

**Ligonier Common Council Meeting  
Monday, September 24, 2012 – Ligonier City Hall  
103 West Third Street – Ligonier, IN – 7:00 pm**

**Pledge of Allegiance to the Flag**

**Call to order Public Hearing for Imposition of Surcharges upon Certain Dischargers - Mayor Fisel**

Lois Rosenogle inquired about the surcharges and the effect on residents.

City Attorney Steve Hagen explained that the surcharges will only affect industries which discharge and does not meet the levels set by the EPA and administered by IDEM.

As there were no further comments, the public hearing was closed by Mayor Fisel.

**Call to order Common Council Meeting – Mayor Fisel**

**Roll Call**

Present: Council President Ken Schuman, Council members Chris Fought, Becky Gray, Kelly Ware, and Julia Bell  
Mayor Patty Fisel, City Attorney Steve Hagen, and Clerk Treasurer Barb Hawn

**Minutes from previous meeting of September 10, 2012**

An error was noted and corrected from 2013 to 2012 in the first paragraph.

***Motion to approve with correction by: Ken Schuman***

***Seconded by: Chris Fought      Vote: All Ayes***

**Citizens Comments**

*Name & Address:* Ruth Elijah, Martin & Union Streets, Ligonier

*Comment:* Ruth commented that a sign made and donated by Jack Schlemmer was placed denoting the first house in Ligonier located at Jackson and Smith Streets.

**Unfinished Business**

- **Ordinance 818-2012 – Imposition of surcharges upon Certain Dischargers**  
Ordinance 818-2012 passed on the first reading at the meeting of September 10, 2012.

***Motion to pass ordinance 818-2012 on the second reading by: Ken Schuman***

***Seconded by: Chris Fought      Vote: All Ayes***

***Motion to pass ordinance 818-2012 on the third and final reading by: Ken Schuman***

***Seconded by: Chris Fought      Vote: All Ayes***

- **Ordinance 819-2012 – Trash Container**  
Ordinance 819-2012 calls for trash containers to be put at the curb no earlier than 4 pm the day before trash pickup and returned from the curb no later than 7 am the day following pick up. Fines imposed would be:  
First offense – Warning Letter; Second offense - \$10 fine; Third offense - \$25 fine. Following Discussion resulted in the following:

***Motion to pass ordinance 819-2012 on the first reading by: Julia Bell***

***Seconded by: Ken Schuman      Vote: All Ayes***

***Motion to suspend the rules and pass ordinance 819-2012 on the second reading by: Julia Bell***

***Seconded by: Kelly Ware      Vote: All Ayes***

***Motion to further suspend the rules and pass ordinance 819-2012 on the third and final reading by:***

**Julia Bell**

**Seconded by: Kelly Ware**

**Vote: Aye – Julia Bell, Kelly Ware, Ken Schuman, Becky Gray**

**Nay – Chris Fought**

**Ordinance 819-2012 passed. Advertisement on October 4, 2012, effective on November 4, 2012**

#### **New Business**

- **Adoption of 2013 Budget**

The public hearing for the 2013 budget took place on September 10, 2012. Ordinance 821-2012 was introduced adopting the 2013 budget.

**Motion to adopt the 2013 budget through ordinance 821-2012 on the first reading by: Ken Schuman**

**Seconded by: Julia Bell**

**Vote: All Ayes**

**Motion to suspend the rules and pass ordinance 821-2012 on the second reading by: Ken Schuman**

**Seconded by: Julia Bell**

**Vote: All Ayes**

**Motion to further suspend the rules and pass ordinance 821-2012 on the third and final reading by:**

**Ken Schuman**

**Seconded by: Julia Bell**

**Vote: All Ayes**

- **Conflict of Interest Disclosure Statement – Chris Fought**

Council member Chris Fought revised and maintains the city website and has been doing so since prior to his election to the city council. He offered a uniform conflict of interest form to council prior to billing the annual maintenance fee for 2012 which is \$75 per month.

**Motion to accept the uniform conflict of interest form from Chris Fought by: Ken Schuman**

**Seconded by: Becky Gray**

**Vote: Aye – Julia Bell, Kelly Ware, Ken Schuman, Becky Gray**

**Abstain – Chris Fought**

#### **Claim Registers – APV # 37597 through 37649**

**Motion to approve by: Ken Schuman**

**Seconded by: Chris Fought**

**Vote: All Ayes**

#### **Comments by Members of Council and Administration**

**Police Chief/Public Safety Director Bryan Shearer:** Bryan informed council that he and Fire Chief Jeremy Weaver are working on dispatch procedures with the county which will make improvements for the citizens. They are currently doing a trial run from 4 pm to 8 am before fully implementing the plan. Bryan also noted for citizens that they should program local police and fire emergency numbers into their cell phones. Using 911 on a cell phone use a tower other than a local tower and delay your call.

Bryan also informed council that Jared Knipper resigned as a full time officer to pursue a teaching career. Jared was the school resource officer. The position was opened up to the current officers. Jason Shearer applied for and accepted the position and started today. The plan is to reach more kids than just West Noble Primary, including West Noble Elementary and West Noble Middle School as well as incorporating the DARE program. West Noble School Corporation pays 50% of the school resource officer's annual wages.

Jared's resignation leaves a full time position on the force open. Part time officers Cory Morris and Mike Houser have both applied for the position. Bryan will make his recommendation at the BOW meeting on Wednesday.

**Park Director Alan Duncan:** Alan reported that 98 kids signed up for the flag football program. Registrations for youth basketball from kindergarten through grade three are now being accepted.

**Council Member Kelly Ware:** Kelly expressed appreciation of the email with the council packet this week adding it was helpful. She also commented regarding the new K-9 vehicle which was just delivered.

*Council President Ken Schuman:* Ken spoke with Kirk Braun of API Construction regarding the separation project on the north side. It is going well with the exception of the delay from INDOT on the drilling under the state highway under the viaduct.

Ken also commented regarding lighting on Martin Street near the apartments and homes in Southfield. He asked council members to drive through after dark so that lighting can be discussed at a future meeting.

*Council Member Julia Bell:* Julie inquired as to the date of the Farmer's Market season closing. Park Director Alan Duncan replied that it will run through the end of October.

*Clerk-Treasurer Barb Hawn:* Barb informed council that after speaking with Jennifer Getts of the Human Society, they are happy with the annual donation of \$7200 and withdraw their request for the additional funds originally requested. Currently Ligonier is providing the highest dollar amount per animal of any other unit in the county.

*Mayor Patty Fisel:* Mayor Fisel received notification of a Noble Vision Summit by the Noble County Economic Development to be held at Wayne Center School in Kendallville on October 9 from 5-7 pm. Registrations from Ligonier are currently low and they would like to have more input. She encouraged attendance.

Creative Wood was sold to Patrick Industries but will remain in Ligonier.

The OCRA plan for the Library was approved.

A party is interested in Oak Leaf Village and turning it into residences. The property is in poor condition and we are working to see what can and should be done with the property.

Curt Gierhan, a county appointment to the Plan Commission, has resigned his position creating a vacancy on the commission.

The committee met regarding redistricting. The city intends to redistrict into three districts with two at large positions. The deadline is December 31, 2012. More information will be available at the next meeting.

Notification was received from IDEM regarding the approval of an air quality permit from Tower Structural Composites.

#### **Adjournment**

*Motion to adjourn by: Ken Schuman*

*Seconded by: Chris Fought*