

**Ligonier Common Council Meeting  
Monday, September 28, 2015 · Ligonier City Hall  
301 South Cavin Street · Ligonier, IN – 7:00 pm**

**Pledge of Allegiance to the Flag**

At the 7:00 pm meeting start time, only two council members were present. To conduct a meeting, at least three members must be in attendance. Two members were out of town on business. Another member was in route. The Mayor allowed administration members to make their comments prior to the opening of the meeting.

**Comments by Members of Council and Administration**

**Park Director Alan Duncan**

- The Garcia Circus was at Kenny Park over the weekend
- A memorial service for a former Rec Center member was held at the Rec Center

**Street Superintendent Mike Burdette**

- The new way finding signs are in and we will begin installing them tomorrow
- Johnson Street was micro surfaced and seems to be doing well so far. The process should extend the life of streets 5-7 years.

**WWTP Superintendent Don Skinner**

- We will be cleaning the basins under the viaduct on Thursday at 9:00 am. The police department will assist with traffic control.
- The separation work on Smith Street has been completed and will move to the alley behind the downtown businesses next. Another bore is being done at Pettit Park.
- Doca is working on the clarifier portion of the project at the plant.

**Building Inspector Earle Franklin**

- A permit was issued for a new façade at Dairy Queen
- Another new home is going up in Park Meadow

**Mayor Fisel's Comments**

- The DNR expressed concerns regarding the retaining wall in the river. Jonathan Moen of Triad is addressing the issues.
- The dewatering process being used for the project is not affecting homeowner's wells and water pressure or level. Three complaints were addressed with Earle Franklin and Jeff Boyle's assistance.
  - Home owner had a bad pump motor.
  - Home owner had a screen in the well that was plugged.
  - Home owner had broken part in the well.

If a resident lives in the city limits and has a grandfathered well, they can repair it, but not replace it. If not repairable, they must connect to city water.

**Call to order by Mayor Fisel at 7:30 – Common Council Meeting**

**Roll Call**

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

**Minutes from previous meeting of September 14, 2015 and September 21, 2015**

***Motion to approve: Kelly Ware***

***Second: Julia Bell***

***Vote: All Ayes***

### **Citizens Comments**

Randy Penwell, 704 South Main Street

Mr. Penwell previously provided information regarding allowing chickens in the city. He informed council that Waterloo recently passed a chicken ordinance and was curious if anyone had changed their opinion regarding their decision to leave our ordinance as is.

City Attorney Hagen advised Mr. Penwell that he cannot interrogate the members. He also stated he could not offer advice to Mr. Penwell as the city is his client.

Mr. Penwell noted that an article in the News-Sun stated there were 12 signers on his petition but there are actually 70. He noted that he knows of 12 families currently keeping chickens and would hope that the city is enforcing the ordinance unilaterally – enforce properly or change.

### **New Business**

#### **Ordinance 871-2015 (Zoning Ordinance)**

Letter of certification was received from the Plan Commission recommending passing an ordinance to rezone the property at 200 Water Street to R4 from CB.

***Motion to approve ordinance 871-2015 on the first reading: Ken Schuman***

***Second: Julia Bell***

***Vote: All Ayes***

#### **Ordinance 872-2015 (2016 Budget)**

Ordinance 872-2015, the 2016 City Budget, was available for the first reading.

***Motion to approve ordinance 872-2015 on the first reading: Ken Schuman***

***Second: Julia Bell***

***Vote: All Ayes***

#### **Claim Registers – APV #46445-46570**

***Motion to approve: Ken Schuman***

***Second: Kelly Ware***

***Vote: All Ayes***

### **Adjournment**

***Motion to adjourn: Ken Schuman***

***Second: Julia Bell***