

**HEBRON TOWN COUNCIL
HEBRON UTILITY REGULATORY COMMISSION
MINUTES OF SEPTEMBER 16, 2008**

The Hebron Town Council and Hebron Utility Regulatory Commission Meeting of September 16, 2008 was called to order at 7:00 p.m. by Vice President Kelly Teel. In attendance was Councilmen Peter Breuckman, Jeffery Grogan; Councilwomen Joyce Kaczmarek and Kelly Teel; Clerk-Treasurer Terri Waywood; Town Marshall Steve Sibbrell; Public Works Director Steve Martin; Attorney Brian E. Less and Recording Secretary Joanne Garrett-Hansen. Councilman Don Ensign was not in attendance at the beginning of the meeting, however, he did arrive later.

Following the Pledge of Allegiance to the Flag, on motion of Councilman Grogan, seconded by Councilman Breuckman and duly carried 4-0, the minutes of the August 19, 2008 meeting were approved as presented. On motion of Councilman Grogan, seconded by Councilwoman Teel and duly carried 4-0, the minute of the Budget Hearing of September 6, 2008 was approved as presented.

Clerk-Treasurer's Report - Clerk-Treasurer Waywood reported that the Town received the second tax draw of \$168,969.66 into the General Fund and for CCD a draw was received in the amount of \$8,150.94. She further stated that she is anticipating at least one more draw with the final payment in February.

Mrs. Waywood reported that she currently investing money at 2.6% and she further noted she was able to get the same rate. She noted that currently invested is \$400,000.00 from Major Moves, \$300,000.00 from the General Fund, \$60,000.00 from the Rainy Day Fund and \$40,000.00 from Community Center for a total of \$800,000.00 and that these will become due at the end of the month. She asked for Council approval to invest the same amount with the possible addition of an additional \$25,000.00 from General Funds for a total of \$825,000.00. On motion of Councilman Grogan, seconded by Councilman Breuckman and duly carried 5-0, this request was approved.

Hickory Street Parking Issue - Mrs. Waywood reported that it was brought to her attention that garbage company cannot get the truck down Hickory as there is parking on both sides of the road. Discussion ensued. This matter was directed to the Traffic Committee for recommendation.

Porter County Convention, Recreation and Visitors Commission is hosting a meeting at the Opera House September 17th from 6:00 - 8:30. She said the public is welcome to attend.

Utility Adjustments - Kristine Ramos' request for adjustment was due to the filling of a swimming pool. Discussion ensued. On motion of Councilman Grogan, seconded by Councilman Breuckman, and duly carried 4-0, the Council approved an adjustment to the sewer portion of the utility bill to an average over the passed 12 months of usage.

Thomas Rumford's request for adjustment was canceled as he is not requesting an adjustment.

John Sprinks, Jr.'s request for adjustment was due to vandalism at his pool. On motion of Councilman Grogan, seconded by Councilwoman Kaczmarski and duly carried 4-0, the Council approved an adjustment to the sewer portion of the utility bill to an average over the passed 12 months of usage.

Old Business - None

New Business

2009 Budget - On motion of Councilman Grogan, seconded by Councilwoman Kaczmarski and duly carried 4-0, the Budget was passed and adopted.

Daniel Calvert - Vice President Teel noted that Mr. Calvert was seeking compensation for a water leak at his house, 301 E. Casey. Mr. Calvert explained that there was a leak between the house and the buffalo box. He further stated that after digging at the location marked by the Town it was found that the leak was 12 ½ feet from the marked location. Vice President Teel noted that the Town does not locate a leak on a resident's property and that the Town is merely responsible for the line at the street. Discussion ensued. Attorney Less stated that the Town cannot know where the lateral lines are located and in his opinion the Town is not liable for any expenses. He further stated that the Council needs to discuss this matter at an Executive Meeting under threaten litigation.

Street Repaving - Councilman Grogan reported that there is a savings for the cost of paving some of the streets and he asked for Council approval to take this savings and add some additional funds with the savings to pave some additional streets. Discussion ensued. On motion of Councilman Grogan, seconded by Councilman Breuckman and duly carried 4-0, the Council approved an additional cost of \$39,389.90. Clerk-Treasurer Waywood asked for direction from which account to take these funds. The Council tabled this request.

Bowling Alley Road - Councilman Grogan reported that it was recently discovered that the Town owns ½ of Bowling Alley Road. He further noted that bids have been requested for the repaving of this road. This matter was tabled until the Town receives bids.

Porter County Animal Shelter Contract - Vice President Teel noted that this is the same contract as last year's contract. On motion of Councilman Breuckman, seconded by Councilwoman Kaczmarski and duly carried 4-0, the Council approved this contract.

Out of Town Function Requests - On motion of Councilman Breuckman, seconded by Councilman Grogan and duly carried 4-0, the Council approved Attorneys Fitzgerald and Less' attendance at the IACT conference.

Ordinance 2008-09-16 - Storm Water User Fees - Councilman Grogan explained this Ordinance indicating that the Storm Water Drainage Board approved it at their regular monthly

meeting. He noted that the fees will increase \$2.00 in November 2008, \$1.00 November 2009 and \$1.00 November 2010 bringing the rate back to the original rate of \$8.00. On motion of Councilman Grogan, seconded by Councilwoman Teel and duly carried 4-0, Ordinance 2008-09-16 was passed and adopted. On motion of Councilman Breuckman, seconded by Councilman Grogan and duly carried 4-0, Clerk-Treasurer Waywood was authorized to notify the public on the September 31, 2008 water bill.

Resolution 2008-09-16 - Transfer Resolution - This Resolution was read by Vice President Teel. On motion of Councilman Grogan, seconded by Councilwoman Kaczmariski, and duly carried 4-0-1, with Councilman Ensign abstaining due to late arrival, Resolution 2008-09-16 was passed and adopted.

Road Block Request - Vice President Teel announced that this request for a road block to benefit PJ Fox was placed on the agenda by her. She noted that PJ Fox is a local youth who is battling cancer and his friends want to have a road block to collect funds to help. On motion of Councilman Breuckman, seconded by Councilman Grogan and duly carried 5-0, the Council approved this request pending insurance.

Department Reports

Parks - No report.

Police Department

Employment Issues - Chief Sibbrell asked for Council approval to hire Paul McKamey as a full time officer effective September 15th. On motion of Councilman Ensign, seconded by Councilman Grogan and duly carried 5-0, Paul McKamey was hired as a full time officer.

Chief Sibbrell asked for approval to hire two part-time dispatchers, Kristina Smith and Shannada Evans pending their passing a drug test. On motion of Councilman Grogan, seconded by Councilman Breuckman and duly carried 5-0 approved was given.

A Child is Missing Alert - Chief Sibbrell requested approved to join the Child is Missing Alert. He noted that this Florida organization will call members of the Community within 15 seconds of receiving a call regarding a missing child notifying the Community of a missing child. He further noted that this program is being used by Valparaiso and that it is a no cost to the Town. On motion of Councilman Grogan, seconded by Councilman Ensign and duly carried 5-0, the Council authorized participation in this program as long as there were no costs.

Chief Sibbrell announced that Officer Steve Spurr recently graduated from the Academy. He further noted that Councilman Grogan attended the graduation.

Chief Sibbrell asked for Council approval to meeting with the attorneys regarding an

Ordinance on bike licenses. Discussion ensued. On motion of Councilman Grogan, seconded by Councilwoman Kaczmarek and duly carried 5-0, the Council approved the bike registration sticker.

Fire Department

Mark Hoagland thanked the Town for fixing the drainage problem at the Fire Department. Steve Martin noted that the line was plugged, but a basin is needed which will cost \$75.00. Clerk- Treasurer Waywood stated that the Fire Department has the funds to cover this cost.

Seal Coating – Discussion ensued. This matter was tabled until next meeting.

Garage Doors - It was reported that the Fire Station is in need of new door openers. Two bids were obtained for the replace of seven openers: A1 \$4,655.00 plus tax and Overhead Door \$6,100.00 plus tax. Discussion ensued. This matter was tabled until next meeting.

Fire Department Open House is scheduled for October 11 from 11:00 to 2:00.

Workshop with Fire Department - Chief Chad Franzman asked for a workshop to discuss the pending contract issues between the Department and the Town.

Hebron Redevelopment Commission - No report

Public Works

Probation Change - Steve Martin recommended reducing the existing probation period from one year to 90 days. Discussion ensued. This matter was tabled pending additional information.

Councilman Grogan informed that Council that Building Inspector George Harness has requested a digital camera. Attorney Less announced that Petry, Fitzgerald and Less will donate \$150.00 toward the purchase of this camera.

Force Main - Steve Martin reported that because of the weather the work has been delayed, but they are bringing in the equipment by the end of this week and the work should start at Chicago Street working West. He noted they will do the highway portion first.

Misty Glen - Mr. Martin reported that kids were swimming in the retention pond at Misty Glen and he asked if signs should be posted. Attorney Less said this matter should be discussed in an Executive Session.

Charles Mendez - Mr. Martin asked that Mr. Mendez be removed from probation effective September 30, 2008 and that his salary be increased accordingly.

Streets - Mr. Martin noted that a base coat is being placed on Maxwell, Scott, Washington, and McAlpin. He noted that once the base coat is applied, the top coat will be applied to the streets.

Seminar - Mr. Martin asked for permission for him and Larry Worley to attend the Alliance Indiana Rural Water Seminar, Elizabeth, Indiana at the cost of \$75.00 each with room costing \$75.00 per day for three days. On motion of Councilman Grogan, seconded by Councilman Ensign, and duly carried 5-0, the Council approved this request at a not to exceed \$650.00.

Hawk Lake - Councilman Grogan informed the Council that Public Work's employees have been out since 1:00 yesterday afternoon manning the pumps and Public Work Director Martin stated that they will be out all night manning the pump.

Public comments -

Flooding - Following a discussion on the recent flooding, the Council requested a Workshop with representatives from the Porter County Drainage Board, Dave Burros, Carol Knoblock, and Kevin Breitzke. Mike Bucko stated that if the ditch is in the County, it falls on the shoulders of the Commissioners.

There being no further business before the Council, on motion of Councilman Grogan, seconded by Councilman Breuckman and duly carried 5-0, the meeting was adjourned.

Respectfully submitted,

Terri Waywood, Clerk-Treasurer

Approved:

Donald Ensign, President