

**HEBRON TOWN COUNCIL
HEBRON UTILITY REGULATORY COMMISSION
MINUTES OF APRIL 21, 2009**

The Hebron Town Council and Hebron Utility Regulatory Commission Meeting of April 21, 2009 was called to order at 7:00 p.m. by President Donald Ensign. In attendance was Councilmen Jeff Grogan, Pete Breuckman David Peeler and Donald Ensign; Councilwoman Joyce Kaczmariski; Clerk-Treasurer Terri Waywood; Town Marshall Steve Sibbrell; Public Works Employee Larry Worley; Attorney Theodore A. Fitzgerald and Recording Secretary Joanne Garrett-Hansen.

President Ensign introduced newly appointed Councilman David Peeler.

Following the Pledge of Allegiance to the Flag, on motion of Councilman Breuckman, seconded by Councilwoman Kaczmariski and duly carried 5-0, the minutes of March 17, 2009 were approved as presented.

Docket - President Ensign read the docket totals for April 21, 2009: Total Disbursed \$567,386.68; Transfers \$330,159.18 and Net Disbursed \$237,227.50. On motion of Councilman Grogan, seconded by Councilman Peeler and duly carried 5-0, the Council approved the docket as presented.

Clerk-Treasurer's Report - Clerk-Treasurer Waywood reported that the Town did receive a 2008 property tax draw of \$154,228.59. She further indicated that the Town should receive one more draw of approximately \$40,000.00 which will be the final draw for 2008. She reported that so far the Town has to date received \$513,831.29 in taxes.

Mrs. Waywood reported that she received a check in the amount of \$96,664.23 for CEDIT. She noted that they are doing things a little differently this year, as the Town received this for April and will now be receiving checks monthly.

Mrs. Waywood asked for approval to transfer \$9,000.00 from the Waste Water Surplus fund to the Waste Water Operating fund in order to pay for previously purchased items. On motion of Councilman Grogan, seconded by Councilman Breuckman and duly carried 5-0, this request was approved.

Education reimbursement - Mrs. Waywood noted that there was a mix-up with the Town credit card and Larry Worley had to pay for a conference. She asked for permission to reimburse Mr. Worley \$122.09. On motion of Councilman Grogan, seconded by Councilman Peeler and duly carried 5-0, this request was approved.

Utility Adjustments

Robert Stump - Mr. Stump was not in attendance. On motion of Councilman Grogan, seconded by Councilman Breuckman and duly carried 5-0, this request was tabled.

New Business

Planting Day Award – President Ensign gave a brief description of this award before presenting the Hebron Middle School with the 2009 award. Erin Plumber accepted on behalf of the school.

Hebron Post Office - President Ensign read a letter from the Hebron Postmaster, Erma Miran, regarding the collection box which has been relocated to the Town's parking lot on the East boundary of the USPS property line. He noted that access to this area is through the Town's parking lot and not the Post Office's parking lot. Discussion ensued. Mr. Ensign asked that the Post Office place an ad in the local paper informing the Community of the change in location of this collection box and asked Mike Reick to add the information to the Town's website.

Ordinance No. 2009-04-21- An Ordinance Amending Board of Works Rules and Regulations Section 2-176 - President Ensign read the Ordinance. On motion of Councilman Grogan, seconded by Councilwoman Kaczmariski and duly carried 5-0, Ordinance No. 2009-04-21 was passed and adopted.

Ordinance No. 2009-04-21A- An Ordinance Amending Chapter 50 of the Hebron Municipal Code by Amending Article II Section 50-32 - Garbage Rates - President Ensign read the Ordinance. On motion of Councilman Breuckman, seconded by Councilwoman Kaczmariski and Councilman Peeler and duly carried 5-0, Ordinance No. 2009-04-21A was passed and adopted.

Resolution 2009-04-21 - Transfer of Appropriations - President Ensign read this Resolution. On motion of Councilman Peeler, seconded by Councilman Grogan and duly carried 5-0, Resolution 2009-04-21 was passed and adopted.

Appointments -

Plan Commission - President Ensign announced that he has resigned from the Plan Commission. He noted that his resignation is due to the recent appointment of Councilman Peeler, who also is a Plan Commission member and the fact that only two councilmen can serve on the Commission. Mr. Ensign asked for a motion to approve Jennifer Manitai as the new appointment to the Plan Commission. On motion of Councilman Grogan, seconded by Councilman Breuckman and duly carried 5-0, the Council approved this appointment.

Storm Water Management Board - President Ensign read a letter of resignation submitted by Board member, Marianne Struble. He stated that the Council greatly appreciated Mrs. Struble for her dedication to the Board and wish her and her husband good health. Mr. Ensign stated two applications were received for this vacancy, Dwayne Dobson and Paul McKemy. On motion of

Councilman Grogan, seconded by Councilman Peeler and duly carried 5-0, the Council appointed Dwayne Dobson to this vacancy.

Trustmark Recovery Services - Clerk-Treasurer Waywood asked the Council for approval to hire Trustmark Recovery Services for the collection of unpaid utility bills. She noted that Trustmark will take 28% of the recovered funds and the balance will go to the Town. Discussion ensued. On motion of Councilman Grogan, seconded by Councilman Breuckman and duly carried 5-0, this matter was tabled until Attorney Fitzgerald can review the contract.

Department Reports

Parks - Steve Sibbrell reported that the Stage Coach Inn has been painted. He further noted that he was advised that the building's north side siding is in really bad shape and probably cannot be painted again, but this paint should hold for three to four years. A discussion ensued regarding siding of the building.

Brookwood Park - Mr. Sibbrell noted that the park equipment slated for this Park has been installed at Alyea Park. He further reported that one Brookwood Development is back on track, equipment will be ordered for this Park.

Mr. Sibbrell announced that the Hebron National Honor Society's students are going to be painting the park equipment at Alyea Park this year.

Police Department

Police Car - Chief Sibbrell reported that the Department was in need of a squad. He stated that officers are patrolling in their personal vehicles. Mr. Sibbrell recommended the purchase of a 2009 Dodge Charger at the total cost, including equipment, of \$17,875.00. He noted that the price for the car was \$20,875.00, that an additional cost of needed equipment is \$3,000.00 for a total of \$23,875.00 minus \$6,000.00, insurance recovery for another squad. Mr. Sibbrell stated that this cost totally outfits the squad with light bars, etc. Mr. Ensign stated that Mr. Sibbrell's recommendation stated that this will be the last purchase for 2009 and for 2010. Mr. Grogan noted that four of the squads are currently under warranty. Discussion ensued. Councilman Breuckman stated that the Council should wait until later in the year for this purchase. On motion of Councilman Grogan, seconded by Councilman Peeler and Councilwoman Kaczmariski and duly carried 4-1, the Council approved the purchase of \$17,875.00 with the funds coming from CEDIT and the balance from the Police Equipment Funds.

Promotions - Chief Sibbrell requested permission to promotion Tony Fencil to Sargent and Paul McKemy to L effective May 7, 2009. On motion of Councilman Peeler, seconded by Councilman Grogan and Councilwoman Kaczmariski and duly carried 5-0, this request was approved.

Dispatch Facility - Chief Sibbrell stated he was asked to put together a complete packet of information regarding switching to County dispatch including pros and cons. He noted that the Hebron Police Station would be opened from 8:00 a.m. to 8:00 p.m. Monday through Friday and 8:00 a.m. to 12:00 p.m. on Saturdays. He further stated a 911 telephone is already in place on the outside of the Station and that 911 calls are free. He noted that this telephone line runs directly to the dispatch center in Porter County. Clerk-Treasurer Waywood stated that the savings for switching to County Dispatch would be approximately \$60,000.00 per year and that these funds will be used for expenses not funded in 2009. When questioned as to whether or not this is a state law, Chief Sibbrell replied that is a bill which has not passed, but that the Department needs to be proactive. Discussion ensued. On motion of Councilman Grogan, seconded by Councilwoman Kaczmariski and duly carried 5-0, the Council voted to move forward with the consolidation with Porter County Dispatch.

Fire Department - No report

Public Works - Larry Worley reported that mowing has started and that it is going okay. He further noted that Public Works Director Steve Martin is looking into quotes for street sweeping.

H.R.C. - No report

Newton & Wanda Robertson - Newton and Wanda Robertson asked the Council to reconsider the Ordinance dealing landlord utility bills. Discussion ensued. Attorney Fitzgerald asked for a proposal from the Robertsons and stated that the Town will take a look at it.

Main Street Project - It was reported that due to the current detour, 85 tickets were issued at the intersection of Lincoln and Bates streets since April 18, 2009. Discussion ensued regarding this issue. President Ensign asked that the Town do something proactive so that people see the stop sign.

Attorney Report - Attorney Fitzgerald announced that the Town is now the owner of the three parcels of property donated by Mr. VanDerNoord.

Grant - Attorney Fitzgerald stated a preliminary items need to be address: hiring Ted Sommer to review the current rates and hiring Bond Counsel. Mr. Fitzgerald recommended Sue Beasley for the Bond Counsel. On motion of Councilman Grogan, seconded by Councilman Breuckman and duly carried 5-0, the Council approved Mr. Fitzgerald's request to move forward with Ted Sommer and Sue Beasley.

Attorney Fitzgerald asked for Council approval to send a letter to INDOT stating that the Town does not require a driveway entrance on the north side of the building located on Sigler and Main. On motion of Councilman Grogan, seconded by Councilman Peeler, the Council

authorized President Ensign to sign such a letter. Mr. Fitzgerald stated that this savings could cover the cost of some additional street lights and he noted he asked INDOT to consider this a request.

Mrs. Waywood announced that NIPSCO should be removing the dawn to dusk lights and the meter pole on the Town parking lot by Petry, Fitzgerald and Less.

Animal Holding - The Council asked Chief Sibbrell to follow-up on animal cages.

505 West South - Discussion ensued regarding issues in this area. The Council asked Larry Worley to look into the matter.

There being no further business before the Council, on motion of Councilman Breuckman, seconded by Councilman Grogan and duly carried 4-0, the meeting was adjourned.

Respectfully submitted,

Terri Waywood, Clerk-Treasurer

Approved:

Donald Ensign, President