

October 13, 2015

MINUTES OF A REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF NEW HAVEN, INDIANA

The Common Council of the City of New Haven, Indiana, met at the City Administration Building on the 13th day of October at the hour of 7:00 p.m. in regular session in accordance with the rules of the council.

The meeting was called to order by Mayor Terry McDonald who presided.

On call of the roll, the members of the Common Council were shown to be present or absent as follows:

Present: Ron Steinman, Sarah DiGangi, Terry Werling, Bob Byrd, Tim Martin, Floyd Ball, Craig Dellinger

Absent: None

Also Present: Attorney Steve Harants

Terry Werling made a motion to approve the minutes of the previous meeting as mailed. Craig Dellinger seconded the motion and the motion was approved.

The Title VI Statement was read for public outreach for statistical data.

The first item on the agenda under unfinished business was the public hearing for the 2016 Budget. Greg Guerrettaz, President of Financial Solutions Group said Clerk Treasurer Brenda Adams and Mayor McDonald had done a fabulous job on the 2016 Budget and is sustainable at this time. Mayor McDonald declared the public hearing regarding the 2016 Budget open to the public and making the first call. Marvin Jarvis, 9547 Falcon Way, New Haven, Indiana said the money going from the water and sewage services into the salaries for the Mayor, Clerk Treasurer, Judge and others. Marvin Jarvis said this concerns him because the rate payers are between a rock and a hard place because it looks like anytime Council votes for a water and sewer rate increase there is nothing they can do about it. Marvin Jarvis said a lot of his friends and neighbors have the usual complaint about the water and sewer rates. Marvin Jarvis said he noticed legal services were spread out among different areas and wondered why it could not be charged under one particular entity. Clerk Treasurer Brenda Adams explained to Marvin Jarvis she has a different attorney. She said Attorney Steve Harants is her and Council's Attorney and Van Gilder & Trzynka are the City Attorneys. Marvin Jarvis asked if money could be borrowed from one to another to cover legal services. Brenda Adams responded yes if it becomes necessary. Marvin Jarvis said he enjoys looking at the Police and Fire Budgets because he understands them. Marvin Jarvis said there was an article in the paper about a month and a half ago about tickets being issued here and handled in Fort Wayne. Marvin Jarvis asked if the issue had been resolved and business is as usual with the local City Court. Mayor McDonald said he cannot speak for the Judge but does not believe anything has changed since the article has been written. Police Chief Henry McKinnon said the City Court handles the citations they write. Marvin Jarvis asked if someone who receives a ticket on Interstate 69 if they are still able to bring tickets to City Court. Mayor McDonald responded not any longer. Marvin Jarvis asked if there should be any adjustments made to the City Court budget if duties have changed a little bit. Marvin Jarvis asked Clerk Treasurer Brenda Adams what the amount of the budget advertised in the newspaper. Brenda Adams responded \$14,088,072.00. Marvin Jarvis asked if the Cumulative Capital Fund was fairly new. Greg Guerrettaz responded yes. Marvin Jarvis said it did not have any significant impact on the budget as far as he was concerned. Greg responded no. Marvin Jarvis said he enjoyed looking at the Parks and Recreation Budget as well. Marvin Jarvis said it seems to him the increase being suggested for the Council Members is a bit high when looking at the economy. Marvin Jarvis said he realizes Council went without an increase last year but thinks four percent is a bit high when you look at people's Social Security which will not be increased next year. Greg told Marvin Jarvis the State Board of Accounts says the Clerk Treasurer is to allocate each person's time to the budget at which they serve. Greg said the Council serves on water and sewer and when there is an increase in water or sewage it does not mean their salaries go up. Greg said it would only affect the revenue and has nothing to do with the salaries allocated unless the payroll ordinance states it. Marvin said when he looks at his bill he compares it to Paulding Putnam for example which shows what the expense is for administration. Marvin said his water bill leads him to believe everything is for water and sewage usage which is not true. Brenda Adams told Marvin none of the Judge's salary is paid out of water or sewage. Brenda said she, the Mayor and Council deal with water and sewage. Marvin said he was looking at A-15-08 on the budget and it has the Judge on it. Brenda told Marvin that was the General Fund. Mayor McDonald made the second call, and a third call for public comments. Seeing and hearing none, Mayor McDonald declared the public hearing

closed. Bob Byrd asked about the \$15,000.00 for Code Enforcement. Brenda said that is a one-time cost for a new vehicle and it will not be on the next budget. Bob Byrd asked about the \$1,000.00 for HR under insurance. Brenda said the HR person has insurance outside of the City and the \$1,000.00 is to cover the dental, disability and life insurance. Bob Byrd asked about the Park Department insurance for \$110,000.00 and wanted to know how many employees there were. Park Superintendent Mike Clendenen responded there were five full time employees. Brenda said the budget is higher than what is spent to cover if there is a spouse due to marriage or a child added for coverage. Bob Byrd asked Brenda how she came about the \$2,500.00 increase for the two employees who work in her office. Bob said he was concerned because they are losing people due to salaries and that amount concerns him. Brenda said almost everyone in her office is making the same amount and she wanted to structure her office to have the two people learn the bookkeeping job so they can step into it when the bookkeeper retires. Brenda said she wants there to be an incentive for others to want to step into these two positions and she wanted it to be an incentive for the two employees. Brenda said the two employees have been learning the bookkeeping position for about five years and now have a lot more responsibility. Bob said he understands the need for cross-training but has a concern on the amount of money. Brenda said her hope is for someone from the front office to want to take on the added responsibilities and when the bookkeeper retires then one of the two employees will be able to step right into the position which is very important. Bob said he is not in favor of the \$2,500.00 but maybe up the salary \$1,000.00. Sarah DiGangi said these two individuals have been doing way beyond what a billing clerk does and have not getting monetary compensation for it. Brenda said the amount of \$2,500.00 will bring the salary between the billing clerk and the bookkeeper's salary. Bob asked if they were still doing Human Resources work. Brenda said yes, and people do not realize how much the Human Resources position has blossomed and doing things that were not getting done. Floyd Ball asked why there was more than one person doing HR when with his experience he has seen one person with a lot more employees than the City has. Brenda said each year they send out more than two hundred and fifty W2s'. Mayor McDonald said the Human Resources job is more than just one person. Ron Steinman asked Brenda if she has looked into outsourcing Payroll. Brenda said they have and it is very expensive and decided it is not the way they should go due to the complications of being a municipality. Ron said the reason for getting a Human Resources person was because of the Obama Care Act. Brenda responded the Human Resources person does much more than Obama Care. Ron said the concern is where the line is drawn with increases. Brenda said most of the departments have already gone through restructuring. Mayor McDonald said they are trying to make adjustments in small measures at a time. He said these two positions are crucial to Brenda having the ability to make sure everything presented on the budget and when paying out of the accounts payable we are in good graces when we go through a State Board of Accounts audit. It is also important to have a continuity plan if for whatever reason the bookkeeper could not return to work there are individuals who can step right into the position. Bob Byrd said he is not saying any of these people are not hard workers but he is elected to represent the people and as a Council Member they sometimes have to ask tough questions because that is what they are elected to do. Bob said he just needs to understand why they are doing things and make the best decision from there.

The next item on the agenda was the second reading of the 2016 Budget. Terry Werling made a motion to read for the second time the 2016 Budget. Tim Martin seconded the motion and the motion was approved by the following vote:

Ayes: Ron Steinman, Sarah DiGangi, Terry Werling, Bob Byrd, Tim Martin, Floyd Ball, Craig Dellinger

Nays: None

The Clerk Treasurer read for the second time the 2016 Budget.

The next item on the agenda was the second reading of Ordinance A-15-07 an Ordinance Fixing the Salaries of Each and Every Officer, Employee, Deputy, Assistant, and Department and Institutional Head of the City of New Haven, Indiana for the Year 2016. Floyd Ball made a motion to read for the second time by title only an Ordinance Fixing the Salaries of Each and Every Officer, Employee, Deputy, Assistant and Department and Institutional Head of the City of New Haven, Indiana for the Year 2016. Craig Dellinger seconded the motion and the motion was approved by the following vote:

Ayes: Sarah DiGangi, Terry Werling, Bob Byrd, Tim Martin, Floyd Ball, Craig Dellinger

Nays: Ron Steinman

The Clerk Treasurer read for the second time by title only Ordinance A-15-07 an Ordinance Fixing the Salaries of Each and Every Officer, Employee, Deputy, Assistant, and Department and Institutional Head of the City of New Haven, Indiana for the Year 2016 as amended.

The next item on the agenda was the second reading of Ordinance A-15-08 an Ordinance Establishing the Salaries to be Paid to the Elected Officials of the City of New Haven, Indiana for the Year 2016. Craig Dellinger said he does not believe Council should get more of an increase than what the rest of the City is getting. Sarah DiGangi said if everyone else is getting a 3.5 percent increase then it should be the same across the board but 4 percent is \$4.67 per week. Bob Byrd said it is wrong to give the employees 3.5 percent and for Council to take 4 percent. Terry Werling said he votes for the 3.5 percent increase for the Council Members. Craig Dellinger made a motion to amend Ordinance A-15-08 an Ordinance Establishing the Salaries to be Paid to the Elected Officials of the City of New Haven, Indiana for the Year 2016 changing the percent increase for the Council Members from 4 percent to 3.5 percent. Terry Werling seconded the motion and the motion was approved by the following vote:

Ayes: Ron Steinman, Sarah DiGangi, Terry Werling, Floyd Ball, Craig Dellinger
Nays: Bob Byrd, Tim Martin

Terry Werling made a motion to read for the second time as amended by title only Ordinance A-15-08 an Ordinance Establishing the Salaries to be Paid to the Elected Officials of the City of New Haven, Indiana for the Year 2016. Floyd Ball seconded the motion and the motion was approved by the following vote:

Ayes: Ron Steinman, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger
Nays: Tim Martin

The Clerk Treasurer read for the second time by title only Ordinance A-15-08 an Ordinance Establishing the Salaries to be Paid to the Elected Officials of the City of New Haven, Indiana for the Year 2016.

The next item on the agenda was the second reading of Ordinance G-15-09 an Ordinance of the Common Council of the City of New Haven, Indiana Approving Bonds of the City of New Haven Park District. Park Superintendent Mike Clendenen said the Park Department had a public hearing and the Park Board passed it. Floyd Ball asked if the Building Committee has been established yet. Mayor McDonald said not yet and he spoke with Park Board President Mike Marhenke and they came to an agreement that Brian Yoh, Leon Davis and Tanya Faupel and they are looking for one other person and Mike will service on the committee as well. Floyd said he would rather see one Park Board Member and one person from the City and the rest of the members from the community. Mayor McDonald said the committee will not be separate from the Park Board and will be looking at the design and functionality of the building with no management responsibilities. Craig Dellinger will be the Chair Person. Terry Werling made a motion to read for the second time by title only Ordinance G-15-09 an Ordinance of the Common Council of the City of New Haven, Indiana Approving Bonds of the City of New Haven Park District. Craig Dellinger seconded the motion and the motion was approved by the following vote:

Ayes: Sarah DiGangi, Terry Werling, Bob Byrd, Tim Martin, Craig Dellinger
Nays: Ron Steinman, Floyd Ball

The Clerk Treasurer read for the second time by title only Ordinance G-15-09 an Ordinance of the Common Council of the City of New Haven, Indiana Approving Bonds of the City of New Haven Park District.

Terry Werling made a motion to read for the third and final time by title only an Ordinance of the Common Council of the City of New Haven, Indiana Approving Bonds of the City of New Haven Park District. Bob Byrd seconded the motion and the motion was approved by the following vote:

Ayes: Sarah DiGangi, Terry Werling, Bob Byrd, Tim Martin, Craig Dellinger
Nays: Ron Steinman, Floyd Ball

The Clerk Treasurer read for the third and final time by title only Ordinance G-15-09 an Ordinance of the Common Council of the City of New Haven, Indiana Approving Bonds of the City of New Haven Park District. The Presiding Officer declared Ordinance G-15-09 as passed.

The next item on the agenda under new business was the public hearing on Additional Appropriation for Revolving Fund in the Amount of \$725,000.00. Clerk Treasurer Brenda Adams said every year from the CEDIT Fund \$125,000.00 is transferred to the Revolving Fund and because there is a lot of construction being done more money is needed in the CEDIT Fund

so she needs an appropriation to transfer \$725,000.00 back into the CEDIT Fund. Mayor McDonald declared the public hearing regarding the Additional Appropriation for Revolving Fund in the Amount of \$725,000.00 open to the public and making the first call. Mayor McDonald made the second call, and a third call for public comments. Seeing and hearing none, Mayor McDonald declared the public hearing closed.

The next item on the agenda was the Introduction of a Resolution to Approve an Additional Appropriation for Fund #18 Revolving Fund. Tim Martin made a motion to approve by title only an Ordinance of the Common Council of the City of New Haven, Indiana Approving Bonds of the City of New Haven Park District. Craig Dellinger seconded the motion and the motion was approved by the following vote:

Ayes: Ron Steinman, Sarah DiGangi, Terry Werling, Bob Byrd, Tim Martin, Floyd Ball, Craig Dellinger
Nays: None

The Clerk Treasurer then numbered the Resolution R-15-10 and read the same by title only a Resolution to Approve an Additional Appropriation for Fund #18 Revolving Fund. The Presiding Officer declared Resolution R-15-10 to have passed.

The next item on the agenda under new business was the public hearing on Additional Appropriation for CEDIT Fund in the Amount of \$725,000.00. Clerk Treasurer Brenda Adams said now that the appropriation was approved the \$725,000.00 needs to be transferred into the CEDIT Fund. Mayor McDonald declared the public hearing regarding the Additional Appropriation for CEDIT Fund in the Amount of \$725,000.00 open to the public and making the first call. Mayor McDonald made the second call, and a third call for public comments. Seeing and hearing none, Mayor McDonald declared the public hearing closed.

The next item on the agenda was the Introduction of a Resolution for Additional Appropriation for Fund #11 CEDIT Fund. Tim Martin made a motion to approve by title only a Resolution for Additional Appropriation for Fund #11 CEDIT Fund. Craig Dellinger seconded the motion and the motion was approved by the following vote:

Ayes: Ron Steinman, Sarah DiGangi, Terry Werling, Bob Byrd, Tim Martin, Floyd Ball, Craig Dellinger
Nays: None

The Clerk Treasurer then numbered the Resolution R-15-11 and read the same by title only a Resolution for Additional Appropriation for Fund #11 CEDIT Fund. The Presiding Officer declared Resolution R-15-11 to have passed.

The next item on the agenda was the introduction of an Ordinance Adopting a Capital Improvement Plan Specifying the Uses of Revenues to be Received Under the County Economic Development Income Tax. Clerk Treasurer Brenda Adams said this is done every two years and provided to the County Commissioners. Terry Werling made a motion to approve by title only an Ordinance Adopting a Capital Improvement Plan Specifying the Uses of Revenues to be Received Under the County Economic Development Income Tax. Tim Martin seconded the motion and the motion was approved by the following vote:

Ayes: Ron Steinman, Sarah DiGangi, Terry Werling, Bob Byrd, Tim Martin, Floyd Ball, Craig Dellinger
Nays: None

The Clerk Treasurer then numbered the Ordinance G-15-10 and read the same by title only an Ordinance Adopting a Capital Improvement Plan Specifying the Uses of Revenues to be Received Under the County Economic Development Income Tax.

Under any other business that may properly come before the Council, Floyd Ball asked Keith Schlegel, Director of Engineering when the Landin Road Project will be done. Keith said the official intermediate date is October 31, 2015 and does not see any way possible they will meet the date. He said there is a period of time where the contractor has requested additional intermediate days be added to the contract and INDOT has not responded as yet. Keith said he thinks it will be extended approximately another thirty days. Attorney Steve Harants said he has the letter completed and will send the letter to the Council Members regarding options due to the noise from animals. Bob Byrd asked why the City only partnered with two banks for the direct deposit. Brenda said any bank can be used for direct deposit and she gets flyers from banks all the time in with the paycheck stubs. Terry Werling said Brenda, Mayor McDonald and Greg did an outstanding job on the 2016 Budget. Ron Steinman said the 1st Source Bank is a nice anchor

for the downtown. Ron thanked Keith for the bus huts. Keith said the Utility Superintendent Dave Jones needs to take a lot of the credit for the bus huts. Ron said for the record the reason he voted nay on the bond for the New Haven Park District is because he was very disheartened about the structure of the Building Committee. Mayor McDonald said there are three locations that there will not be any work done yet due to some future work being done in the area and a couple questions regarding sidewalks.

Under public comments Mr. Resor asked if the City is allowed to make a steeper spec on paving the roads than what INDOT calls for. Mayor McDonald said the City could but the amount of asphalt work the City does compared to INDOT is miniscule. Mr. Resor said he has a neighbor who is parking two forty foot roll off wreckers in the driveway and in the street. Mr. Resor asked if there was anything that could be done about limiting the weight or size to not park in a residential area. Code Enforcement Officer Dave Shanebrook said he went to the location but the vehicles were not there at the time but he did find an ordinance that specifies a twenty-six thousand pound capacity in which the wreckers are under the weight restriction. Mayor McDonald said he will have someone look at it to see what they can do.

Floyd Ball moved to adjourn the meeting. Craig Dellinger seconded the motion and the motion was approved.

Brenda Adams
Clerk Treasurer

Mayor Terry McDonald
Presiding Officer