

**HEBRON TOWN COUNCIL
HEBRON UTILITY REGULATORY COMMISSION
MINUTES OF JANUARY 22, 2008**

The Hebron Town Council and Hebron Utility Regulatory Commission Meeting of January 22, 2008 was called to order at 7:00 p.m. by President Donald Ensign. In attendance was Councilmen Peter Breuckman, Donald Ensign, Jeffery Grogan; Councilwomen Joyce Kaczmariski and Kelly Teel; Clerk-Treasurer Terri Waywood; Public Works Director Steve Martin; Town Marshall Steve Sibbrell; Attorney Brian E. Less, and Recording Secretary Joanne Garrett-Hansen.

Following the Pledge of Allegiance to the Flag, on motion of Councilman Grogan, seconded by Councilwoman Teel, and duly carried 5-0, the minutes of the December 18, 2007 and January 1, 2008 were approved as presented.

Clerk's Report - Clerk-Treasurer Waywood reported that property tax draws were received in the amount of \$321,389.86 of which \$306,713.93 was placed into the General Fund and \$14,675.93 went into CCD. She further reported that she received three bids from local banks and obtained a rate of 4.5% for a period of thirty days. She then invested \$400,000.00 from the Major Moves. Major Moves was reimbursed in December by the Tax Anticipation Warrant. She asked for the Council opinion on what time frame they would like her to invest the funds. Mrs. Waywood stated that the General Fund was in good shape for the next couple of months and she noted that the interest rate was better on a 30-day period. Discussion ensued. It was the general consensus of the Council that Mrs. Waywood should invest the funds on a 30-day term, but that she should continue to monitor the interest rate.

Mrs. Waywood explained the upcoming Resolution noting that a new line item (385 Interest Paid Under Debt) was added.

Docket - President Ensign read the docket totals for January 22, 2008: Total Disbursed \$1,344,969.49; Transfers \$597,638.03, and Net Disbursed \$747,331.45. On motion of Councilman Grogan, seconded by Councilwoman Teel, and duly carried 5-0, the Docket was approved as presented.

Utility Adjustments - None

Old Business

Resolution 2008-01-01 Amended Appointments - On motion of Councilwoman Teel, seconded by Councilman Grogan and duly carried 5-0, Resolution 2008-01-01 as amended was passed and adopted.

Ordinance 2008-01-01 - President Ensign noted that an Executive Session needs to be scheduled in order to discuss the vacation issue that was discussed at the last meeting. On motion of Councilman Grogan, seconded by Councilwoman Kaczmariski and duly carried 5-0, the Council again passed and adopted this Ordinance tabling the last paragraph dealing with vacation time.

Suman Das - Attorney Brian E. Less reported that the land is coming in as commercial. He noted that the Plan Commission did look at the present excepted usages under the zoning of Commercial and

determined that there were several types of business that should be restricted from the area. He noted that Mrs. Das has agreed to the suggested restricted businesses. Discussion ensued regarding the amount of the property that will be zoned at one time. On motion of Councilman Breuckman, seconded by Councilman Grogan, and duly carried 5-0, the Council accepted the commercial zoning for 30 acres of the property with noted exceptions as shown Land Use Appendix.

New Business

Anton Insurance - Mike Anton introduced Leslie Bunchek, Jim Anton and himself. He noted that Anton Insurance was able to bring terms to the Town from Employer's Mutual Casualty Company that resulted in savings of approximately \$37,000 savings. He noted that in the former policy, claims had to be incurred and reported within the current year. He asked for Council approval to execute an application for Prior Acts Coverage at the cost of \$100.00. Mr. Anton explained the Worker's Compensation carrier, IPEP. He noted that the Town's rate was 2.21% and is now down 1.69%. On motion of Councilman Grogan, seconded by Councilwoman Teel and duly carried 5-0, the Council approved the Prior Act Coverage at the cost of \$100.00. Mike Anton volunteered to perform a workshop to discuss insurance and liabilities.

Lorelei Weimer - Ms. Weimer presented an update on the Porter County Convention, Recreation, and Visitor Commission.

Resolution 2008-01-22 - A Resolution Supporting the Porter County Convention, Recreation and Visitors Commission. On motion of Councilwoman Teel, seconded by Councilman Grogan and duly carried 5-0, the Resolution 2008-01-22 was passed and adopted.

2010 Census - Clerk-Treasurer Waywood reported that the census package must be completed by end of March 2008. She noted that Wilbur Cox has reviewed the map and has stated it looks okay. Mrs. Waywood stated that Councilwoman Teel has volunteered to review the census CD and to help getting this completed.

Antique Street Lights - President Ensign noted that the modifications were made because of NIPSCO and ComCast requirements, planter arms had to be modified and the name plates had to be added. He read a letter from the Beautification Committee present which noted that an update was made by the Beautification Committee, all benches, trash containers, etc. will be black and only 12 benches and trash contained will be required. On motion of Councilman Grogan, seconded by Councilwoman Teel and duly carried 5-0, the Council accepted the street lights are presented.

Historical Society - President Ensign read a letter from the Historical Society President requesting a light at the southeast corner of the Pan Handle Depot. Discussion ensued. The Council asked Public Works Director Steve Martin to look into the matter and to take care of the situation.

Out of Town Function - On motion of Councilman Fishero, seconded by Councilwoman Kaczmariski and duly carried 5-0, the Council approved Steve Martin and Larry Melvin's request to attend the annual meeting; Building Inspectors George Harness' request to attend the annual training session; and Clerk-Treasurer's request to attend State Board of Accounts training sessions.

Resolution 2008-01-22A - Transfer Appropriation - On motion of Councilwoman Teel, seconded by Councilwoman Kaczmariski and duly carried 5-0, Resolution 2008-01-22A was passed and

adopted.

Salary Ordinance - Discussion ensued regarding giving a week's vacation instead of a pay raise. President Ensign stated that the Ordinance needs to be clarified.

Attorney Report

Webster Trucking - Attorney Less reported that the Plan Commission has approved proceeding with litigation against Webster Trucking for their lack of paving; however, it was discovered that Webster Trucking does not own the property. The property is owned by William Wall who is selling the property on contract to All Star Properties who rents to Webster Trucking. Mr. Less noted that Mr. Wall is planning on foreclosing on All Star Properties. Mr. Wall is willing to work with the Town.

Tax Anticipation Warrant - Attorney Less reported that the Town received the final statement from Bingham and McHale and he noted that First National Bank did hold the rate at 3.95% which is very, very good.

HD Environmental - Attorney Less reported that there is an arbitration clause on the contract so we are sending notice that we are going to enforce that provision and we will then fast track that through AAA which will take approximately 4 to 5 months. He noted that there are charges for this and he will keep the Council informed.

Department Reports

Parks - Mike Spicer reported that the new equipment is here. The ice skating rink is open. When asked about the warming shed, Steve Martin replied that he did not know if it was open yet. Mr. Spicer asked Mr. Martin to place a picnic table in the shed so people will have a place to put on their skates.

Easter Egg Hunt - Mr. Spicer reported that it will take place at Cohen Park on March 22, 2008 and that the Board is looking at increasing the number of eggs from 3000 to 8000.

Police Department

Monthly stats - Chief Sibbrell reported that 20 citations, 252 warnings, 109 citizen request, 25 suspicious persons, 92 assist to other jurisdictions. The police had a total for the year of 7255 calls which was up 145 from last year. Mr. Sibbrell noted that last year and this year was the highest number of calls since 2002.

NILEA - Chief Sibbrell noted that he was recently appointed to the Northwest Indiana Law Enforcement Academy Board of Directors.

Chief Sibbrell reported that his department is doing an update on Rules and Regulations and SOPs to make sure they are in compliance and up-to-date. He stated that he attended two pipe line seminars. As a side note, he reported that in four years the State of Indiana is going to require all squad cars to be equipped with license scanners. He noted that the cost to for the Town's 8 cars would be approximately \$55,000.00 and that he is looking at grants. He noted that the portable radio that the department is using is working "pretty good".

Public Works

President Ensign thanked Steve Martin and his department for taking care of Mrs. Hon.

Monroe Lift Station - Mr. Martin reported that the Town did receive the construction permit for the lift station. He noted that he talked with InfraSource and they have sent a new contract and they will be taking care of the traffic control on the South side. He asked for approval from the Council to advertise so we can begin work when the weather breaks. On motion of Councilman Grogan, seconded by Councilwoman Kaczmarek and duly carried 5-0, the Council approved Mr. Martin meeting with John Phipps to get the bid package together for the Monroe Lift Station. Mr. Martin reported that Mr. Phipps believed that this was included in their original contract.

Community Center - Sump pump electrical issue - Mr. Martin reported that there is no power connected to the sump pump. Mr. Martin noted that the electrical issues were not addressed in the HD Environmental contract. Mr. Martin was advised to discuss this matter with Attorney Less. Discussion ensued.

Signs - Mr. Martin reported that his department picked up the signs for the RT 8 intersection and they will be going up tomorrow.

Main Street Update - Mr. Martin reported that the next phase may change due to a change in the project. It was determined that there is no drainage on the South side of Town and that the State needs to obtain property to place a pond. Phase Six should be from the light to Alyea Street.. He noted that on Rt. 8 the State did not purchase a right-of-way. It was noted that this Spring the manholes will be raised.

Public Comments

Truck Traffic - Marianne Struble reported on truck traffic on Sigler and that the \$500 fine sign is not posted. Steve Martin noted that the signs are going up on Rt. 8 tomorrow.

Tax Warrant - Jamie Uzelac asked if the Tax Warrant would be paid back before the six month period. President Ensign responded that the plan is to pay off the loan as soon as the funds are available.

Garbage - It was noted that a refrigerator has been left at the road for a week and not picked up by the garbage company. She also noted that garbage is left on the road. President Ensign directed Clerk-Treasurer Waywood to contact James Metros of Allied Waste regarding this matter.

Stop Signs at Lincoln and Bates - When questioned about the noted signs, President Ensign stated that the signs were installed due to a safety issue.

Kate DeFries thanked Jamie Uzelac and Vickie Stubblefield for their outstanding job performance.

Terri Waywood took the opportunity to thank her staff, Susan Aylea and Pat Fry, Police Department

and Street Department for their outstanding performance and help in her first three weeks in office.

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

Respectfully submitted,

Terri Waywood, Clerk-Treasurer

Approved:

Donald Ensign, President