

**Ligonier Common Council Meeting  
Monday, November 14, 2016 · Ligonier City Hall  
301 South Cavin Street · Ligonier, IN – 7:00 pm**

**Pledge of Allegiance to the Flag**

**Call to order by Mayor Fisel – Public Hearing for Additional Appropriations**

No comments were brought forth at the public hearing and therefore Mayor Fisel closed the hearing.

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

**Roll Call**

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

Absent: Council Member Kelly Ware

**Minutes from previous meeting of October 24, 2016**

***Motion to approve: Chris Fought***

***Second: Julia Bell***

***Vote: All Ayes***

**Citizens Comments – None**

**Unfinished Business**

**Plan Commission Unfavorable Recommendation**

City Attorney Hagen explained that a 48 hour notice had not been sent to the press prior to the last meeting regarding the Council acting on the Plan Commission recommendation regarding unfavorable recommendation on a zoning change. Notice was sent prior to this evenings meeting and Council may now make their decision.

***Motion to accept the Plan Commission unfavorable recommendation regarding the Murillio property rezoning on East Union Street: Chris Fought***

***Second: Julia Bell***

***Vote: All Ayes***

**New Business**

**Rick Sherck – Noble County EDC Update**

Rick Sherck provided an overview of the Noble County Economic Development Corporation including their mission, programs, and funding.

**Ordinance 892-2016 (Amendment to Zoning Ordinance/Variations)**

Ordinance 892-2016 regarding the variance process and procedures was presented. The changes do not make it easier to obtain a variance, just makes the process consistent with state law.

***Motion to pass Ordinance 892-2016 on the first reading: Ken Schuman***

***Second: Chris Fought***

***Vote: All Ayes***

***Motion to suspend the rules and pass Ordinance 892-2016 on the second reading: Ken Schuman***

***Second: Chris Fought***

***Vote: All Ayes***

***Motion to further suspend the rules and pass Ordinance 892-2016 on the third reading: Ken Schuman***

***Second: Chris Fought***

***Vote: All Ayes***

**Ordinance 893-2016 (Additional Appropriations)**

Additional appropriations were necessary due to projects approved in the Comprehensive City Capital Plan in the following amounts: CEDIT Fund \$32,500 CUM Fire Fund \$11,000 CCD Fund \$35,000

***Motion to pass Ordinance 893-2016 on the first reading: Chris Fought***

**Second: Ken Schuman**

**Vote: All Ayes**

**Motion to suspend the rules and pass Ordinance 893-2016 on the second reading: Chris Fought**

**Second: Ken Schuman**

**Vote: All Ayes**

**Motion to further suspend the rules and pass Ordinance 893-2016 on the third reading: Chris Fought**

**Second: Ken Schuman**

**Vote: All Ayes**

#### **Ordinance 894-2016 (Administrative Changes to City Code)**

Administrative changes to the city code were needed to update the following: Location of the City Council Meetings, Eliminating the requirement to advertise the elected salaries prior to adopting the salary ordinance, and allowing department heads to purchase items for construction, maintenance, repairs up to \$1000 when necessary in the operation of their department.

**Motion to pass Ordinance 894-2016 on the first reading: Ken Schuman**

**Second: Chris Fought**

**Vote: All Ayes**

**Motion to suspend the rules and pass Ordinance 894-2016 on the second reading: Ken Schuman**

**Second: Chris Fought**

**Vote: All Ayes**

**Motion to further suspend the rules and pass Ordinance 894-2016 on the third reading: Ken Schuman**

**Second: Chris Fought**

**Vote: All Ayes**

#### **Ordinance 895-2016 (Establishing Internal Controls)**

As directed by the state legislature and signed into law, establishment of internal controls is required of units of government. Ordinance 895-2016 adopts internal controls to the state requirements.

**Motion to pass Ordinance 895-2016 on the first reading: Chris Fought**

**Second: Ken Schuman**

**Vote: All Ayes**

**Motion to suspend the rules and pass Ordinance 895-2016 on the second reading: Chris Fought**

**Second: Ken Schuman**

**Vote: All Ayes**

**Motion to further suspend the rules and pass Ordinance 895-2016 on the third reading: Chris Fought**

**Second: Ken Schuman**

**Vote: All Ayes**

#### **Ordinance 896-2016 (Materiality)**

Indiana code now requires units of government to adopt a materiality threshold for irregular material variance, losses, shortages, or thefts of political subdivision funds or property. Ordinance 896-2016 sets the threshold at \$500.

**Motion to pass Ordinance 896-2016 on the first reading: Ken Schuman**

**Second: Chris Fought**

**Vote: All Ayes**

**Motion to suspend the rules and pass Ordinance 896-2016 on the second reading: Ken Schuman**

**Second: Chris Fought**

**Vote: All Ayes**

**Motion to further suspend the rules and pass Ordinance 896-2016 on the third reading: Ken Schuman**

**Second: Chris Fought**

**Vote: All Ayes**

#### **Claim Registers – APV # 49746-49916**

**Motion to approve: Julia Bell**

**Second: Becky Gray**

**Vote: All Ayes**

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

### **Fire Chief Jeremy Weaver**

- The Fire Department will host breakfast with Santa on Saturday, December 3 from 7-11.

### **Street Superintendent Mike Burdette**

- We have completed several sidewalks on the new 50-50 sidewalk program. One complaint was issued on the cutting and is being addressed with the resident.
- The tree across from the fountain will be coming down for safety reasons. Limbs have been coming down into the street. Although it is in the INDOT right of way, they will not take the tree down.
- Department staff is busy with leaf pick up.

### **Public Safety Director/Police Chief Bryan Shearer**

- Several officers of the police department are participating in “No Shave November” which is being used as a fund raiser for the department’s Christmas family.

### **Water Superintendent Jeff Boyle**

- Staff is busy trying to get digs completed before winter.
- The apartment complex is scheduled for water and sewer hook up next week.
- We are approximately 60% completed with radio read meters.

### **Building Inspector/Administrator Earle Franklin**

- Busy with several commercial projects in the city including additions to several factories, a new Laundromat, and the apartment complex. The local economy and industry is doing well.
- A new book about Ligonier was written by Dan Replogle is available for purchase. It was suggested that the city should purchase three copies.

***Motion to purchase three copies of the Ligonier book by Dan Replogle: Chris Fought***

***Second: Ken Schuman***

***Vote: All Ayes***

### **Council Member Chris Fought**

- Inquired on the status of the downtown light posts that were knocked down in the accident. Mayor Fisel reported AEP will be replacing them with concrete poles.
- Inquired about a sign on SR 5 at the north edge of town that was damaged. Street Superintendent Mike Burdette will check into the matter.
- Inquired as to a sign ordinance possibly prohibiting a billboard on a fork lift. Building Administrator Earle Franklin will check into this matter.

### **Clerk-Treasurer Barb Hawn**

- Asked for and received confirmation of receipt of the September 2016 bank reconciliation report and fund reports. October bank statements were not received in time to have October reports ready for this meeting.
- The second council meeting of December falls on the 26<sup>th</sup>, which will be a city paid holiday due to Christmas falling on Sunday. Asked council’s preference in cancelling or changing the meeting.

***Motion to cancel the December 26, 2016 council meeting: Ken Schuman***

***Second: Chris Fought***

***Vote: All Ayes***

### **Mayor Fisel’s Comments**

- Will be meeting with Rick Sherck and Mike Gilbreath regarding the trails project. Jonathan Moen of Triad has been working on updating the plan with a focus on the murals and statues and connecting the trails to the city parks. Phase I of the trails concentrates on downtown Ligonier with future phases providing connectivity to other community trails such as the Pumpkinvine and the Lily.

## **Adjournment**

***Motion to adjourn: Chris Fought***

***Second: Ken Schuman***