

**TOWN COUNCIL OF LEO-CEDARVILLE  
MEETING MINUTES  
MARCH 26, 2013**

The town council of Leo-Cedarville met in regular session on March 26, 2013 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; Paul Steffens, Ted Garton and Kevin Veatch, council members; Peggy Garton, town manager; and John Eastes, clerk-treasurer.

Mr. Clendenen called the meeting to order and led attendees in the “Pledge of Allegiance.”

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

**MINUTES:** Without objection, council approved the minutes of February 26, 2013 as distributed.

**REPORT of the TOWN MANAGER:** Mrs. Garton presented the following, with action as noted therein:

- **Ordinance 2013-2:** “An Ordinance Amending Ordinance No. 2010-05 and Establishing Rates for the Collection, Treating and Disposing of Garbage in a Sanitary Manner” was brought forward for second reading and discussed. The ordinance establishes a new billing rate of \$9.98 for monthly residential garbage service.
  - **Action:** Mr. Richards moved to waive reading the proposed ordinance in its entirety and Mr. Garton provided a second to the motion, which passed by unanimous voice vote.
  - **Action:** Mr. Richards moved to adopt the above-noted ordinance and Mr. Steffens provided a second to the motion, which passed by unanimous voice vote.
- **Riverside Gardens:** An update on the Riverside Gardens’ improvement project and Riverside Gardens’ grant process was discussed.
- **Storm Damage Reimbursement:** A Department of Homeland Security application is in-process that may lead to the town securing reimbursement of a portion of the funds expended cleaning up June 2012 storm debris.
- **Comprehensive Plan Update--“Envision Leo-Cedarville”:** An update on the process to complete a new comprehensive plan for the Town of Leo-Cedarville and the community-wide collaborative meeting held at Leo High School from 6:00-9:00 PM on March 12 was provided. A tabulation of the “Leo-Cedarville Community Values Survey Results” that have been submitted to date and a “Stakeholder Meeting Summary” were provided and discussed.

**PRESIDENT CLENDENEN:** Mr. Clendenen presented the following, with action as noted therein:

Referencing a letter to water customers of Pioneer Water, LLC dated February 25, 2013, President Clendenen led discussion surrounding Pioneer Water LLC's rate-increase petition that is before the IURC (Indiana Utility Regulatory Commission). Council members discussed available documents that were submitted on behalf of the utility.

- **Resolution 2013-3:** “**To Request the Indiana Utility Regulatory Commission to Hold a Formal Hearing on the Proposed Water Rate Increase filed by Pioneer Water, LLC on February 22, 2013**” was introduced and discussed.
  - **Action:** Mr. Richards moved to adopt the above-noted resolution and Mr. Steffens provided a second to the motion, which passed by unanimous voice vote.
  - **Action:** Pursuant to IC 8-1-2-61.5 and 170 IAC 14-1-5, a letter requesting the IURC conduct a formal public hearing was distributed and discussed. Upon reaching consensus, President Clendenen signed the letter, which will be faxed to the IURC on or before March 27, 2013.
- **Resolution 2013-4:** “**Resolution of the Town of Leo-Cedarville Town Council Approving Application for Tax Abatement**” was introduced and discussed.
  - **Action:** Mr. Veatch moved to adopt the above-noted resolution and Mr. Steffens provided a second to the motion, which passed by unanimous voice vote.

Council members concluded discussion of the above-noted topic by expressing an interest in exploring the possibility of purchasing the water utility from Pioneer Water, LLC.

**REPORT of the CLERK-TREASURER:** The following items were distributed for council member review: “February 28, 2013 Reconciled Financial Statement for All Funds” and an “Appropriation Report for the Month Ended February 28, 2013.” Mr. Eastes noted that a copy of the DLGF's (Department of Local Government Finance) 1782 budget notice for 2013 was forwarded by email to each council member on March 1, 2013, with the 2013 budget approved as submitted.

Mrs. Garton has begun the process of entering purchase orders in Keystone's KeyFund software as of February 28. Prepared purchase orders are then attached to vouchers, prior to processing said claims for payment approval.

The outstanding balance on an original \$850,000.00, 3 ½% loan, due to mature on September 15, 2015 and supported by CREDIT funds, was \$411,504.60 as of March 15, 2013, with the next monthly payment of \$15,471.35 due on April 15; all employment taxes for the month ended March 31, 2013 have been deposited with appropriate agencies of the federal and state governments; and all employment reports for the first quarter of 2013 have been filed with the those same agencies.

**VOUCHERS APPROVED BY COUNCIL SIGNATURES:**

- March 26, 2013 line-item form totaling \$38,860.75; and
- March 26, 2013 line-item form totaling \$44,778.12.

**Summary:** The total amount of all vouchers approved by council was \$83,638.87.

Before adjourning, council members discussed the impact of legislation before the Indiana General Assembly and business topics currently before the East Allen County School District. A brief discussion of the master plan process included pros and cons of annexation as provided by community participants.

**Regular Session:** Council will meet in regular session at 7:00 PM at the Town Hall of Leo-Cedarville on April 9 and April 23, 2013.

**MOTION TO ADJORN:** Without objection, President Clendenen adjourned the meeting.

**APPROVE:**

**ATTEST:**

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**JOHN CLENDENEN, Council President**

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**JOHN EASTES, Clerk-Treasurer**