

**TOWN COUNCIL OF LEO-CEDARVILLE  
MEETING MINUTES  
April 24, 2012**

The town council of Leo-Cedarville met in regular session on April 24, 2012 at 7:00 PM at the Town Hall of Leo-Cedarville, located at 13909 Pony Express Run, Leo, IN 46765.

**ATTENDANCE:** In attendance were John Clendenen, president; Tim Richards, vice president; Ted Garton, Paul Steffens, and Kevin Veatch, council members; John Eastes, Clerk-Treasurer; and Peggy Garton, Town Manager.

**AGENDA:** Mr. Richards moved to accept the agenda; Mr. Veatch provided a second; and the motion passed by unanimous voice vote.

**MINUTES:** With corrections and without objection, President Clendenen accepted the minutes of April 10, 2012.

**PUBLIC COMMENT and SPECIAL PRESENTATION(S):**

- **Northeast Allen County Fire & EMS:** President Joe Stech and EMS Chief Scott Yoder came before council to discuss council's interest in receiving full or partial title to purchases of paramedic equipment that are to be funded by the town of Leo-Cedarville's paramedic startup costs' invoice, as noted below. Discussion resulted in the following understanding between the two (2) entities: Once the fire department completes its initial purchase of paramedic equipment, an inventory listing, complete with specific asset identification, will be provided to the town; title for paramedic equipment will remain with the fire department.
- **Gerig Road Speeding Problem:** Brian Reilly is seeking council feedback and a potential solution to help manage an ongoing speeding problem on Gerig Road. Mr. Reilly provided council with one such possible solution that could take the form of a programmable radar speed sign that could be permanently installed or purchased as a portable unit. Sign specifications, options and estimated cost data were provided as well. Mr. Reilly is seeking guidance from council and requested that council consider the possibility of grant funding or other financial resources to help fund such an initiative.
- **Town Engineer:** Mr. Jim Lauer, of Schnelker Engineering, presented council with additional, updated information on the Hosler Road Trail project under consideration. Right-of-way acquisition, trail width, water lines, drainage and other contingencies were discussed at length. Mr. Gordon Liechty Sr., of Pioneer Water LLC, was asked to attend and provided input for consideration as well. Mr. Lauer recommended not making decisions that would impact construction of the Hosler Road Trail until other Hosler Road street improvement contingencies are known. Upon reaching consensus, President Clendenen asked Mr. Lauer to provide council with a cost estimate to complete preliminary engineering plans for Hosler Road Trail and Hosler Road street improvements. Mr. Lauer will also develop sketches and construction options involving

Amstutz Road and trail from Hosler Road to State Road 1 and State Road 1 trail to Cedarville Park.

**REPORT of the TOWN MANAGER:** Mrs. Garton reported

- **Town Hall Exit Lane:** The town has received two (2) quotes for concrete work to provide an exit lane on the south side of the current town hall parking lot onto Trading Post Road. Mrs. Garton will seek bid clarification, with the intention of council considering the driveway extension project at its next meeting of May 8.
- **Additional Discussion Regarding Garage Sales:** As part of the process of drafting a garage sales' ordinance, garage and yard sales' information from other communities throughout Indiana were reviewed by council. A draft of an ordinance that would limit the number of residential garage sales within the town will be prepared, with an anticipated draft presentation for council's consideration and review at its May 8<sup>th</sup> meeting.
- **Indianapolis Workshop:** Mrs. Garton provided cost estimates and requested council support for Mrs. Garton and President Clendenen to attend a one-day conference, "Comprehensive Community Development: Maximizing Funding for Priority Projects," as scheduled on May 9 in Indianapolis, with costs to attend the above-noted event to include registration fees and customary travel expense reimbursement (food, lodging parking and transportation). Prior to returning home on May 10, Mrs. Garton and President Clendenen hope to visit other splash pad installations and meet with the Department of Natural Resources (DNR) to discuss Leo-Cedarville's current grant application for Riverside Gardens. Council reached consensus and approved the above-noted request.
- **Leo-Cedarville Foundation:** Mrs. Garton requested that Fourth of July donation funds in the amount of \$1,190.88, heretofore received and held by the town, be distributed to the Leo-Cedarville Foundation. Upon reaching consensus, a voucher is to be prepared to facilitate the transfer-of-funds process.

**Items Tabled by Council:**

- **Right-of-Way Dedication:** As reported by Mrs. Garton, the town is in need of completed documents before acting upon Leo-CHS, LLC "Right-of-Way Dedication Agreement" for the Lutheran Medical Group's anticipated new medical clinic. Council will consider the dedication agreement in the future; the item was tabled.
- **Troy Wieland Information Request:** Mrs. Garton reported that no additional paving is planned by the town in the foreseeable future. Therefore, paving the public parking lot area on the south side of Mr. Wieland's downtown commercial building will be delayed to an unknown future date in time; the item was tabled.

**Future Discussion Items:**

- **Capital Improvement Projects:** President Clendenen provided members of council with a list of planning/community, legal, fiscal and political benefits to updating the town's current capital improvement plan, followed by indicating his desire to have council commit energy to the process over approximately the next 90 days. President Clendenen anticipates presenting a resolution draft in support of updating the town's current capital improvement plan during council's May 8<sup>th</sup> meeting.
- **Ordinance 2007-01 ("An Ordinance Establishing a Returned Check Fee"):** Mr. Eastes has asked council to revisit the current ordinance, as noted herein. President Clendenen asked Mr. Eastes to bring a change-in-fee recommendation before council.

**REPORT of the CLERK-TREASURER:** Mr. Eastes reported

- All employment taxes for the month of April 2012 have been deposited with the appropriate agencies of the federal and state government;
- The "2012 Census of Governments Survey of Public Employment & Payroll E-4: Municipalities, Counties, Townships" report was filed on April 19, 2012;
- The outstanding unpaid balance on an original \$850,000.00, 3 ½% loan, due to mature on September 15, 2015 and supported by CEDIT funds, was \$565,851.64 as of April 13, 2012;
- On April 13, the town's share of undistributed 2011 and 2012 revenue underpayments to local governmental units was \$46,777.90, as announced on April 5 by the State of Indiana Office of Management and Budget (OMB), and were receipted as follows:
  - January-April 2012 CEDIT catch-up, \$12,534.81; undistributed 2011 CEDIT, \$24,995.61; January-April 2012 COIT catch-up, \$2,354.38; and undistributed 2011 COIT, \$6,893.10 (If appropriated, the above-noted distributions are available for current year budgetary needs, or they may be incorporated into the future year budget accordingly.);
- Appropriation transfers occurred within the Cumulative Capital Improvement Fund (\$6,750) and Rainy Day Fund (\$14,300) on April 11, as authorized by Resolution 2012-9 and Resolution 2012-10; within the General Fund (\$5,000) on April 17 and within the Cumulative Capital Fire Fund (\$21,708) on April 18; and
- Northeast Allen County Fire & EMS, Inc. has presented the following:
  - An invoice of \$30,629.59 for "Fire & EMS services" provided to the community of Leo-Cedarville, \$15,314.80 due and payable on or before July 15;
  - An invoice of \$41,008.00 in support of paramedic startup costs to be allocated as \$26,708 for paramedic equipment and \$14,300 for payroll; and

- Documentation denoting the paramedic startup cost support of other local governmental entities.

The following items were distributed for discussion:

- April 21, 2012 Northeast Allen County Fire & EMS invoice in support of paramedic startup costs; and
- Transmittal copies of other local governmental units' intent to support Northeast Allen County Fire & EMS' paramedic startup costs.

**VOUCHERS APPROVED BY COUNCIL SIGNATURES:**

- April 24, 2012 line-item form totaling \$101,282.36.

**Summary:** The total amount of all vouchers approved by council was \$101,282.36.

**Regular Session:** Council will meet in regular session at 7:00 PM at the Town Hall of Leo-Cedarville on May 8, 2012.

**MOTION TO ADJORN:** Mr. Richards moved to adjourn the meeting; Mr. Veatch provided a second; and the motion to adjourn passed by unanimous voice vote.

**APPROVE:**

**ATTEST:**

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**JOHN CLENDENEN, Council President**

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**JOHN EASTES, Clerk-Treasurer**