

January 12, 2016

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 12th day of January 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: Dave Cheviron, 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. Tim Martin seconded the motion and the motion was approved.

Council President Tim Martin announced he would be retiring from his position as Council Person 5th District at the end of January 2016.

The first item on the agenda was the 2016 Organizational Meeting. Council appointments to the various Boards are as follows:

The 2016 Council President nominee was Craig Dellinger. Terry Werling made a motion to nominate Craig Dellinger as Council President. Bob Byrd seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Tim Martin, Floyd Ball
Nays: None

Tim Martin nominated Sarah DiGangi for the one year appointment to serve on the Economic Development Commission. Council approved the nomination by the following vote:

Ayes: Dave Cheviron, Terry Werling, Bob Byrd, Tim Martin, Floyd Ball, Craig Dellinger
Nays: None

Tim Martin nominated Craig Dellinger for the two year appointment to serve on the Economic Development Commission. Council approved the nomination by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Tim Martin, Floyd Ball
Nays: None

Tim Martin nominated Bob Byrd and Dave Cheviron for the Redevelopment Commission. Council approved the nomination by the following vote:

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

Tim Martin nominated Sarah DiGangi to be the Council Representative to the Plan Commission. Council approved the nomination by the following vote:

Ayes: Dave Cheviron, Terry Werling, Bob Byrd, Tim Martin, Floyd Ball, Craig Dellinger
Nays: None

Council President Tim Martin announced the Council Department Liaison positions as follows:

Police and Dispatchers	Terry Werling
Fire and EMS	Bob Byrd
Court	Floyd Ball
Engineering Department	Council Person 5 th District Replacement
Planning and Economic Development	Dave Cheviron

Utility Services and Clerk's Office Sarah DiGangi
Park Department Craig Dellinger
Mayor's Office Craig Dellinger

The next item was to adopt the Rules of Procedure. Terry Werling made a motion to adopt the same Council Rules of Procedure. Craig Dellinger seconded the motion and the motion was approved by the following vote:

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

The Presiding Officer, Mayor McDonald declared the motion passed.

Terry McDonald told Tim Martin he will be missed and said one of the most notable things to recognize Tim for is he was very instrumental in getting the stun gun program started for the Police Department. Terry said this is another means of self-defense and getting control of a suspect. Terry said Tim actually bought the first two stun guns for the Police Department out of his own resources which has been very beneficial and the Officers appreciated it very much.

The dates for the insurance and employee wage meetings are April 26, 2016 and May 24, 2016. These meetings are for the employees to discuss insurance, wages or other concerns they have.

The next item on the agenda was the approval of Surety Bond for Clerk Treasurer, Brenda Adams. Bob Byrd made a motion to approve Clerk Treasurer, Brenda for Surety Bond. Craig Dellinger seconded the motion and the motion was approved by the following vote:

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

The Presiding Officer, Mayor McDonald declared the motion passed.

Under any other business that may properly come before the Council, Clerk Treasurer Brenda Adams told the Council Members at the last Council Meeting on December 22, 2015 she had asked for an encumbrance for the Police Department to purchase a new copier. Brenda said she received the invoice and was able to pay it in 2015 so she will need to rescind the request for the encumbrance. Craig Dellinger made a motion to rescind the encumbrance for the Police Department's new copier. Floyd Ball seconded the motion and the motion was approved by the following vote:

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

Jim Smith from Republic Services gave an update on the new service they began providing for the City on January 1, 2016. Jim said he has received approximately one hundred envelopes back from the postal service with address or name unknown. He is checking them out and the City's Utility office has been a great help. There are around five thousand homes they service and they have received additional calls from home owners for recycling bins so they have ran out of them but has them on order. Terry Werling said he called Republic's office and the person he spoke to was very cordial and it was a real positive conversation. Mayor McDonald said his office has received many calls but Jim has been very good about responding. Mayor McDonald said they have received several calls regarding when Earth First will be picking up their bins.

Craig Dellinger said the Parks Department received a \$35,000.00 grant and will be using it for the bandshell. Clerk Treasurer Brenda Adams said there have been five auditors from the State Board of Accounts on site auditing 2013 and 2014 and they are almost finished. The first exit conference will be on January 14th and the other one on January 20th, 2016. Brenda said hopefully the State Board of Accounts will get back on schedule and start doing the City's audit yearly again. Brenda said the City's 2016 Budget is in review now with the Department of Local Government Finance (DLGF). Terry Werling wished Tim Martin a good future and told him it has been a pleasure working with him.

Under public comments Attorney Sam Bollinger representing Auto Liquidation Center (ALC) located at 350 Lincoln Highway West, New Haven, Indiana said he wanted to raise a

concern in regards to some enforcement issues. Attorney Sam Bollinger said there has been some turbulence over the years but believes it has improved greatly with the new Police Chief Henry McKinnon. He said ALC has concerns in regards to Crown Motors and several communications have been sent to the Code Enforcement Officer asking why certain things are not being done in regards to Crown Motors but are requirements of ALC. Attorney Sam Bollinger said ALC is required to be inside certain limits and requirements regarding easements where Crown Motors does not have to comply with it. Crown Motors vehicles are not plated and they are not setting within the confines of Crown Motors but within the confines of Main's Flower Garden. It would be nice to be to get a response from Code Enforcement as to why ALC is being ticketed but do not see or hear anything about Crown Motors being ticketed. Mayor McDonald asked when the last time ALC received a ticket. The owner of ALC said a couple years ago he received a ticket for the bumper of a car being on the sidewalk a couple inches and recently he received a ticket for not having the snow cleared on the sidewalk. Mayor McDonald asked when the ticket was received for not cleaning off the sidewalk. Attorney Sam Bollinger said he thought it was in 2014 when the ticket was received for snow on the sidewalk. Attorney Sam Bollinger said ALC wants to be a good community member and contributes approximately \$20,000.00 to \$25,000.00 in taxes per year. ALC is not asking for favoritism but asked everything to be applied equally and when someone is contacted they contact back. Attorney Sam Bollinger said he would get with Council's Attorney Steve Harants to discuss the situation. Attorney Sam Bollinger said he wanted to bring the situation to the Mayor and Council's attention. Mayor McDonald said he would look into the two tickets ALC received.

Tim Martin moved to adjourn the meeting. Crain Dellinger seconded the motion and the motion was approved.

Brenda Adams
Clerk Treasurer

Mayor Terry McDonald
Presiding Officer