

**COMMON COUNCIL
TUESDAY, MAY 25, 2010
7:00 P.M.**

Mayor James Fleck – Present
Clerk Treasurer Rosie Coyle – Present
Attorney Lindsey Grossnickle – Present

Council members

Walter Crowder – Present
Nicole Penrod – Present
Don Sexton – Present
Roger Seymoure – Present
Dan Weigold – Absent

The Columbia City Common Council met in regular session with all members except Weigold present, Mayor Fleck presiding.

MINUTES Motion was made by Sexton to approve an overview of the May 11, 2010 meeting minutes as corrected, Penrod second the motion, all voted aye.

COMPLIANCE WITH STATEMENT OF BENEFITS – TEGHTMEYER PROPERTIES

Rosie Coyle reported they were in compliance with and were actually over what they submitted on their SB-1.

Motion was made by Crowder to accept the Teghtmeyer Properties LLC compliance as presented, Seymoure second the motion, all voted aye.

COMPLIANCE WITH STATEMENT OF BENEFITS – WARNER ELECTRIC – REAL PROPERTY 06/01/2002

Rosie Coyle reviewed the information submitted on the compliance form. She advised they were in compliance.

Motion was made by Sexton to find Warner Electric in compliance with respect to the real property filing on 06/01/2002, Penrod second the motion, all voted aye.

COMPLIANCE WITH STATEMENT OF BENEFITS – WARNER ELECTRIC – PERSONAL PROPERTY 06/01/2002

Rosie Coyle advised they were in compliance with what was filed on their SB-1.

Motion was made by Sexton to find Warner Electric was in compliance with respect to personal property dated 06/01/2002, Penrod second the motion, all voted aye.

COMPLIANCE WITH STATEMENT OF BENEFITS – WARNER ELECTRIC – PERSONAL PROPERTY 12/1/2006

Rosie Coyle advised this was a 5 year abatement. She stated they estimated 135 employees and were at 109.

Motion was made by Seymoure to find Warner Electric in compliance for their personal property installed as of 12/1/2006, Sexton second the motion, all voted aye.

COMPLIANCE WITH STATEMENT OF BENEFITS – OAKVIEW TOOLING Rosie Coyle advised this was a 10 year abatement. She stated they estimated 14 people and have 18. She advised they were in compliance.

There was some discussion on the estimated and actual number of employees.

Motion was made by Penrod to find Oakview Tooling in compliance with their statement of benefits as filed, Seymoure second the motion, all voted aye.

TRAIL EXTENSION Mark Green advised they received a \$30,000 grant from the Community Foundation for the trail extension project. He reported Lori Shipman finished and submitted a grant to the DNR and they came out to walk the area of the project. He hoped to get \$150,000 or more from the DNR. He explained the purpose for the trail was safety minded and to open up 20% of our citizens to the City.

FIRE MUSEUM Tom LaRue advised the asphalt at the museum was in and would start laying grass seed tomorrow.

LIFT STATION REPLACEMENT PROJECT Mike Cook reported they had a pre-bid conference this Thursday at 10:00 a.m. at City Hall. He thought there were 6 potential bidders and bid opening was scheduled for June 4.

ELECTRIC GRANT Larry Whetstone reported they received a \$249,504.00 grant for the installation of LED lights. He advised they would last longer and have an annual savings of approximately \$19,000 with just street lighting. Mayor Fleck reported it was a 100% grant.

BROWNFIELD GRANT Mayor Fleck reported there was progress with respect to the Brownfield application for the two \$200,000 grants. He explained in order to get the money released by July 1, we had to have an application in with our plan. He advised that was done and reviewed by the committee. He stated it would be sent to EPA for their review and then would be sent back with comments. He advised we would have until June 1 to get it submitted and if we do that there would be a good chance we would receive the money on July 1 which means we would be able to begin the selection for the consultant immediately and would be able to commence those studies for phase I and phase II.

EAGLE GLEN Mayor Fleck reported the area of the street they were having the wash out they cut out and rebuilt the soil. He advised the water was now routed to a catch basin by hole #1. He stated they had to wait for the base to settle and then they would patch it appropriately.

UTILITY SOFTWARE – ACCESS TO METER READS Rosie Coyle reported the electric and water departments could now call in and access meter reads for customers. She advised it was to view only.

SR 205 PROJECT Mayor Fleck reported they continue to move along on the Van Buren Street/ SR 205 project. He advised INDOT continues to set the standards on how we can conduct this. He stated we were not able to contact any landowners until the environmental study and archeological study had been completed and then they would give us the go as to when we can acquire easements. He advised the easements were primarily owned by the City or the library both of whom have indicated there would be no charge.

Roger Seymoure confirmed we were still working with Parkview on the funding. Mayor Fleck advised we were.

SRF CLOSING Rosie Coyle advised they met Friday regarding the closing on the SRF loan. She thought about June 2 we would get final approval and have the money available. Roger Seymoure questioned if that was for the Chauncey Street project. Rosie advised it was. Roger questioned how the OCRA grant would flow into it. Mayor Fleck advised it was separate and the checks would be separate so every time there was a payment there would be 2 payments. He advised OCRA goes directly to the grant administrator who then pays it on. Roger confirmed Region 3A was the administrator for the OCRA grant. Mayor Fleck advised that was correct. Rosie advised as soon as everything was done they were going to come meet with her to set up how it will all work.

ORDINANCE 2010-13: AMENDMENT TO SUBDIVISION ORDINANCE – 2ND

READING Motion was made by Seymoure to read Ordinance 2010-13 by title only, Penrod second the motion, all voted aye. Clerk Treasurer Rosie Coyle read Ordinance 2010-13 an ordinance amending the subdivision ordinance of Columbia City, Indiana – amending Chapter 4 requirements for improvements, reservations and design, sidewalks and curb ramps and Appendix A, figures of design details.

Motion was made by Crowder to make this second and final reading since it was administrative and to bring it into compliance, Sexton second the motion, all voted aye.

ORDINANCE 2010-12: AMENDMENT TO GOLF CART ORDINANCE – 2ND READING

Motion was made by Penrod to read Ordinance 2010-12 by title only, Seymoure second the motion, all voted aye. Clerk Treasure Rosie Coyle read Ordinance 2010-12 an ordinance amending Title VII, Chapter 73, Section 73.39 of the code of ordinances the City of Columbia City, Indiana.

Roger Seymoure confirmed the only change was adding brake lights. Mayor Fleck advised that was correct.

Motion was made by Seymoure to adopt Ordinance 2010-12 for second and final reading, Sexton second the motion, all voted aye.

ORDINANCE 2010-11: AMENDMENT TO ANIMAL CONTROL ORDINANCE – 2ND

READING Rosie Coyle asked to postpone approval of this.

Mayor Fleck advised the Board of Works had to make a decision regarding a gentleman that had too many animals and also had constrictor snakes which are not allowed in the City limits. He stated the Board gave him 2 additional weeks to get the snakes out of the City.

PARK DEPARTMENT Mark Green reported the Burnworth Pool would open this Saturday and then when school was out it would open up again. Mayor Fleck confirmed they were not opening the Kiddie Pool. Mark advised that was correct as there has been a significant leak there for years and they are not sure where the water has been going. He stated they formed a pool committee and they would be looking for input from the community for what they feel we need to do with the pool.

Walt Crowder questioned with the Kiddie Pool if it was a drain that was leaking or the pool itself was leaking. Mark advised the pool itself was leaking. Mayor Fleck advised the fear was that it was creating a cavity underneath and could cause a safety issue. Mark reported he has been to Nappanee's pool and their Kiddie Pool, which is identical to ours, has been closed for a number years for the exact same reason.

Roger Seymoure questioned if the large pool leaked at all. Mark advised they did not know.

ELECTRIC DEPARTMENT Larry Whetstone reported they have been working on the country lines in the Loon Lake and Old Lake area by replacing poles, transformers and PCB's. He advised they have been changing out old style insulators to the new style as part of their preventative maintenance program. He reported he received a letter from Chris Wheeler with IMPA regarding having them represent us with the IURC on the DSM Energy Management program and as of May 17 they accepted to represent the 10 communities involved. He also reported that the Tremble County generating station would be open and operating as of June 11. He advised this one was in Kentucky and there was another one in Illinois that was about 43% complete. He reported Terry and Mike Smith have been updating computers that were previously used by the police department to assist with their locates.

FIRE DEPARTMENT Tom LaRue thanked Larry for letting them use the bobcat to do the dirt work at the museum. He reported his department would be putting up flags at the graves of fallen comrades.

WASTEWATER DEPARTMENT Mike Cook reported they had a visit from the IDEM inspector and did not have any violations. Don Sexton questioned if they were surprise visits or scheduled. Mike advised they just show up but it does have to be between working hours. He reported they would be having a site visit with Bowen Engineering. He advised they were the contractors who were awarded the bid for the EQ Basin project. He reported he had another tour scheduled for an individual who was hosting a foreign exchange student interested in Civil Engineering.

ORDINANCE – POLICE DEPARTMENT PARKING Attorney Grossnickle questioned if Council had a chance to review the ordinance regarding limited parking spaces and designating certain spaces for the police department. She advised the way the ordinance reads now does not

make sense. Mayor Fleck advised he was discussing with Rosie and the Police Chief what the immediate needs were. He stated he also had a casual conversation with Walt regarding it.

ORDINANCE – EMERGENCY ROUTES Attorney Grossnickle advised she has been working on an ordinance for emergency routes and should have it ready for the next Council meeting. She stated this ordinance would not just be for parades but also could be used by the police and fire departments to reroute traffic in the event there was an accident.

Having no further business to discuss the meeting was adjourned.

Mayor James Fleck

Attest:

Clerk Treasurer Rosie Coyle