

AUGUST 17, 2009

The regular meeting of the Common Council of the City of Angola, Indiana was called to order at 7:03 p.m. at City Hall, 210 North Public Square, with Mayor Richard M. Hickman presiding. Councilmembers Gary L. Crum, David A. Olson, Kathleen G. Armstrong, David B. Martin, and Edward J. Nagle answered roll call. Clerk-Treasurer Debra A. Twitchell recorded the minutes.

Present were City Attorney Kim Shoup, Assistant Chief of Police Stu Hamblen, City Engineer Bill Boyer, Wastewater Superintendent Craig Williams, Human Resources Administrator Sue Essman, Deputy Clerk Tammy Onofrietti, and Fire Chief Mike Meek.

In addition, present were Jim Shilander of *The Herald Republican*, Jim Measel of WLKI, Brian Panzer, Terry Piatt, Eric Haenlein, Dana Thompson, Brian Houghton, and Mark Hansbarger.

APPROVAL OF THE MINUTES

Councilmember Olson moved to approve the Common Council special meeting minutes of July 29, 2009. Councilmember Crum seconded the motion. The motion carried 5-0. Minutes of the July 15, 2009 Board of Public Works and Safety meeting were presented for Council information.

UNFINISHED BUSINESS

Ordinance No. 1320-2009, AN ORDINANCE AMENDING THE CITY OF ANGOLA, INDIANA PERSONNEL POLICY AND PROCEDURE MANUAL SECTION III EMPLOYMENT BY THE ADDITION OF 3.17 IDENTIFICATION BADGE SYSTEM, was read by title and presented to Council for third and final reading. Councilmember Armstrong moved to approve. Councilmember Olson seconded the motion. The motion carried 5-0.

Mayor Hickman announced that Ordinance No. 1321-2009 would be considered after the opening of bids for wastewater improvements scheduled later on the agenda.

Ordinance No. 1322-2009, AN ORDINANCE FIXING COMPENSATION OF ELECTED OFFICIALS OF THE CITY OF ANGOLA, INDIANA FOR THE YEAR OF 2010, was read by title and presented to Council for second reading. Councilmember Olson moved to approve. Councilmember Armstrong seconded the motion. Councilmember Martin then moved to amend the dates in said ordinance. Councilmember Crum seconded the motion. The amending motion carried 5-0. The motion to approve said ordinance on second reading as amended carried 5-0.

NEW BUSINESS

Bids for the Wastewater Collection System Improvement Project were opened and read aloud by Eric Haenlein of M. D. Wessler & Associates, Inc.

Insituform Technologies, Inc.	\$ 923,745.86
Reynolds Inliner, LLC	\$1,082,884.50

Comments and discussion followed. Councilmember Martin moved to award the contract to the lowest responsible and responsive bidder. Councilmember Crum seconded the motion, which carried 5-0.

Bids for the Wastewater Treatment Plant Improvement Project were opened and read aloud by Brian Houghton of Jones & Henry Engineers, Ltd.

Robert E. Crosby, Inc.	\$592,000.00
Mason Engineering and Construction, Inc.	\$584,000.00
Zachrich Leasing, Inc.	\$576,104.00

Councilmember Martin moved to award the contract to the lowest responsible and responsive bidder. Councilmember Crum seconded the motion, which carried 5-0.

UNFINISHED BUSINESS, continued

At 7:16 p.m., Mayor Hickman declared the public hearing for the Sewage Treatment Works Rates and Charges open for public comments. John Julien, H. J. Umbaugh & Associates, gave a brief overview analysis prepared for comparison and recommendation. Julien explained that Council needed to determine the source of funding 1) if the Local Major Moves Construction Fund (LMMCF) commitment of \$1 million would be used and 2) if the City intended to subsidize the sewer utility capital improvements with Local Option Income Tax (LOIT) funds. Discussion followed. Julien then explained that the State had changed the financing package offered from a grant to a 0% loan. Julien stated from an accountant standpoint the City may never have such an opportunity again and should borrow the max of \$3.5 million at 0%. Julien outlined the example that showed when borrowing \$2.5 million at 3.38% interest for a total repayment of \$3,521,875 whereas borrowing \$3.5 million at 0% interest the total repayment would be \$3.5 million. Discussion followed. Julien stated with a proposed September 2 pre-closure date, the documentation for the Indiana Finance Authority State Revolving Fund (SRF) loan would need to be to the State within the next few days. Mayor Hickman informed Council that last week when attending the Steuben County Council meeting to ask the Council for the agreed \$1 million from the County's LMMCF for the Dana remediation project, Mayor Hickman was asked if the City had intended on using part of the City's LMMCF money to fund the project. Mayor Hickman reported telling the County Council yes. However with new information from the State of the 0% loan package, Mayor Hickman thought the County would understand the City position and stressed the need to be good stewards of taxpayers money. Comments and discussion followed. *The Herald Republican's*, Jim Shilander, questioned the Common Council, if the City's loan in lieu of the use of the LMMCF \$1 million commitment would jeopardize Steuben County releasing the \$1 million contribution of LMMCF dollars. Discussion followed. There were no additional comments or questions. At 7:59 p.m., the public hearing was

considered closed. Ordinance No. 1321-2009, AN ORDINANCE ESTABLISHING A SCHEDULE OF RATES AND CHARGES TO BE COLLECTED BY THE CITY OF ANGOLA, INDIANA, FROM OWNERS OF PROPERTY SERVICED BY THE SEWAGE TREATMENT WORKS OF THE CITY OF ANGOLA, INDIANA, was then read by title and presented to Council for second reading. Councilmember Martin moved to approve. Councilmember Olson seconded the motion. Discussion followed. Councilmember Martin then moved to amend the ordinance using the LOIT contribution and borrowing \$3.5 million from the SRF interest free and not using any money from the City's LMMCF. Councilmember Nagle seconded the motion. Discussion followed. The motion to amend the ordinance carried 5-0. The motion to approve said ordinance on second reading as amended then carried 5-0.

OTHER NEW BUSINESS

Mark Hansbarger, ERA-Hansbarger Realty located at 10 North Public Square, presented an alternate concept design to Council concerning the proposed parking downtown with the upcoming revitalization project. Among other comments, Hansbarger stated currently there are 67 parking spaces and the proposed project offered 52 spaces. Hansbarger then stated the bottom line is downtown needs more parking spaces not less. Mayor Hickman responded by stating that the plan would be passed along to the City's project engineers and the Indiana Department of Transportation.

NEW BUSINESS

Ordinance No. 1323-2009, AN ORDINANCE AMENDING ORDINANCE NO. 1318-2009 ENTITLED "AN ORDINANCE FIXING COMPENSATION OF APPOINTED OFFICERS, DEPUTIES, AND OTHER EMPLOYEES AND OF POLICE AND FIREFIGHTERS OF THE CITY OF ANGOLA, INDIANA FOR THE YEAR OF 2010", was read by title and presented to Council for first reading. Councilmember Olson moved to approve. Councilmember Nagle seconded the motion. Motion carried 5-0.

Resolution No. 2009-544, AN EMERGENCY RESOLUTION PROVIDING FOR THE TRANSFER OF APPROPRIATIONS FOR A DEPARTMENT OF THE CITY OF ANGOLA, INDIANA FOR THE GENREAL FUND AND PARKS AND RECREATION FUND AS REQUESTED BY THE MAYOR AND DEPARTMENT HEADS 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 Olson seconded the motion, which carried 5-0.

Council was presented with a request to approve the Agreement between the City of Angola and A & Z Engineering, LLC for Professional Engineering Services in the amount of \$35,250 for the Safe Routes to School project. Councilmember Olson moved to approve. Councilmember Armstrong seconded the motion. Discussion followed. The

motion carried 5-0. Clerk-Treasurer Twitchell asked Council to approve funding for the agreement and recommended the use of the Cumulative Capital Improvement Fund. Councilmember Martin moved to approve said fund. Councilmember Nagle seconded the motion, which carried 5-0.

Council then considered the funding of the purchase of the McKinley Street right-of-way for the reconstruction project estimated to cost \$3,085. Clerk-Treasurer Twitchell recommended the Riverboat Fund. Councilmember Martin moved to approve said fund. Councilmember Crum seconded the motion. The motion carried 5-0.

Council was presented with a proposal for Professional Engineering Services Traffic/Transportation Engineering and Planning Services with Ken Herceg & Associates, Inc., for three intersections along Wendell Jacob Avenue not to exceed \$4,500. Clerk-Treasurer recommended Council approve payment from the Riverboat Fund. Councilmember Nagle so moved. Councilmember Crum seconded the motion. Motion carried 5-0.

Clerk-Treasurer Twitchell requested Council permission to pay for such ongoing projects as the McKinley Street right-a-way purchase from funds previously appropriated by Council. Councilmember Armstrong stated not seeing a problem with the request since Council invited recommendations from Clerk-Treasurer Twitchell anyway. Discussion followed. General Council consensus approved the request.

The Clerk-Treasurer's Depository Statement and Cash Reconciliation for the month of July 2009 were presented for Council information.

CLERK-TREASURER AND DEPARTMENT HEAD REPORTS

Mayor Hickman announced upon the retirement of Police Chief Jon Parrish on October 9, 2009, Assistant Chief of Police Hamblen would be appointed the Chief of Police.

Wastewater Superintendant Williams reported receiving the required permits for the compost program. Williams stated at the department head meeting on Wednesday (August 12) morning the announcement was made that compost was available to City employees. By Friday (August 14) afternoon the compost was gone. Williams stated the next batch should be ready in October.

APPROVAL OF ACCOUNTS PAYABLE VOUCHERS

Councilmember Nagle moved to approve accounts payable vouchers 1810 through 1929 in the amount of \$264,859.62. Councilmember Martin seconded the motion. The motion carried 5-0.

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Mayor Hickman stated the need for a special Council meeting on Monday, August 24, 2009 for the third and final reading of Ordinance No. 1321-2009 and other matters.

There being no further business, the meeting was considered adjourned at 8:38 p.m.

Richard M. Hickman, Mayor
Presiding Officer

Attest:

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