

## COMMON COUNCIL

MARCH 7, 2016

7:00 P.M.

Mayor Shane Evans opened the meeting for business and led council members and guests in the pledge of allegiance to the flag.

Roll call was given and the following council members were present: Richard Traeger, Mike Shockley, Dale Seward, Carolyn Pearson and Brian Garrison.

Minutes from the meeting held in February were presented for approval or amendment. Carolyn Pearson noted on the second page, next to the last paragraph, in reference to Brian's opinion, it was second by Brian Garrison, but by whom was the first motion made? Richard Traeger advised he made the first motion. Carolyn Pearson made the motion the February 1<sup>st</sup> minutes be approved as amended. Second by Brian Garrison. Motion carried. (5-0).

**Mayor Report:** Mayor Evans asked if there were any questions pertaining to the last Board of Public Works and Safety Report of February 16<sup>th</sup> and the Mayor's Report. There were no comments made. Mayor Evans proceeded with a draft from the Office of Community Rural Affairs showing data dated back in 2010.

Mayor Evans advised of a more efficient process of all citizens being heard. There is now a form in the Clerk-Treasurer's Office for anyone wanting to speak at either a Board of Works meeting or a Council meeting. A citizen requesting to speak must fill out the information requested. The Mayor will then decide which meeting the citizen should attend, and will make contact with the citizen as to the time and date of the meeting. Brian Garrison wanted to clarify this would not take the place of public comments at the end of meetings. The Mayor assured him public comments would still be held towards the end of the meeting. A discussion took place among the Council members. Dale Seward expressed he did not want anyone to become frustrated at going through the process. It was decided this would be a good paper trail to have. Brian Garrison made the first motion to approve. Second by Mike Shockley. Motion carried. (5-0)

**Community Development:** Mayor Evans advised Kevin Kologinsky needed to go back to Philadelphia. He has left his report along with Schedule IV Downtown Construction Projects. Dale Seward asked if we knew how many units in the new apartments were being rented. Mayor Evans advised he did not know.

**Clerk Report:** Mayor Evans advised Leanne was on vacation. Dale Seward questioned from her report that he was concerned about quarterly reports not being done last year, and she advised they were getting addressed, but Dale was wondering what is going on with them. Mayor Evans advised Leanne was the ERC and knows of contact with Marcia Blansett of INDOT and it was for the third and the fourth quarters of last year. Dale Seward was concerned about Item 7 Owner Occupied Housing about the second phase being started and Phase 1 is still not signed

off on. We can't go to Phase 2 until we have Phase 1 done, correct? A discussion ensued among the Council members. Carolyn Pearson felt another phase should not be started until Phase 1 is completed.

**Fire Report:** Mayor Evans advised Darrell Sterrett was unable to attend due to fire training.

**Police Report:** Steve Mullin reported Officer Shane Bernhardt is attending a Crisis Intervention training at the Faith Baptist Church; training is free and furnished through the National Alliance on Mental Illness. The annual CIT training program educates police officers on how to help people in a mental health crisis by de-escalating situations and assessing appropriate medical treatment rather than arresting individuals for illness-related behavior. Officer Justin Wilson is attending training on managing the property and evidence room. This will address the legal and ethical requirements to properly operate a professional evidence/property management system. The training also addresses property room layout, policies and procedures, packaging, purging and handling audits and inventories. This training coincides with the relocation of the police department's property room to a place within the City Building that is more secure than its previous location. "I want to thank Aaron Lyons and his team for the work he has done with our property/evidence room," says Mullin. An agreement signed by Mr. Sisson in Flora is continuing. The unused weaponry inventory is being turned into cash to be used to update our inventory. Mr. Sisson volunteered to price the items at current market value and dispose of them without any monetary compensation. The money made will be put in TELO. This arrangement is in compliance with the State Board of Accounts. Since the robberies at Salin Bank in Flora and robbery of the CVS Pharmacies in Rossville and Lafayette, our protocol for responding to alarms has been reviewed. Some changes have been made to make our response expedient and tactically sound. Dale Seward was concerned about not getting NIXLE alerts. Steve explained this all needs to be worked on in our area.

**Street Department:** Aaron Lyons reported on working on the Police Department's property/evidence room. His department replaced lights in the City Park that were non-functional. Snow removal was done. Aaron has been working with Mrs. Neumann with her artistic abilities. Aaron would like to publically thank Mrs. Neumann for helping us with the decorative signs that were in dire need of paint. Mrs. Neumann has been painting them, and we have been reinstalling them. The street sweeper has been torn down and he is hoping to get it put back together in a couple of days; it had a couple of bad belts on it. We have replaced new chain length fence at City Park due to vandals on the shelter. The Gateway Trail has been started; you have the tentative schedule in your packets. I have replaced all the "Bud Lane" signs as requested in recognition of Mr. Cripe, who was a long-term employee. The signs came up missing a while back and are now re-installed. Brian Garrison noticed the flag at Trailhead Park was still not at half mast. Aaron apologized and said he was trying to get accustomed to a flag being there.

**Wastewater:** Dick VanSickle gave an update on SR 39 lift station. the new valves have been installed and Xylem was back and reinstalled pump #2 so that lift station is fully functional again. AccuDig been doing cleaning on the old sewer line running down the old interurban line. Tomorrow they will be replacing a manhole on that same line. Living Waters was at the plant today prepping the gas buildings for disinfection season which begins April 1<sup>st</sup>.

**Water:** Craig Myers reported pumping 32,150,000 gallons last month and five leaks. One was on the weekend. We assisted with the snow removal. Well 6 is moving forward and should be online at the beginning of April probably. Brian Garrison asked of any updates on the test wells out at Carrollton? Craig advised they had to do away with that due to nitrates. Brian wondered if they were going to move to the other side of the river. Craig advised they are looking and trying to get permission from landowners. We did approve to modify a few of our wells today at the BOW Well 3 and test drilling over at the golf course for a short term solution. There are still plans to go north.

**Unfinished Business:** Mayor Evans brought up the appointment to the Delphi Redevelopment Commission. He asked if anyone had any time to speak with citizens who would be interested in being on that board. Mayor Evans asked Brian Garrison about the Area Plan Commission. Brian advised it has been very interesting learning curve and advised of proceedings going on.

Mayor Evans advised of moving on to the third reading of Ordinance Amending Title III, Section 30.02(B) to allow the Board of Works and Public Safety to set the regular meeting time and location. It was agreed to have Mayor Evans read the title only and not the ordinance. Mayor Evans said this is Ordinance Amending Title III, Section 30.02(B)(2) which is just allowing the Board of Works and Public Safety to set their own meeting times. Carolyn Pearson made the motion to approve Ordinance No. 2016-1. Second by Brian Garrison. Motion carried. (5-0)

Mayor Evans advised of moving on to discussion of Section 31.02 Parks and Recreation Board. We had suspended the ordinance due to more discussion on this subject. Do we have any discussion on this subject? Carolyn Pearson noted she had a problem of making the Board of Works being the final authority; it's like you want the Board of Works to be over the Fire Department, and now the parks. A discussion ensued among the members and Mayor. Aaron Lyons spoke of inheriting the Parks Department and discussed what all they were getting done at the parks. More questions and answers were discussed. Brian Garrison made the motion to approve Board of Works and Public Safety as parks authority. Second by Dick Traeger. Motion carried. (3-2) Mayor Evans asked about the parks advisory board. Dick Traeger felt it should be tabled at this time. A discussion took place and moved so.

Moving on to Amendment to Delphi Code 50.04 to Require Bringing In of Garbage Receptacles. Mayor Evans advised this would be the first and second reading. Carolyn Pearson questioned this would be the first and second reading tonight? Mayor Evans advised he has read other cities doing this. A discussion ensued. Dales Seward believed with elderly and sick people, it should be 72 hours. Dick Traeger said if it was 72 hours why bother at all? More discussion took place. Carolyn Pearson made the motion Ordinance No. 2016-2 be approved on the first reading. Second by Brian Garrison. Motion carried. (4-1) Dale Seward opposed the 24 hours.

The next matter of business is the four-way stop at Union and Main Streets which was previously tabled. No one had input for action to ensue.

The next item is the Fire Territory Agreement. It was noted another meeting will be held on March 28<sup>th</sup> to vote on approval of the new agreement.

**New Business:**

Julia Leahy with the Carroll County Chamber of Commerce requested the City of Delphi increase their membership contribution to a platinum level of \$3,000.00. Brian Garrison questioned if she had been to a BOW meeting requesting this. Julia advised she had last month and they explained money wasn't in the budget. Questions were asked by Council members of Julia. Brian Garrison stated he would need to see an actual breakdown of what the Chamber does for the City compared to Delphi Chamber. Dick Traeger motioned to support the County Chamber in the amount of \$3,000.00. No second came forth so more discussion ensued. Carolyn Pearson made the motion to approve \$1,000.00 similar to Delphi Chamber support. Second by Brian Garrison. Motion carried. (4-1) with dissenting vote by ~~Dale Seward~~. *Dick Traeger*

Mayor Evans brought forward a possible Amendment to Delphi Code 30.03 for a Councilmatic Committee. He explained the General Assembly does this. Questions were asked and Mayor Evans answered their questions. Carolyn Pearson stated she would like to look at this for a while. Dale Seward made the motion to table this until the next meeting in order to take the time to study it. Second by Mike Shockley. Motion carried. (5-0)

Mayor Evans stated the next item for business is possible amendment to Delphi Code Chapter 91 Junk Vehicles. After speaking with Chief Mullin as it stands with the police department, we don't feel the ordinance is accurate. "I took an ordinance from Columbia City and looked up the state law and drafted an ordinance to give it clarity," says Evans. A discussion took place. Brian Garrison made the motion to amend the ordinance. Second by Carolyn Pearson. Motion carried. (5-0)

Mayor Evans spoke next of a possible amendment to Zoning Ordinance for Construction in City Right of Way. Discussion took place. Dick Traeger made the motion to recommend the Mayor go forward with this. Another discussion ensued. Second by Carolyn Pearson. Motion carried. (5-0)

**City Council Comments and Requests:** There were no comments or requests made by Council members.

**Public Comments:** Andrew Royal was concerned about who you would go to when it comes to zoning ordinances. Mayor Evans explained we would have to figure out if it was a zoning ordinance or a Delphi code. A discussion took place among the Council members.

Marcia Jura made the comment about the weeds at CVS's empty lot are an eyesore. With all the Stellar grants going on, this should be taken care of she says. A question was asked of who owns the land.

Referring to Construction in Right of Way, Fonda Miller asked about fencing. Mayor Evans explained some things could be grandfathered in.

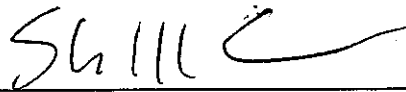
Sharon Milburn stated she would like to see some road work done on Armory Road at the bottom of the hill; it is in very bad shape. She would also like to see some law enforcement on Armory Road. A car was going down the road at 52 MPH, and it was a City officer.

Tracy Martin was wondering about the sidewalk snow shoveling time schedule and who is responsible. Aaron Lyons stated normally the sidewalk is the business or property owner's responsibility. A discussion took place. Dick Traeger recommended getting something out to people so they are aware.

Andrew Royal brought up about the weeds and asked of exception of having a wooded area. Mayor Evans explained the situation in which most of it is common sense.

Mayor Evans asked the Council members when would be the best time to hold a meeting on the Amendment of the Fire Territory. The meeting was set for Monday, the 28<sup>th</sup>, at 5:30 PM.

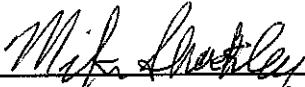
The meeting adjourned at 9:10 PM.



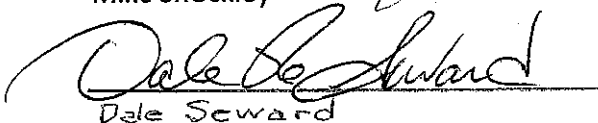
Mayor Shane Evans



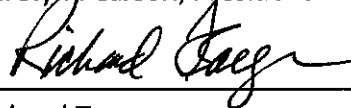
Brian Garrison



Mike Shockley

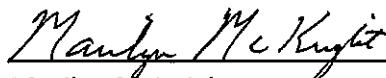
  
Dale Seward

Carolyn Pearson, President



Richard Traeger

Leanne Aldrich, Attest



Marilyn McKnight, Attest -  
In Place of Leanne Aldrich