrea Halpin, Pat Cummings, Bill Gumm, Augie Mauer and Jason Quirk.

President Higgins turned the meeting over to Vice President Colpitts.

Vice President Colpitts reports that Pat Cummings spoke with Dan Akin, a former town engineer who informed him that there is no written agreement on the viaduct. Money for funding the viaduct project was secured by the Town.

Vice President Colpitts stated that there is a lot of pressure by various agencies to get this done.

Roger reports that he has also spoken with Dan Akin. He was told that this all began when two people were killed at the Arch Street RR Crossing and the railroad wanted to close that crossing. The Town's position was that because of flooding 10-12 times per year the viaduct would be closed and it was necessary to keep that crossing open. It was concluded, however, that the pump station was less expensive to pursue.

- There was a Railroad Agreement in 1982 granting the Town an easement. Dan also confirmed that the pump station was designed for a 10 year storm. What was experienced last September was a 100 year storm.
- The Town was the lead and sponsoring agent of the viaduct project.

Roger suggested that a storm water utility could be formed and INDOT could be charged for their portion of water.

Andrea reports that INDOT is federally mandated to handle some things regardless of ownership. She has reviewed and prepared a response to the INDOT Agreement. She will send suggested changes to all Council members with recommended changes in color for further discussion. She requests that everyone contact Sue with comments by Friday. If the majority of the Council is in agreement she will send the MOU with changes to INDOT. If there are too many differing opinions we will need to further discuss changes.

Augie Mauer stated that we are already going into the rainy season and he feels this will all come to a head following the second or third viaduct flooding.

Council Member Groves motioned to adjourn the meeting. Motion seconded by Council Member Mell and the meeting was adjourned at 3:59 PM.

Carolyn Higgins, Council President

Attest:

Susan I. Moffitt, Clerk-Treasurer