

February 27, 2018

MINUTES OF A REGULAR MEETING OF THE COMMON COUNCIL  
OF THE CITY OF NEW HAVEN, INDIANA

The Common Council of the City of New Haven, Indiana, met at the City Administration Building on the 27th day of February at the hour of 7:00 p.m. in regular session in accordance with the rules of the council.

The meeting was called to order by Mayor Terry McDonald who presided.

On call of the roll, the members of the Common Council were shown to be present or absent as follows:

Present: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger

Absent: Steve McMichael

Also Present: Attorney Steve Harants

Terry Werling made a motion to approve the minutes of the February 13, 2018 meeting as mailed. Dave Cheviron seconded the motion and the motion was approved.

First item discussed was the Consideration of a Declaratory Resolution for the Designation of Economic Revitalization Area No. NH-85 Application. The property is located at 6509 Moeller Road. Rachel Black of the Allen County Department of Planning Services told Council the facility was built in 1976 and is in need of electrical, material handling, cooling and plant improvements/upgrades to maintain a competitive position in the current marketplace. The investment will be in new technology, improved infrastructure and enhanced employee services such as a climate moderated facility along with new employment opportunities for New Haven and the surrounding area. Construction will begin in June of 2018 and will take about a year to complete. The real estate improvements will cost 2.2 million and the new equipment will cost 3.2 million. The company expects to create 48 new jobs and retain 169 jobs. Based on the tax abatement point system, Sanko Gosei Technologies USA, Inc. is eligible for a 5 year personal property and 5 year real estate tax abatement. The savings in taxes over the 5 years will be approximately \$320,000.00. The Mayor thanked Laurence Tabner of Sanko Gosei Technologies for the investment in the building, people and the community. Council President McMichael could not be here tonight and asked Craig Dellinger to read his statement of support into the record; Mr. McMichael whose district is home to Sanko Gosei Technologies USA, applauds their commitment to New Haven and the fifth district, and the over 200 jobs either being created or retained. Their continued investment shows again that New Haven is a great place to work, live, play and operate a business. Council President McMichael enthusiastically is in favor of granting the tax phase in applied for. Terry Werling was impressed with the benefits and said this will improve the quality of life in the City of New Haven. Terry Werling made a motion to number and read by title only a New Haven City council Declaratory Resolution for the Designation of Economic Revitalization Area No. NH-85 Application of Sanko Gosei Technologies USA, Inc. Bob Byrd seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger

Absent: Steve McMichael

The Clerk Treasurer numbered the Resolution R-18-02 and read the same by title only. Presiding Officer Terry McDonald announced the Resolution to have passed.

Next item discussed on the agenda was a public hearing regarding Ordinance G-18-1 an Ordinance Establishing a Cumulative Bridge Fund. The City's Financial Adviser Greg Guerrettaz told the Council the Cumulative Bridge Fund has a tax rate of not to exceed \$0.10 cents per \$100.00 of assessed value and the final rate will be determined during the sustainability and budget process. Greg wanted the public to know the City is not doing this just because we want to, but because of legislative changes in Allen County. Also the \$0.10 must be found in the current maximum levy so we must reallocate property tax dollars from other funds to fund this fund. Mayor Terry McDonald opened the public hearing to the public. Marvin Jarvis of 9547 Falcon Way asked how many bridges were there. Director of Engineering Keith Schlegel said there is 17 with the largest being the Maplecrest Bridge. Marvin said he assumed he has been paying Allen County tax for bridges and Terry McDonald said you have been paying a wheel/sur tax on car registrations. The County eliminated their Cumulative Bridge fund effective 2009 in lieu of an additional increase in the wheel tax. The additional wheel/sur tax money went to the County for bridges, but the County only made minor repairs with the money the City sent to them. Mr. Jarvis asked if this was an additional tax and the Mayor said it has to be within the

current levy. Charlie Hatten of the New Haven Chamber of Commerce asked if we could receive any of the money that was for bridges, which were on the plan to be done, but were not done. The Mayor said there is only about \$203,000.00 out of about \$500,000.00 which could potentially come back to us because of the repairs which were made. Mr. Hatten believes he heard we were being charged for two bridges that were not ours. The Mayor said yes, the one on Seiler Road and maybe ½ of the Doyle Road Bridge. Keith Schlegel commented 40% of the Doyle Road Bridge is ours. Mayor Terry McDonald asked for public comments for the 2<sup>nd</sup> and 3<sup>rd</sup> time, hearing or seeing none he declared the public hearing closed. Keith Schlegel talked about the cost of bridge inspections. He said the cost is based on the difficulty of the bridge inspection, whether the bridge is required to be inspected once a year or every other year. We have two bridges which require an annual inspection and probably will need to be scheduled for a project. Keith said bridge inspections in the County were approximately \$2,500.00, City of Ft. Wayne \$3,500.00 and New Haven \$5,000.00. New Haven has two of the largest bridges in the County, Maplecrest Bridge and Landin Road Bridge. Fees are based on square feet of bridge. Dave Cheviron asked if we were getting chastised because we have longer bridges and Keith said no, but it costs more money to get one inspected. Keith took the 17 bridges divided by the estimated \$99,000.00. The Mayor said Allen County went to the State Legislature and got legislation passed that if Cities did not go into a memorandum of understanding/financial agreement with the County, the County could dump the bridges on the Cities plate. On another project we are working with the County on, the Mayor said the County Commissioners and County Highway are not standing up to a verbal agreement which was made to help us move water and sewer lines on the Ryan Road Project and our utilities are not in a position to afford the additional work. The County was supposed to take the money out of the TIF dollars which Council signed over to the County to do the work and pay for the road. They are also getting a six million dollar grant for the project. There was more discussion on Ryan Road. Floyd Ball commented Ft. Wayne has a lot of major bridges and believes the charge to the City is not a very good number. The Mayor said we are at issue with it and looking into it. Floyd Ball made a motion to read Ordinance G-18-1 an Ordinance Establishing a Cumulative Bridge Fund for the second reading by title only. Dave Cheviron seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger  
Absent: Steve McMichael

The Clerk Treasurer read Ordinance G-18-1 an Ordinance Establishing a Cumulative Bridge Fund for the second reading by title only.

Terry Werling made a motion to read Ordinance G-18-1 an Ordinance Establishing a Cumulative Bridge Fund for the third and final reading by title only. Dave Cheviron seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger  
Absent: Steve McMichael

The Clerk Treasurer then read Ordinance G-18-1 an Ordinance Establishing a Cumulative Bridge Fund for the third and final reading by title only. The Presiding Officer declared Ordinance G-18-01 to have passed.

Next on the agenda was the public hearing of an Ordinance G-18-02 an Ordinance to Re-Establish a Cumulative Capital Development (CCD) Fund. Mayor McDonald opened the floor for the public hearing. Asking for public comment for the 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> time and hearing or seeing no one wishing to speak, the Mayor closed the public hearing. Craig Dellinger made a motion to read for the second time by title only Ordinance G-18-02 an Ordinance to Re-Establish a Cumulative Capital Development (CCD) Fund. Floyd Ball seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger  
Absent: Steve McMichael

The Clerk Treasurer read Ordinance G-18-02 an Ordinance to Re-Establish a Cumulative Capital Development (CCD) Fund for the second time by title only.

Terry Werling made a motion to read by title only for the third and final reading Ordinance G-18-02 an Ordinance to Re-Establish a Cumulative Capital Development (CCD) Fund. Dave Cheviron seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger

Absent: Steve McMichael

The Clerk Treasurer read Ordinance G-18-02 an Ordinance to Re-Establish a Cumulative Capital Development (CCD) Fund for the third and final reading by title only. The Presiding Officer declared Ordinance G-18-02 to have passed.

Next on the agenda was the public hearing for Ordinance G-18-03 an Ordinance to Re-Establish a Cumulative Fire Fund. Mayor McDonald opened the floor for the public hearing. Asking for the 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> call and hearing or seeing no one wishing to speak, the Mayor closed the public hearing. Craig Dellinger made a motion to read by title only Ordinance G-18-03 an Ordinance to Re-Establish a Cumulative Fire Fund for a second reading. Bob Byrd seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger

Absent: Steve McMichael

The Clerk Treasurer read Ordinance G-18-03 an Ordinance to Re-Establish a Cumulative Fire Fund by title only for the second time.

Floyd Ball made a motion to read by title only for the third and final reading Ordinance G-18-03 an Ordinance to Re-Establish a Cumulative Fire Fund. Craig Dellinger seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger

Absent: Steve McMichael

The Clerk Treasurer read Ordinance G-18-03 an Ordinance to Re-Establish a Cumulative Fire Fund for the third and final reading by title only. The Presiding Officer declared Ordinance G-18-03 to have passed.

Next on the agenda was the second reading of Ordinance G-18-4 an Ordinance to Establish and Consolidate a Petty Cash Fund. Sarah DiGangi made a motion to read by title only Ordinance G-18-04 an Ordinance to Establish and Consolidate a Petty Cash Fund. Dave Cheviron seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger

Absent: Steve McMichael

The Clerk Treasurer read by title only Ordinance G-18-04 for the second time.

Terry Werling made a motion to read by title only for the third and final time Ordinance G-18-04 an Ordinance to Establish and Consolidate a Petty Cash Fund. Craig Dellinger seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger

Absent: Steve McMichael

The Clerk Treasurer read by title only Ordinance G-18-04 for the third and final time. The Presiding Officer declared Ordinance G-18-04 to have passed.

Next on the agenda was the 2017 report from Republic Services. Jim Smith gave a detailed account of the amount of customers, trash and recyclables collected. He stated the City-wide clean-up day will be scheduled for May 12<sup>th</sup> this year.

Next on the agenda was the introduction of a Resolution Approving the Adjustment of Rates by Rate Tracking Factor for the Waterworks System as increases are Passed Through by the City of Fort Wayne. Greg Guerrettaz from Financial Solutions Group told Council this Resolution was a process we would use when Ft. Wayne passes a water rate increase to us, we would use the water tracker calculation in this Resolution to figure the increase to our customers. The increase will still need to be in ordinance form and still go through the process. Greg gave an example to the Council and discussed it with Council. The Mayor said we are not expecting a water rate increase in 2018. Craig Dellinger made a motion to number and read a Resolution Approving the Adjustment of Rates by Rate Tracking Factor for the Waterworks System as

increases are Passed Through by the City of Fort Wayne by title only. Sarah DiGangi seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger

Absent: Steve McMichael

The Clerk Treasurer numbered and read by title only Resolution R-18-03 a Resolution Approving the Adjustment of Rates by Rate Tracking Factor for the Waterworks System as increases are Passed Through by the City of Fort Wayne. Presiding Officer Terry McDonald announced the Resolution to have passed.

Next on the agenda was checks written off in the amount of \$183.05. The State Board of Accounts requires us to write off any check which has not been cashed for two years. Floyd Ball made a motion to write off the outstanding checks in the amount of \$183.05. Sarah DiGangi seconded the motion and the motion was approved.

Next item discussed was a lease for 3 power load systems, lift kits and seven year warranty in the amount of \$105,495.00. The lease is for five years with no interest. The New Haven/Adams Twp. Fire/EMS Governing Body approved the purchase at the last meeting. Division Chief of EMS Bob Atkinson said this device will make it safer for the patients and also the Paramedics and definitely their backs. The States surrounding us make it mandatory when an ambulance is being built the loading systems is included in the build job. Terry McDonald and Craig Dellinger said this is something to have our State Legislatures look at. Terry Werling said this is an investment for the health and the good of our employees. Terry Werling made a motion to approve the five year lease with no interest with Stryker for 3 power load system, lift kits and seven year warranty. Bob Byrd seconded the motion and the motion was approved by the following vote:

Ayes: Dave Cheviron, Sarah DiGangi, Terry Werling, Bob Byrd, Floyd Ball, Craig Dellinger

Absent: Steve McMichael

Under public comments Charlie Hatten asked about the tracker and when an increase was passed on to us by Ft. Wayne would we have a public hearing and asked about the percentage of the increase New Haven's customers receive. Greg Guerrettaz said we will use the Resolution Water Tracker Calculation to create the Ordinance. Bob Byrd said the public does not like us to wait and raise the rates. Terry McDonald said this will hold us accountable. Bob Nelson from EACS School Board said New Haven Basketball team will play Angola in the sectionals. Mr. Nelson said there has been a lot of talk about school safety. He wanted Council to know EACS takes this very seriously and is doing a lot about it. He invited Council to a meeting about school safety on March 5<sup>th</sup> at New Haven or Leo, March 7<sup>th</sup> at Harding or Woodland and March 8<sup>th</sup> at Heritage, all at 6:00 pm. Mayor McDonald said he was confident in what EACS is doing to make the school entrances safer and less accessible. Bob Nelson talked about the safety entrances. Bob gave the Council an update on the football field. Mr. Nichter from Meadowbrook asked to have the muffler law enforced. The Mayor said it is not that easy, the Officer has to witness it and hear it and it has to meet the criteria of law.

Dave Cheviron moved to adjourn the meeting. Craig Dellinger seconded the motion and the motion was approved.

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Brenda Adams  
Clerk Treasurer

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Mayor Terry McDonald  
Presiding Officer