

January 9, 2017

The Common Council met with Mayor William McKean for a regular meeting on Monday, January 9, 2017 at 7:30 p.m. in the Council Chambers at City Hall according to the posted notice. Councilmen Gregg Sprunger, Curtis Wurster, Ron Dull, and Mark Wynn were present, along with Attorney Dave Baumgartner and Clerk-Treasurer Gwen Maller. Councilman Phil Provost was absent.

Councilman Gregg Sprunger, opened the meeting with the pledge of allegiance and Mayor McKean gave the invocation.

Election of Council President

Mayor McKean opened the floor for nominations for Council President. Curtis Wurster made a motion to nominate Gregg Sprunger for Council President. Mark Wynn made a motion to close the nominations. Ron Dull seconded both Curtis Wurster's motion and Mark Wynn's motion. Gregg Sprunger was elected Council President with a vote of four yeas and zero nays.

Minutes

On a motion by Ron Dull and a second by Gregg Sprunger, the minutes of the December 12, 2016 meeting were unanimously approved.

Claims

On a motion by Mark Wynn and a second by Curtis Wurster, the claims were unanimously approved for payment.

Ordinance #687

Attorney Baumgartner reported that at the December 12, 2016 Plan Commission meeting, the plat for Black Bear Meadows-Section II was approved and the developers are now requesting to be annexed into the City of Berne.

Ron Dull made a motion to introduce on its first reading Ordinance #687 to annex Black Bear Meadows, Section II to the City of Berne, Indiana. Mark Wynn made the second and the motion was passed on a vote of four yeas and zero nays. There will be a public hearing on January 23, 2017 for the Plan Commission and the Council for public input regarding the requested annexation.

Ordinance #688

Ordinance #688 was presented to the Council for their consideration. This ordinance regulates traffic within the City of Berne, Indiana and amends Chapter 73 schedule II of the Berne City Code by the addition of stop intersections at Claw Court/Black Bear Path and Black Bear Path/Carrington Way. Gregg Sprunger made a motion to introduce Ordinance #688 on its first reading by short title. Curtis Wurster made the second and the motion was unanimously passed on a vote of four yeas and zero nays. Gregg Sprunger made a motion to waive and suspend the rules and procedures to adopt an ordinance at the meeting it was introduced. Ron Dull made the second and the motion was unanimously passed on a vote of four yeas and zero nays. Mark Wynn made a motion to approve Ordinance #688 on its final reading. Curtis Wurster made the second and the motion was passed unanimously on a vote of four yeas and zero nays.

The ordinance will go into effect after it has been published one time in the newspaper.

Rainy Day Transfer

Resolution 2017-1-1 was presented to Council for their consideration. This resolution authorizes the Clerk-Treasurer to transfer funds into the Rainy-Day Fund. Curtis Wurster made a motion to approve Resolution 2017-1-1 transferring \$100,000 into the Rainy-Day fund. Gregg Sprunger made the second and the motion was unanimously passed. The resolution is as follows:

RESOLUTION 2017-1-2

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF
BERNE, INDIANA
TRANSFERRING FUNDS TO THE RAINY-DAY FUND

WHEREAS, the City of Berne Common Council established a Rainy-Day Fund to receive transfers of unused and unencumbered funds raised by general or special tax levies as provided by IC36-1-8-5; and

WHEREAS, the amount transferred cannot exceed 10% of the budget; and

WHEREAS, the 2016 budget has unused and unencumbered funds remaining in the General Fund.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BERNE:

That \$ 100,000.00 be transferred from the General Fund to the Rainy-Day Fund.

The City of Berne Common Council hereby directs the City Clerk-Treasurer to cause the books and records of the City of Berne Indiana to reflect the effects of this resolution.

Passed and adopted by the Common Council of the City of Berne, Adams County, Indiana, on this 9th day of January, 2017.

City of Berne Common Council

Gregg Sprunger
Curtis Wurster
Ron Dull
Mark Wynn
Phil Provost

Attest:

William F. McKean, Mayor

Gwendolyn J. Maller, Clerk-Treasurer

Clerk-Treasurer Report

Gwen Maller stated that the 1782 notice for the 2017 budget was received in late December. The Department of Local Government Finance (DLGF) approved the budget as submitted with changes in the tax rates due to actual assessed valuations being used. Gwen stated that the 2017 budget came in under the maximum tax levy by \$58. She submitted a tax recap sheet to the Council for their information that shows the assessed values, published and actual max levies and tax rates for the last several years.

The Council also received the 2016 year-end financial statements for their review.

Outstanding Checks

Gwen Maller stated that "pursuant to I.C. 5-11-10.5 all checks outstanding and unpaid for a period of two years as of December 31 of each year shall be declared void.				
There are five checks that should be cancelled and written off. They are as follows:				
<u>DATE</u>	<u>CHECK #</u>	<u>NAME</u>		<u>AMOUNT</u>
2/14/2014	18523	INDIANA MICHIGAN POWER		4,376.66
7/15/2014	19024	JSC INC.		95.67
7/30/2014	19075	ACE RADIATOR INC.		258.53
9/10/2013	21443	ADAMS CO. RECORDER		276.00
11/13/2014	21700	ANTHONY MORRIS		75.00

Ron Dull made a motion to instruct the Clerk-Treasurer to write off the outstanding checks. Gregg Sprunger made the second and the motion was unanimously passed on a vote of four yeas and zero nays.

Mayor Comments

Mayor McKean submitted a list of all the 2017 department heads and board members for 2017. He stated that Ted Beitler will have to be reappointed to the Plan Commission as he just finished out Gregg Keller's position in representing the fringe.

Gregg moved out of state in the fall of 2016. The County Commissioners will make the appointment as it is in the fringe area around Berne.

Mayor McKean is thankful we haven't had to do much snow plowing this year. It saves on overtime.

Mayor McKean stated he is looking forward to 2017 and hopes everyone has a good year.

Councilman Ron Dull wished everyone a Happy New Year.

There being no other business to come before the Council and upon a motion duly made to adjourn by Curtis Wurster and seconded by Ron Dull, adjournment followed.

William F. McKean, Mayor

ATTEST:

Gwen Maller, Clerk-Treasurer