

COMMON COUNCIL
TUESDAY, JUNE 26, 2012
7:00 P.M.

Mayor Ryan Daniel – Present
Clerk Treasurer Rosie Coyle – Present
Attorney Greg Hockemeyer – Present

Council Members

Nicole Penrod – Present
Ben Romine – Present
William (Bill) Simpson – Present
Daniel Weigold – Present
Jacie Worrick – Present

The Columbia City Common Council met in regular session with all members present, Mayor Daniel presiding.

MINUTES Corrections were made to the minutes; Jacie Worrick was absent, regarding the Farmer's Market amendment the motion was made by Ben Romine and second by Dan Weigold to approve first reading and a grammatical change was made under the Community Development report regarding the LTCP.

Motion was made by Nicole Penrod to accept an overview of the June 12, 2012 meeting minutes as corrected, Ben Romine second the motion, Penrod, Romine, Simpson and Weigold voted aye, Worrick abstained.

ORDINANCE 2012-16 AMENDMENT OF FLOOD HAZARD OVERLAY DISTRICT – 2ND READING Motion was made by Ben Romine to read Ordinance 2012-16 by title only, Dan Weigold second the motion, all voted aye. Clerk Treasurer Rosie Coyle read Ordinance 2012-16 an ordinance amending the zoning ordinance of Columbia City, Indiana amending Chapter 8 Flood Hazard Overlay District.

Mayor Daniel reminded the Council that this was requested by Mr. Sewell with the County.

Motion was made by Ben Romine to approve Ordinance 2012-16 as a second and final reading, Bill Simpson second the motion, all voted aye.

ORDINANCE 2012-13 FARMER'S MARKET AMENDMENT – 2ND READING Motion was made by Jacie Worrick to read Ordinance 2012-13 by title only, Dan Weigold second the motion, all voted aye. Clerk Treasurer Rosie Coyle read Ordinance 2012-13 an ordinance authorizing the operation of a Columbia City Farmer's Market in the City of Columbia City, Indiana.

Mayor Daniel advised this was a change to the current ordinance that would authorize the Farmer's Market to be on the east side of the 100 block of South Chauncey and the north side of

the 100 block of west Market Street. He stated there were additional areas that could be approved by the Board of Works.

Motion was made by Dan Weigold to approve Ordinance 2012-13, Ben Romine second the motion, all voted aye.

ORDINANCE 2012-14 HANDICAPPED PARKING REGULATIONS AMENDMENT – 1ST READING Motion was made by Dan Weigold to read Ordinance 2012-14 by title only, Nicole Penrod second the motion, all voted aye. Clerk Treasurer Rosie Coyle read Ordinance 2012-14 an ordinance amending Chapter 71, Parking Regulations, of Title VII of the Code of Ordinances of the City of Columbia City, Indiana.

Mayor Daniel reported this was specifically in regards to handicapped parking in the City; this will line us up with State law.

Motion was made by Bill Simpson to accept Ordinance 2012-14 for first reading, Jacie Worrick second the motion, all voted aye.

RESOLUTION 2012-17 POLICY PROHIBITING NEPOTISM Motion was made by Ben Romine to read Resolution 2012-17 by title only, Nicole Penrod second the motion, all voted aye. Clerk Treasurer Rosie Coyle read Resolution 2012-17 a resolution establishing policy prohibiting nepotism.

Mayor Daniel advised Attorney McNagny asked Council to pass this on an emergency basis; this was brought before Council at the last meeting. He noted that a lot of this was coming from the state level.

Motion was made by Bill Simpson to pass Resolution 2012-17 on an emergency basis, Nicole Penrod second the motion, all voted aye.

Attorney Hockemeyer strongly suggested, if the City did not already have one, that an organizational chart be created as to who answers whom.

RESOLUTION 2012-18 RESOLUTION ESTABLISHING POLICY REQUIRING DISCLOSURE OF CONTRACTS WITH RELATIVES Motion was made by Ben Romine to read Resolution 2012-18 by title only, Nicole Penrod second the motion, all voted aye. Clerk Treasurer Rosie Coyle read Resolution 2012-18 a resolution establishing policy requiring disclosure of contracts with relatives.

Mayor Daniel advised this was basically for disclosure of which we are doing contracts with and if we are contracting at all with anyone that is a relative or a business entity that is partially or wholly owned by a relative of an elected official.

Motion was made by Nicole Penrod to pass Resolution 2012-18 on an emergency basis, Ben Romine second the motion, all voted aye.

ORDINANCE 2012-20 AMENDMENTS TO THE TREE ORDINANCE – 1ST READING

Mayor Daniel shared a letter from the Tree Board requesting the ordinance establishing the Tree Board be amended to read the ‘Columbia City Tree Board President’ rather than the ‘Director of Community Development’ to be the person authorized to exercise the power transferred to him or her by the subchapter in Section 1, 99.01. He shared other changes in regards to the street tree inventory being handled by the Mayor’s Office rather than the Clerk Treasurer’s Office; deleting an article referring to a pamphlet which has not been produced; deleting a section where it states they give notice to the adjacent property owner when a tree is removed or pruned when they only notify the property owner; and the increase in insurance liability coverage.

Motion was made by Dan Weigold to read Ordinance 2012-20 by title only, Nicole Penrod second the motion, all voted aye. Clerk Treasurer Rosie Coyle read Ordinance 2012-20 an ordinance amending Chapter 99, Tree Plan, of Title IX of the Code of Ordinances of the City of Columbia City, Indiana.

Ben Romine questioned under Section 99.08 if the insurance issue was for the people cutting the trees down on public property. Mayor Daniel explained it was for street trees alone; it was not necessarily public property, but trees in our right of way. Ben questioned how far the right of way was from the street. Mayor Daniel advised it depended on the property. Attorney Hockemeyer explained the right of way would be almost impossible to designate exactly unless looking at a survey. Ben questioned if a contractor took a tree down if the City would need to have a copy of the insurance certificate on file. Mayor Daniel advised they would if it was a street tree. Attorney Hockemeyer pointed out in Chapter 16 there was a process that requires anyone who would be trimming any tree within the corporate limits to obtain a permit. He advised he would bring it to Attorney McNagny’s attention that we may need to bring the insurance requirements in line so they are consistent.

Motion was made by Nicole Penrod to pass Ordinance 2012-20 for first reading, Ben Romine second the motion, all voted aye.

ORDINANCE 2012-15 AMENDMENT TO FIRE PREVENTION CODE – 1ST READING

Motion was made by Ben Romine to read Ordinance 2012-15 by title only, Nicole Penrod second the motion, all voted aye. Clerk Treasurer Rosie Coyle read Ordinance 2012-15 an ordinance amending Chapter 94, Fire Prevention Code, of Title IX of the Code of Ordinances of the City of Columbia City, Indiana.

Tom LaRue explained this strikes out the verbiage that gives the Board of Works and himself the right to issue burn permits. He stated people would have to comply with State Law and IDEM standards.

Mayor Daniel reported the State informed us that we were no longer allowed to issue burn permits and the change in the ordinance reflects that.

Motion was made by Jacie Worrick to pass Ordinance 2012-15 for first reading, Ben Romine second the motion, all voted aye.

PARK DEPARTMENT Mark Green reported for the pool to last another 4 – 5 years it would take \$1.1 million dollars. He stated they were continuing to discuss the issue and were trying to get community input on the issue. He advised they will be starting the Jr. Golf tournaments; fireworks have been postponed and were working to find another date; baseball and softball finish up on July 3rd and JFL registration starts next Monday.

POLICE DEPARTMENT Tim Longenbaugh advised they have been planning for Old Settlers and the Highland Games; they identified and charged suspects in the recent tagging and graffiti vandalism; they continue to see thefts from unlocked vehicles and urged citizens to keep their vehicles locked.

COMMUNITY DEVELOPMENT Jeff Walker reported he worked with the EDC on 3 industrial prospects as well as with a developer regarding a 144 acre parcel near the corporate limits. He participated in an EPA webinar regarding construction storm water pollution, prevention plans that we are required to issue for construction activities.

STREET DEPARTMENT Kelly Cearbaugh reported on their street and sidewalk projects. He advised they would work on striping the streets after Old Settlers.

WATER DEPARTMENT Mike Dear reported on the South Line Street project. He advised they would be putting in an irrigation system at the Eagle Glen entrance. He stated everything at the plant was running smooth and they were just short of 50% pumping but should go up as City Ford was going to try to fill the pond.

WASTEWATER DEPARTMENT Mike Cook reported Shambaugh's informed him that there was a possibility that all or none of the gaskets at the plant have asbestos in them but there was no way to tell which ones. He stated they were assured they were fine because they were encased in rubber but when they come to the end of their service life they will have to go through all of the EPA precautions and steps to remove the gaskets and install new. Mayor Daniel questioned how many gaskets they were talking. Mike estimated about 1,000.

Mike reported their industrial sampling was complete for the first quarter and the results looked good. He advised they would be starting grease trap inspections in July. He reported on repairs needed to the secondary clarifier and their progress meeting.

ELECTRIC DEPARTMENT Larry Whetstone reported on the Big Lake project; they received the new truck; pulled the poles at Brennan's Addition and hooked things up for Old Settlers.

IS/COMMUNICATIONS DEPARTMENT Terry Wherry reported James Wagner finished his training and was working 3rd shift so they were back to full staff; he installed a Wi-Fi unit in the conference room and a new printer at the park department. He advised he was still working on creating our own private cloud for the City to run through our network and met with the librarian and their IT Director regarding the Government Access Channel.

FIRE DEPARTMENT Tom LaRue reported the fireworks were postponed; the burn ban was in effect for the City and County. He advised they would be cleaning the streets, along with the

Street Department, Sunday after Old Settlers. He reported they met with the State Inspector for Old Settlers and they were given their entertainment permit.

MAYOR REPORT Mayor Daniel reported the burn ban continues until further notice. He advised IDEM granted our request for a 2 year delay in our next phase of the Long Term Control Plan. He asked Council to plan on having some type of rate study done next year to prepare for the next phase. He advised there would be no festivities at the Park on July 3rd and were working to reschedule the date.

PARKING ORDINANCE Bill Simpson reported they should have a draft parking ordinance ready to present to Council at the next meeting.

He advised they would also have an ordinance that would affect the licensing and regulations of scrap metal dealers, precious metal dealers, pawn shop and second hand stores. He explained the point of the ordinance was to regulate, when these folks take something in, that they hold it for a few days to allow for law enforcement to investigate any crimes that might possibly involve those items.

Having no further business to discuss the meeting was adjourned.

Mayor Ryan Daniel

Attest:

Clerk Treasurer Rosie Coyle