

TOWN COUNCIL OF LEO-CEDARVILLE
MEETING MINUTES
APRIL 19, 2011

ATTENDANCE:

John Clendenen – Council President
John Eastes – Vice President
Paul Steffens
Gordon Liechty, Jr.
Timothy Richards
Pamela Spannuth – Clerk-Treasurer
Peggy Garton – Town Administrator

7:00 – Council President Clendenen opened the meeting with the Pledge of Allegiance.

AGENDA – The April 19, 2011 agenda was unanimously accepted with flexibility.

TOM HARRIS – Mr. Harris, from the Allen County Council, was present at the meeting. He offered to answer any questions the council may have for the County Council.

APRIL 19, 2011 MINUTES – The April 19, 2011 meeting minutes were approved as distributed.

WIELAND PROPERTY – Mr. Lauer was present at the meeting to discuss the commercial property on Main Street which has recently changed ownership. The property owner has requested that the town improve the parking area adjacent to the building and in exchange he would deem it as “public parking.” Mr. Lauer provided documentation showing the parking area under consideration. The previous property owner has retained ownership of a driveway to the rear of the building which leads to an outbuilding. Mr. Lauer did state that other businesses in the area have paid for parking improvements adjacent to their places of business however the parking spaces remained for use by those specific business’ only. He provided a proposed plan showing public sidewalks that could be placed along the side of the building and seven public parking spaces with parking bumpers. The estimate provided was approximately \$17,000.00 for this improvement including engineering. Mr. Clendenen stated that since the owner is willing to deem these parking spaces as public parking, there would be a public benefit for the town to consider improving the parking in this area. Mr. Lauer recommended that the business may need to fill the basement window wells in with brick in order to be able to grade the sidewalk/parking lot area properly. Discussion ensued regarding how many spaces should be deemed as handicap parking.

Mr. Eastes recommended that the owner be asked to contribute to the cost of the sidewalk as well as covering the cost of sealing off the basement windows. Mr. Richards stated that he does not necessarily feel the owner should pay towards the sidewalk but would support the consensus of the council; he agrees there would be a public benefit for the town to improve the parking and sidewalk in this area. Mr. Steffens and Mr. Liechty, Jr. agree that the owner should contribute to the sidewalk.

FINANCIAL REPORT – Ms. Spannuth provided copies of the March 31, 2011 reconciled fund and appropriation reports.

GOLF CART ORDINANCE – Ms. Garton brought to the attention of the council the concern that golf carts may need to be inspected and provided permits by the town to drive on town streets. Mr. Clendenen stated that Leo-Cedarville has the right to control the method in which golf carts are regulated and whether permits are to be used or not. He feels that if the town required a permit it would put the town in a position of having to inspect the golf carts and charge fees.

RESOLUTION 2011-03 - PONY EXPRESS RUN ADOPTION – Ms. Garton provided copies of Resolution 2011-03, accepting the dedication of public right-of-way. Mr. Clendenen read the resolution for introduction and consideration. Mr. Eastes moved that the council adopt resolution 2011-03 accepting the dedication of Pony Express Run as public right-of-way. The motion for the town to adopt Pony Express Run was passed by unanimous vote.

QUOTES FOR CEMENT REPAIR – Mr. Eastes moved to accept the quote from Bryan Mires for street repairs on Pony Express Run for \$9,600.00 with the addition of \$1,100.00 for cement repair and a picnic table pad at the Cedarville Park; a total of \$10,700.00. Mr. Steffens seconded the motion. The motion passed by unanimous vote.

TRAIL GRANT UPDATE – Ms. Garton provided a status update on the trail grant application. Most of the work required by the town for the application process has been completed to date. The completed grant application will be submitted by the deadline of May 1, 2011.

SIDEWALK REPAIRS – Ms. Garton requested that the council consider beginning sidewalk improvements at the following locations: the 12' of sidewalk that is damaged on Hosler Road at the intersection of Amstutz and Hosler, and sections of sidewalk on Amstutz Road that is not ADA compliant, such as the school crossing area and the public walkway which currently has steps. Mr. Eastes moved that the town engineer provide the engineering specifications for the above noted items (C. and D. on the sidewalk inventory). Mr. Liechty, Jr. seconded the motion. Motion passed by unanimous vote.

TOWN TRUCK – Ms. Garton stated that the town truck is breaking down at an increasing rate. The truck has been through five plow seasons which is hard on vehicles. The council discussed other possible options for replacing the truck. A heavier truck should be considered due to the heavy duty type of work that is required such as pulling the leaf vacuum and snow plowing. Mr. Clendenen also suggested that the council consider purchasing a smaller truck for the purpose of smaller jobs to help save on the wear and tear and fuel expenses. Mr. Clendenen will research this further; topic will remain on the agenda for further discussion.

HOSLER ROAD BRIDGE – Ms. Garton mentioned to Mr. Harris, County Councilman, that Leo-Cedarville is planning on installing a trail/walkway along Hosler Road; there is a bridge on Hosler Road along the proposed pathway that the county maintains.

ALLEN COUNTY SHERIFF'S DEPARTMENT – COMMUNITY RESOURCE OFFICE AGREEMENT – The council reviewed the proposed agreement as amended per the request of the town council. Mr. Eastes moved that the town enter into the agreement as amended. Mr. Steffens seconded. The agreement was approved by unanimous vote.

ORDINANCE 2011-01 – GARBAGE ORDINANCE (amendment) – The council moved to waive the full reading of the ordinance. Mr. Richards moved to adopt ordinance 2011-01; Mr. Steffens seconded. The ordinance passed by unanimous vote. This ordinance amendment permits residents to opt out of the residential garbage agreement through the notification process stated in the ordinance. Interested residents will need to contact the town office to request this option.

ORDINANCE 2011-02 – PARK BOARD ORDINANCE (amendment) – Mr. Clendenen read the proposed amendments made to the existing 2007 ordinance which established a department of parks department. The council considered this introduction as the first reading of the ordinance. This will be published in the East Allen County Courier and published on the town's website. This will be on the next agenda for further consideration and adoption.

GARBAGE REFUND REQUEST LETTER – The council discussed the letter submitted by Mr. Gordon Liechty, Sr. for a refund of garbage fees at a specific residential address that has not been utilizing the garbage service. Mr. Richards stated that the ordinance in effect, during the period of time in question, should still be enforced; the ordinance did not allow opting out. The council agreed with this opinion. Mr. Clendenen will respond to this letter stating the opinion of the council.

EDUCATIONAL OPPORTUNITIES – Mr. Eastes stated that he is interested in attending the upcoming IACT roundtable as well as the Annual Clerk-Treasurer's School in Indianapolis. Mr. Clendenen moved to approve the expenses related to Mr. Eastes attending the annual Clerk-Treasurer's workshop. The council unanimously approved the motion.

VOUCHERS – The April 19, 2010 line item voucher form was approved by council signatures.

5K RUN – Mr. Richards discussed the proposed 5K run scheduled for the 4th of July weekend. He recommended that the run be a part of the festival so sponsors of the festival can also be recognized on t-shirts, etc. during the run. This will be on future agendas for further discussion.

ADJOURNED – The meeting was adjourned until May 3, 2011.

APPROVED:

ATTEST:

JOHN CLENDENEN
Council President

PAMELA SPANNUTH
Clerk-Treasurer