**NEW WHITELAND TOWN COUNCIL**

**December 1, 2015**

**MEETING MINUTES**

Town Council President John Perrin opened the meeting at 5:00 p.m. with the pledge to the American flag. Council members present were John Perrin, John Schilawski, Mike Rogier, Scott Alspach and Joe Noonan. Also present were Town Manager Spencer, Clerk-Treasurer Maribeth Alspach and Attorney Lee Robbins. Councilman Schilawski offered the opening prayer.

**MINUTES**

Councilman Schilawski moves to approve the minutes of the November 17th meeting and is seconded by Councilman Rogier. **Vote 5 affirmative.**

**HARDSHIPS / ADJUSTMENTS**

M. Smith, 635 Hanover is requesting a 2 week extension. Clerk-Treasurer Alspach explains the disconnect list went out yesterday and the water has already been disconnected. Smith says the water is still on as the Indiana American employee agreed not to turn it off when she talked to him. Council authorizes an extension on the $190.06 amount that is now due until the end of the business day December 18th, 2015. Council President Perrin states that residents are only allowed one extension per year and cautions Ms. Smith that if the full amount is not paid on the 18th the service will be disconnected. Attorney Robbins states that this address has been sent to Indiana American for disconnect and if they send someone out to check the service and find the water is on after notifying us that it has been disconnected and shut it off again, that is outside the Council’s control. Regardless of the extension given tonight, if Indiana American shuts the service off before the 18th it will remain off until full payment is received. Ms. Smith acknowledges that she understands.

**TREASURER’S REPORT**

Clerk-Treasurer Alspach presents copies of the Fund Report and Docket for ratification and/or approval. Councilman Alspach moves to approve and ratify both and is seconded by Councilman Noonan. **Vote 5 affirmative.**

**OLD BUSINESS**

401 Mooreland Drive

Attorney Robbins states that Chris Badger with Badger Engineering met with Town Manager Spencer last Wednesday. Late this afternoon he emailed his report and proposal which has been included in tonight’s packets. Attorney Robbins explains that he has not had a chance to read the entire report. Town Manager Spencer spoke to Mr. Badger by phone today and says the proposal is for around $16,000.00 consultant fees which does not include permits or construction costs. Spencer adds that there does not appear to be any guarantee that accepting the proposal and doing the recommended work will get the food plain map changed.

President Perrin asks Spencer to get an estimated time line on how long it would take to complete the work and get a response from FEMA. Council also wants a list of references; other municipalities or entities with similar issues and the final outcome of their projects. Council directs Town Manager Spencer to see if he can schedule a meeting with the Flood Plain representative for New Whiteland and Attorney Robbins. When the meeting has been scheduled let the council know in case one or two councilmen can attend as well. More information is needed before any more money is spent.

300 Tracy Road

Attorney Robbins states an offer for $30,000.00 was received a week or more ago. This afternoon he received a second offer of $75,000 and has a $10,000 non-refundable earnest money deposit check. The offer is for a cash sale to close by December 11th. The offer will expire at 4:00 p.m. on December 4th. The realtor is showing the property again at 6:00 p.m. tonight to another party. Robbins has prepared an Attorney / Client privileged memorandum for the Council’s consideration. The memorandum recommends authorizing Town Manager Spencer to negotiate on the town’s behalf. Councilman Rogier moves to authorize Town Manager Spencer to negotiate with any

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potential buyer and accept an offer that exceeds the amount in the memorandum. Councilman Noonan seconds the motion. **Vote 5 affirmative.**

Employee Christmas Party

Clerk-Treasurer Alspach states the invitations were mailed and 34 employees / elected officials will be attending. Total count is 79. She has received 16 donated door prizes and has 5 more promised. Public Works will deliver tables and chairs to the fire station on Friday, December 12th and she and Councilman Alspach will set them up on Saturday the 12th once the fire trucks have been moved outside.

Public Work Storage Building

Councilman Rogier asks if the Snow Bars have been installed on the new building. Public Works Supt. Johnson says they are on order and should be installed in 2 weeks. Rogier asks for a quote to have them installed on the shop. Johnson will get a quote.

**NEW BUSINESS**

5 Year Plans

Town Manager Spencer states he will have 5 year plans from all the departments for the council before the end of the year.

Training Work Session

Councilman Rogier asks if a training session can be scheduled for February since we have a new elected councilman coming on board. Clerk-Treasurer Alspach and Attorney Robbins will work to get something scheduled.

Indiana American Water Issues

Town Manager Spencer states there has been a lot of media attention on the question of a contaminated well field in Franklin. He has spoken with Indiana American and been assured that the reports are unfounded. All water testing is being done and meets IDEM standards. The water used in New Whiteland comes from a well field in Greenwood not Franklin.

**LEGISLATIVE BUSINESS**

Ordinance 2015-13

Clerk Treasurer Alspach presents and explains the transfer ordinance on final reading. Motion to approve by Councilman Schilawski with second by Councilman Noonan. **Vote 5 affirmative.**

Ordinance 2015-14

Attorney Robbins presents the ordinance on first reading that amends Ordinance 1075 that was passed in 2003 establishing the Rainy Day Fund. Attorney Robbins explains the amendment that expands the uses of the Rainy Day funds to allow for promotional expenses, awards and special events. Motion to approve Ordinance 2015-14 on first reading by Councilman Rogier with second by Councilman Alspach. **Vote 5 affirmative.** Motion to suspend the rules and consider the ordinance on final reading by Councilman Rogier with second by Councilman Alspach. **Vote 5 affirmative.** President Perrin reads the ordinance in title only on final reading. Motion to approve by Councilman Rogier with second by Councilman Schilawski. **Vote 5 affirmative.**

Transfer Memo

Clerk-Treasurer Alspach presents a transfer memo for the Wastewater Utility. Motion to approve by Councilman Schilawski with second by Councilman Alspach. **Vote 5 affirmative.**

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Proclamation

Council President Perrin presents a Proclamation declaring December 11, 2015 Indiana Statehood Day and the Official Kickoff of the Bicentennial. December 11, 2015 is the 199th anniversary of President James Madison signing the act admitting Indiana as the 19th state of the Union. Motion to approve by Councilman Rogier with second by Councilman Schilawski. **Vote 5 affirmative.** Public Works Supt Johnson will raise the Bicentennial flag at the town hall on December 11, 2015.

**OPEN TO THE PUBLIC**

None.

Being no further business the meeting was adjourned at 6:25 p.m.

Respectfully submitted,

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Maribeth Alspach, Clerk-Treasurer

Approved: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

John Perrin, Council President