

APRIL 6, 2009

The regular meeting of the Common Council of the City of Angola, Indiana was called to order at 7:01 p.m. at City Hall, 210 North Public Square. Mayor Richard M. Hickman presided. Councilmembers Gary L. Crum, David A. Olson, Kathleen G. Armstrong, and Edward J. Nagle answered roll call. Councilmember David B. Martin was absent. Clerk-Treasurer Debra A. Twitchell recorded the minutes.

Present were City Attorney Kim Shoup, City Engineer Bill Boyer, Executive Secretary Suzy Adams, City Planner Julie Cole, Chief of Police Jon Parrish, Water Superintendent Dan Olis, and Deputy Clerk Tammy Onofrietti.

In addition, present were Jim Shilander of *The Herald Republican*, Jim Measel of WLKI, Adam Clark, Doug Schmucker, Stephen Rushfeldt, Garrett Day, Thomas McNicholas, Judy Rowe, Steven J. Mitchell, Susie Peck, Bernard Chevalier, Curtis Daniels, Kevin Hintz, Gary Nielander, Barbara Knights-Hale, and Fred Beck.

APPROVAL OF THE MINUTES

Councilmember Nagle moved to approve the Common Council public hearing and regular meeting minutes of March 16, 2009. Councilmember Crum seconded the motion. The motion carried 4-0.

PUBLIC HEARING

At 7:02 p.m., Mayor Hickman declared open the public hearing to present the Preliminary Engineering Report (PER) for water system improvements to be funded through the Indiana State Revolving Fund. Perre Burns of KERAMIDA, Inc. presented the PERF and stated the improvement consists of the cleanup of the former Dana Weatherhead facility located at 203 Weatherhead Street. The cleanup would principally be electrical resistive heating to remove trichloroethylene from the soil. A byproduct of trichloroethylene has been found in a City water well. The Indiana Department of Environmental Management estimates cleanup to be \$5.5 million. Five million dollars would be used for the soil remediation and the remainder for a polishing step and long-term monitoring. Council questions followed. There were no comments or questions from the public. Mayor Hickman closed the hearing at 7:17 p. m.

UNFINISHED BUSINESS

Ordinance No. 1304-2009, AN ORDINANCE AMENDING THE CITY OF ANGOLA, INDIANA CODE OF ORDINANCES, TITLE V. PUBLIC WORKS, CHAPTER 50, SOLID WASTE, was read by title and presented to Council for third and final reading. Councilmember Crum moved to approve. Councilmember Nagle seconded the motion, which carried 4-0.

Ordinance No. 1305-2009, AN ORDINANCE AMENDING THE CITY OF ANGOLA, INDIANA CODE OF ORDINANCES BY PROHIBITING PARKING ON CERTAIN STREETS AND ESTABLISHING A STOP INTERSECTION, was read by title and presented to Council for second reading. Councilmember Armstrong moved to approve. Councilmember Olson seconded the motion. Said motion carried 4-0. (Superior Street and Park Avenue)

Ordinance No. 1306-2009, AN ORDINANCE FOR FLOOD HAZARD AREA, was read by title and presented to Council for second reading. Councilmember Crum moved to approve. Councilmember Olson seconded the motion. Motion carried 4-0.

Ordinance No. 1307-2009, AN ORDINANCE REGULATING SOLICITATION OF MONEY FOR CHARITABLE PURPOSES AT CERTAIN STOP OR YIELD INTERSECTIONS, was read by title and presented to Council for first reading. Councilmember Armstrong moved to approve. Councilmember Olson seconded the motion. Discussion followed. Said motion carried 3-1. Councilmember Crum voted nay.

NEW BUSINESS

Bids for the Public Safety Building brick repair were opened by Chief of Police Jon Parrish and read aloud.

Carrington Masonry, Inc.	\$35,885.00
Ziolkowski Construction, Inc.	\$32,734.00

Councilmember Nagle moved to award the bid to the lowest most responsive and responsible bidder contingent on budget allocations. Councilmember Crum seconded the motion. The motion carried 4-0.

Resolution No. 2009-533, AN EMERGENCY RESOLUTION PROVIDING FOR THE TRANSFER OF APPROPRIATIONS FOR A DEPARTMENT OF THE CITY OF ANGOLA, INDIANA FOR THE GENERAL FUND AS REQUESTED BY THE CHIEF OF POLICE AND FORWARDED TO THE COMMON COUNCIL FOR THEIR ACTION AND PASSAGE PURSUANT TO IC 6-1.1-18.6, was read by title and presented to Council for approval. Councilmember Crum moved to approve. Councilmember Armstrong seconded the motion. Motion carried 4-0.

Resolution No. 2009-534, A RESOLUTION ACCEPTING THE PRELIMINARY ENGINEERING REPORT (PER) AND SUBMITTING THE SAME TO THE STATE OF INDIANA REVOLVING FUND LOAN PROGRAM, was read by title and presented to Council for approval. Councilmember Olson moved to approve. Councilmember Crum seconded the motion. Discussion followed. Motion carried 4-0. (KERAMIDA, Inc.; Water Department; soil remediation 203 Weatherhead Street)

Resolution No. 2009-535, A RESOLUTION AUTHORIZING SIGNATORY FOR THE STATE OF INDIANA REVOLVING FUND LOAN PROGRAM, was read by title and presented to Council for approval. Councilmember Crum moved to approve. Councilmember Olson seconded the motion. Motion carried 4-0. (Water Department; soil remediation 203 Weatherhead Street)

Resolution No. 2009-536, DECLARATORY RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF ANGOLA, INDIANA DESIGNATING AN ECONOMIC REVITALIZATION ARE AND REQUEST FOR ADOPTION OF WAIVER PURSUANT TO INDIANA CODE 6-1.1-12.1-11.3, was read by title and presented to Council for approval. Councilmember Armstrong moved to approve. Councilmember Crum seconded the motion. Discussion followed. Motion carried 4-0. (A O Associates, LLC aka Klein Group, 330 Intertech Parkway)

Council considered a request to approve the Hitchcock Design Group Maumee Streetscape Improvements – Proposal for ARRA Stimulus Project Area for the Maumee Streetscape and Public Square projects totaling \$239,165. City Planner Cole stated that INDOT views US Highway 20 (Maumee Street) as an eligible shovel ready project for stimulus funding. However, the City must have construction bid documents prepared in order to seek a \$3 million grant for the project. The proposal creates efficiencies by combining the Maumee Streetscape and Public Square projects. In addition, the estimated \$97,000 for the Public Square bid documents would be used as a local match for the Office of Community and Rural Affairs grant. Trine University will contribute for the area from Railroad to Darling Streets. The City is working diligently to assure that the projects are constructed at the same time as INDOT's resurfacing of US Highway 20 scheduled for 2010. Discussion followed. Councilmember Armstrong thanked City Planner Cole and the downtown group. Councilmember Nagle moved to approve the proposal. Councilmember Crum seconded the motion. Motion carried 4-0.

Council considered a request to approve the Indiana Department of Transportation – Local Public Agency Coordination Contract for the construction of streetscape on Maumee/US20, University Avenue to John Street project. Councilmember Crum moved to approve. Councilmember Armstrong seconded the motion. Motion carried 4-0. (Local Transportation Enhancement Program)

Councilmember Crum moved to approve the March Utility Collection List in the amount of \$273.42. Councilmember Olson seconded. Motion carried 4-0.

Trine University students Kevin Hintz, Adam Clark, and Curtis Daniels made a presentation to Council of a senior design project for a study of a roundabout at Harcourt Road and Williams Street. A question and answer session followed. The presentation earned the students first place in a local design competition and second place in an annual statewide design competition.

CLERK-TREASURER AND DEPARTMENT HEAD REPORTS

Clerk-Treasurer Twitchell stated the nine volumes of minute and ordinance books that were taken to the Indiana State Archives 15 months ago have been returned. Clerk-Treasurer Twitchell informed Council that the restoration process of the severely water damaged, mold infestation, and decomposed Council ordinance and minute books was complete as possible. The nine volumes each have 500 pages. Council was invited to visit city hall to view the restored volumes. Clerk-Treasurer Twitchell also informed Council that on the agenda for the April 20 Council meeting would be a public hearing and first reading of an ordinance for additional appropriations.

Water Superintendent Dan Olis assured Council that the point of entry for the trichloroethylene byproduct was at the City well and handled by treatment at the plant. (203 Weatherhead Street)

City Attorney Shoup reported the City was awarded judgments against property owners Ginny Stevens and James Alles. The two cases went to trial in October 2008 for work the City had performed on sewers at South West Street and West Maumee Street. Shoup also reported that a meeting would be held with Building Commissioner Dean Twitchell, Don Burrell, and Burrell's attorney on Wednesday (April 8) concerning the clean up of property located at North State Road 827 and 200 North.

City Planner Cole announced a Women's Business Forum with nationally known guest speaker Mary LoVerde. The event would be held on May 20 and hosted by Trine University. Cole stated the 320 tickets were going fast and the event was expected to sell out.

Cole reported the City's application for the National Register of Historic Places passed technical review. The next step is substance review with applications due at the end of 2009.

Cole also announced approval from the Steuben County Community Foundation Angola Fund for a field trip to three Indiana cities to visit greenscape housing projects. The trip would be open to the public and would like elected officials and downtown business people to attend as well.

APPROVAL OF ACCOUNTS PAYABLE VOUCHERS

Councilmember Nagle moved to approve accounts payable vouchers 664 through 783 in the total amount of \$4,723,352.30 (CD and TrustIndiana \$3,908,913). Councilmember Crum seconded the motion. The motion carried 4-0.

4/6/2009, Page 5

There being no other business, the meeting was considered adjourned at 8:07 p.m.

Richard M. Hickman, Mayor
Presiding Officer

Attest:

Debra A. Twitchell, IAMC/MMC/CPFA
Clerk-Treasurer