

CITY OF DECATUR
BOARD OF PUBLIC WORKS & SAFETY MINUTES
DECEMBER 20, 2011

The City of Decatur Board of Public Works and Safety met on Tuesday, December 20, 2011 at 6:00 p.m. at City Hall in Council Chambers. Members present were Mayor John Schultz and Board member Bill Karbach and Ken Meyer. Also present was City Attorney, Tim Baker and Clerk-Treasurer, Phyllis Whitright.

The meeting was called to order by Mayor John Schultz. The Clerk-Treasurer emailed the minutes from the December 6th meeting. There were no corrections or amendments. Meyer made a motion to approve the minutes as emailed. Karbach seconded the motion. Motion carried.

As requested from the December 6th meeting, the Clerk-Treasurer prepared Resolution No. 2011-10, a resolution providing a temporary loan from the Water Utility and also the Storm Water Utility Operating Funds to the Sewage Utility Operating Fund. The temporary loan of \$100,000.00 from Water Utility and \$50,000.00 from the Storm Water Utility is for cash flow purposes. The terms of the temporary loan will be for one (1) year from December 20, 2011 to December 20, 2012. Karbach made a motion to introduce Resolution No. 2011-10, Meyer seconded the motion. Motion carried. City Attorney, Tim Baker mentioned since the loan is also from the Storm Water Utility, the Storm Water Board of Directors will also need to approve this loan. Also discussed was to abolish the Storm Water Board and have the Board of Public Works & Safety govern the Storm Water Department, same as the other utility departments. By consensus, a Special Storm Water Board meeting was scheduled for Monday, December 26, 2011 at 6:30 p.m. at Riverside Center to discuss amending Ordinance 2004-1 to govern the Storm Water Department, and to approve a temporary loan from the Storm Water Utility to the Sewage Utility. The Clerk-Treasurer will post the Special Storm Water Board meeting, and notify the newspapers. Meyer made a motion to approve the temporary loan of \$100,000.00 from the Water Utility to the Sewage Utility. Karbach seconded the motion. Motion carried.

Council members, Charlie Cook, Bill Crone, Matt Dyer, and Barb Engle attended the Board of Works meeting.

The City Attorney, Tim Baker reported he was notified by Linda Polley who is representing the City for a lawsuit with former employee, Joel Christian. Polley received a letter from Christian's attorney, Mark Bloom who conveyed Christian's settlement demand. The City Attorney will schedule a meeting with Linda Polley and the City officials that are involved to discuss the settlement demand.

Street Commissioner, Jeremy Gilbert handed out a copy of the sewer map for the Anthony Wayne, Piqua Road and Monroe Street areas, along with a letter explaining the results of the Monroe Street drainage study performed by engineering firm, Fleis and Vandenbrink. Fleis and Vandenbrink indicated a small detention area to detain water before it discharges into the storm sewer would satisfy the drainage needs for the Monroe Street project. After Gilbert was informed of the drainage needs, he researched the possibility of putting a detention pond on the farm ground located near the Decatur Water Tower on Piqua Road. This detention pond would serve for both the Monroe Street and the Anthony Wayne projects. Gilbert contacted Brett Miller of Miller Land Surveying about the possibility of using the Decatur Water Utility farm ground for a detention pond. Miller who has been performing the field work on the Buchan farm ground for the Anthony Wayne project informed Gilbert that this could be done, and that he is willing to

transfer the remaining balance of \$1,000.00 for his services on the Buchan farm ground to the proposed detention pond project at the Decatur Water Utility farm ground. Miller estimated the proposed detention pond project would cost approximately \$5,800. Gilbert will solicit another quote for the next meeting on January 3rd. Gilbert also mentioned that the City's purchasing ordinance will need to be amended to reflect the new State law.

Due to the information provided above by the Street Commissioner, by consensus, the bids for the Piqua Farm Lease were put on hold at this time.

Street Commissioner, Jeremy Gilbert informed the Board that the City was not awarded the grant to demolish the former street department building on 3rd Street. The City was denied the grant because the vacant property would become an asphalt parking lot, instead of green space area. Grant writer, Matt Vondran will re-apply for the grant again in April and will know by July if accepted. There will be no additional cost to re-apply.

As requested at the December 20th meeting, the City Attorney along with the ADA Coordinator, Jeremy Gilbert had prepared an ADA Transition Plan. This plan ensures compliance with Title II of the Federal law to avoid discrimination against citizens who have disabilities. This plan includes a complaint and grievance process, design standards for buildings and sidewalks, public involvement opportunities by identifying barriers and how and when barriers are to be removed, and establishing periodic reviews of the plan to monitor progress and compliance. January of each year, beginning in 2012, the Board of Works & Safety members will meet with the ADA Coordinator to review the city's efforts to comply with ADA requirements and to implement the foregoing Plan. Gilbert informed the Board that the City intends to repair, modify or replace 16 curbs annually if funds are available to comply with the ADA requirement. Karbach made a motion to approve the ADA Transition Plan. Meyer seconded the motion. Motion carried.

Mayor Schultz made several announcements; the deadline to register for the IACT meeting for January 10th and 11th is Thursday, December 22, 2011. The Chamber of Commerce will hold its annual dinner at the Knights of Columbus on Thursday, February 2, 2012. The State of the City will be Monday, January 9, 2012 at Woodcrest; any elected official interested in attending should contact the Mayor.

The Board of Works and Council members were given a draft of the City's Travel Policy at the last meeting to review and make any changes. The only change was requested by Ken Meyer to have a travel reimbursement form for the employee to complete, which will show the expenses and the reason for the travel with signatures of the employee, department head or mayor's signature of approval.

The Board of Works and Council members were also given a draft of the City's Use of City-owned Vehicle Policy at the last meeting to review and make changes. There were no changes received, so Karbach made a motion to approve and recommend to Council to adopt Section 2:14 Use of City-Owned Vehicles Policy. Meyer seconded the motion. Motion carried.

Fire Chief, Les Marckel solicited two (2) quotes to purchase a lighting package, which includes a siren, arrow and headlight flashers for the Fire Chief's new vehicle he was approved to purchase in 2012. The quotes were from First Response for \$2,087.23 and Midwest Public Safety Sales for \$2,333.00. Marckel requested if purchase is approved, he would like to encumber the amount from the fire department's 2011 budget. Meyer made a motion to approve the low quote from First Response, and recommend to Council to approve the encumbrance. Karbach seconded the motion. Motion carried.

Before the Final Reading of Ordinance No. 2011-9, regarding the regulation of firearms, ammunition and firearm accessories, the City Attorney was directed to amend the ordinance in Sections 95.20 and 130.01 to read: the legality of carrying, possessing or discharging a firearm in a park shall be governed by Indiana State law. Also, in Section 130.01 to retain the wording that no squib, crackers, or other thing containing powder or any other combustible material shall be fired, exploded or detonated within the city limits unless common council has approved such firing, explosion or detonation. The Final Reading of this ordinance with these amendments will be presented at the Council meeting for approval.

There being no further business, Meyer made a motion for adjournment. Karbach seconded the motion. Motion carried. The meeting was adjourned at 7:25 p.m.