

TOWN COUNCIL OF LEO-CEDARVILLE  
MEETING MINUTES  
MARCH 1, 2011

ATTENDANCE:

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

7:00 – Council President Clendenen opened the meeting with the pledge of allegiance.

AGENDA – The motion to accept the agenda with flexibility was approved unanimously.

MINUTES – The February 1, 2011 meeting minutes were unanimously approved with corrections.

WI-FI INTERNET PROPOSAL – Mr. Larry Mott, owner of indoor wireless was at the meeting to present a proposal to the council for providing town-wide wireless internet. He discussed the manner in which the system would be installed using some of the town's light poles. The system would have the capability to meet possible future needs such as reading utility meters and monitoring security cameras. He stated that systems such as this can be used to enhance public safety. The cost estimate for the base system equipment is approximately \$30,000 - \$50,000. The cost per light pole to expand the system is \$2,500.00. An estimated total initial cost was \$100,000.00. Mr. Richards felt that the estimate was low and stated that if 36 light poles were used (half of the light poles on the two main corridors), the cost would actually be closer to \$150,000.00. Mr. Clendenen asked what the estimate would be to cover the entire incorporated limits; Mr. Mott will provide that cost estimate as soon as possible. Mr. Eastes asked for estimates on maintenance and electrical costs as well. Mr. Mott stated that the maintenance cost and electrical usage is low. Mr. Richards inquired as to the warranty on the equipment. Mr. Mott replied that the equipment has a 90 day warranty. Discussion ensued pertaining to the specific circumferences that each transmitter provides and how the contractor decides the height and placement of the transmitters. It was stated that grants may be available to assist in the funding of such project. In addition to the initial costs, there would be a monthly cost to provide the system with internet which was estimated to be approximately \$400.00 to \$500.00 per month. Mr. Liechty, Jr. brought up the fact that the new subdivisions do not have light poles; Mr. Mott stated that this would have to be addressed by installing adequate structures in areas that there are no available poles. Council President Clendenen thanked Mr. Mott and suggested that this be place on a future agenda for further discussion.

PROPOSED ORDINANCE 2011-01 (version introduced 2/15/11) – An Ordinance amending Ordinance 2007-10 , An ordinance establishing a department of parks and recreation for the town of Leo-Cedarville, Indiana. Mr. Eastes moved to waive the reading of the ordinance in its entirety. Mr. Richards seconded; the entire reading of the ordinance was waived by unanimous vote. Ms. Kimm, park board president, was present to discuss the proposed amendment; she stated that the original

ordinance as written is contradictory as the park board should have the ability to hire and manage their employees, yet the statement in question puts the town council as the ultimate authority. Mr. Richards addressed his concern about coordinating the management or duties of the position through the town maintenance department to help ensure efficiency. Mr. Eastes stated that he feels that it is ultimately the responsibility of the town council to have the final stamp of approval for hiring and discipline, as they are elected and ultimately the governing body of the funds within the town. Mr. Liechty, Jr. also agreed that the town council should maintain a form of checks and balances. He is concerned with duplicity of equipment. Ms. Spannuth stated that it was her understanding that the original intention of the ordinance was that the council wished to establish a formal park board and that the authorities provided under the statute in which it was adopted cannot be denied to the board as written in the Indiana Code. If the council wishes to have more control and authority over the park board, the council should rescind the ordinance as written and change the code section that the park board is created under. Mr. Clendenen suggested that the park interview the candidates for the part-time groundskeeper and provide their recommendation to the town council. He further suggested that the town administrator be responsible for overseeing the employee under the job duties provided by the park board. Ms. Kimm stated that she respects and understands the checks and balances that the council has expressed are important. She did express her reasons for the park board's desire to have direct management control over the employee although she respects the council's concerns and feels that with the proper level of communication the board can still achieve the intended goal. Mr. Clendenen commended Ms. Kimm and the park board for their dedication and service and stated that the ultimate desires of the park board can still be accomplished through the chain of command that the council wishes to maintain. Ms. Kimm sought input from the council on the scope of authority that the park board has over the employee, specifically if the board has the right to directly contact and manage the details of the duties; Mr. Clendenen stated that while the direct supervision of the employee would fall on the town administrator, if while in the park where the employee was working, a board member needed assistance or saw a task that needed attention, it would certainly be appropriate and acceptable to ask the employee for help. Mr. Eastes recommended that Ms. Kimm come back to the council with feedback on how the management process is working on a regular basis in order to make sure that the ultimate goals of the board are being met. Mr. Eastes' motion to table any further action on the ordinance until the next meeting was approved by unanimous vote. Ms. Kimm asked if the board should continue with the hiring process for the groundskeeper that has been advertised. The council agreed that they should continue with the interview process.

SUNSHINE PUBLISHING - Mr. Eastes moved to approved up to \$200.00 to include additional information in the electronic codification project with Sunshine Publishing. Mr. Richards seconded; the motion to approve an additional \$200.00 to include additional information was approved unanimously.

SIP 2010-01 – The council discussed the remaining retainer due to Wayne Asphalt for the 2010 street project 2010-01. The council did not approve the release of the retainer although they had previously requested a breakdown from the engineer to itemize the material value due on Souder Road. The council supported the release of all funds due on SIP 2010-01 with the exception of any remaining funds on the on the Souder Road project.

RESOLUTION 2011-01 – PLANNING COMMISSION APPOINTMENTS. The council reviewed the document prepared which lists the 7 current appointees serving on the Leo-Cedarville Planning Commission. Mr. Steffens moved to adopt Resolution 2011-01 which names the current planning commission members. Mr. Richards seconded; the motion to approve the resolution supporting the appointments was adopted by unanimous vote. The three members who must be elected/appointed town officials are: John Clendenen, Paul Steffens, and Peggy Garton. The four Leo-Cedarville citizens are: Janice Linn, Donna Hankey, Lou Mohlman, and one vacancy.

RESOLUTION 2011-02 – BOARD OF ZONING APPEALS APPOINTMENTS – The council reviewed the document prepared which lists the 5 current appointees serving on the Leo-Cedarville Board of Zoning appeals. Mr. Eastes moved to adopt Resolution 2011-02 which names the current Board of Zoning appeals members. Mr. Steffens seconded; the motion to approve the resolution supporting the appointments was adopted by unanimous vote. The two members who must also be members of the Leo-Cedarville Planning Commission are Donna Hankey and Lou Mohlman. The three Leo-Cedarville citizens are: Clarence Miller, Brad Miller, and David Michael Baker.

GARBAGE OPT OUT – GARBAGE ORDINANCE CHANGE – Mr. Richards and Ms. Spannuth will work on the amendment needed to the current solid waste collection ordinance to allow for opt outs and to properly establish a re-start fee. The proposed ordinance will be provided to the council prior to the next meeting and will be on the next agenda for introduction. The guidelines for opting out of services will also be distributed and introduced.

COMMON UTILITY COLLECTION BOX – Mr. Clendenen discussed the concept of establishing a common drop box for residents to put their water, sewer and stormwater payments in. Each section would be individually locked and collected by the different entities. He expressed a concern regarding liability for such box. No action was taken on this proposal at this time.

IACT LEGISLATIVE CONFERENCE – Mr. Steffens sought council approval to attend the IACT legislative conference. The council unanimously supported Mr. Steffens request and stated their appreciation for representing Leo-Cedarville as well as the town council in this capacity.

IDEM AUDIT – Mr. Richards commended the work by the individuals responsible for a successful IDEM audit. The town administrator and maintenance department ensured the town’s compliance with IDEM regulations and were recognized for their hard work.

VOUCHERS – The March 1, 2011 line item voucher form was approved by signatures.

APPROVAL:

ATTEST:

JOHN CLENDENEN  
Council President

PAMELA SPANNUTH  
Clerk-Treasurer