

**Board of Public Works and Safety
Berne City Building, 158 W Franklin Street
Wednesday, October 19, 2016
Minutes**

Mayor McKean-Present

Curtis Wurster-Present

Ron Dull- Present

The Board of Public Works and Safety met on Wednesday, October 19, 2016 at 8:00 am in council chambers along with City Attorney Dave Baumgartner and Secretary of Record Becky Sprunger. An agenda was posted at the door.

Others in attendance: city employees Kurt Dailey, John Crider, Police Chief Tim Taylor and Shannon Smitley. Also present, Pastor Chris Kruchkow from the Cross Community Church, Berne.

Mayor McKean called the meeting to order and verified a quorum.

On a motion by Ron and a second by Curtis, the minutes of September 21, 2016 were unanimously approved as written.

Request for Special Signage Pastor Chris Kruchkow, Cross Community Church, came back to the board with additional information as requested by the board concerning his request about using the National Motto “In God We Trust” on city vehicles.

Pastor presented the board with figures and data he gathered from various internet resources that listed public entities using the National Motto “In God We Trust” as part of their signage, whether on vehicles or public buildings. He reminded the board that he has donated funds in place or promised that will offset any cost of decals.

City Attorney Dave Baumgartner again advised the board that in his opinion as the legal advisor to the city, the city should carefully consider this request and proceed cautiously.

After additional discussion, Dave asked Pastor Kruchkow to only research and report back on the municipalities in the State of Indiana that have adopted and are displaying the National Motto on city owned vehicles. Pastor said he will do that and return to the board with his findings.

Commonwealth Engineering Ben Adams, Commonwealth Engineering, City of Berne Engineers was present to review two proposals from Commonwealth for the board’s consideration.

Long Term Control Plan Updates Agreement: Ben explained that when the board approved the installation of flow meters in early spring to capture data of significant rain events and how our collection system responded, we began a very dry period and not enough significant data was recorded to report to IDEM as it pertains to our LTCP. Ben is asking that the board approve a contract of \$ 12,000 to re-install the flow meters that will allow for the recording of rainfall events sufficient to get good data and reporting to IDEM for the renewal of our LTCP. Ben reported that the meters will remain until the end of the year, adding that he did not want until spring to re-install the meters because he did not want to risk getting negative feedback from IDEM for any reporting delays.

Mayor McKean added that Commonwealth had no control over the dry conditions that persisted in the spring/summer but they worked very hard in bringing the cost of this agreement down.

On a motion by Ron Dull and a second by Curtis Wurster, the board unanimously approved the contract for the LTPD Updates Agreement of \$12,000 and instructed Mayor McKean to sign the contract.

General Engineering Consultant Agreement Ben presented the board with a General Engineering Consultant Agreement for \$20,000 that will replace the same agreement from 2014. Ben said that the 2014 contract for \$20,000 is now exhausted, but it has worked very well for both Commonwealth and for Berne and Clerk-Treasurer Gwen Maller. This agreement is actually more like a retainer, but every line item and every cost is fully explained in document form that Gwen receives.

On a motion by Curtis and a second by Ron, the board unanimously approved the General Engineering Consultant Agreement for \$20,000 and instructed Mayor McKean to sign the contract.

Golf Cart Ordinance Review The board reviewed the draft of proposed changes to the Golf Cart Ordinance. Dave advised the board that the changes were the following; removing the age requirement and the reference to firearms. Ron note that he saw on needed clerical correction to section 70.71.

On a motion by Ron, and a second by Curtis, the board unanimously approved Ordinance 685 to council with the additional language and the noted clerical correction.

Board Comments Mayor McKean reported that he was approached by a concerned citizen about the need for a stop sign at Old Colonial Drive/Parkway Streets, that because of the housing development going in behind the water tower, there is more traffic and no signage for any vehicle to yield the right-of-way. Mayor McKean had talked to Chief Taylor and asked for his recommendation. Chief said that he is in agreement that there needs to be a stop sign at that intersection going north and south on Old Colonial Drive.

On a motion by Ron and a second by Curtis, the board unanimously approved instructing City Attorney Dave Baumgartner to prepare an ordinance for stop signs on Old Colonial Drive for council consideration as discussed in this meeting.

Mayor asked John Crider to update the board on the water taps for the new addition and Old Colonial Drive and Parkway Streets. John said that 16 of the 19 taps have been installed this week and the additional 3 taps will later. The developers will be installing 2 fire hydrants and will reimburse the city for our employee assistance.

Shannon reported that the temporary fencing has finally been removed at the former Dunbar site.

Dave reported that the two parcels at the north end of the Dunbar property that the city thought they had purchased at the time of the tax certificate sale but were redeemed by the owner then sold to another entity are up for tax sale again.

Dave advised the Board of Works that the Berne Redevelopment Commission could be convened prior to the October 28th tax sale to consider using TIF funds for purchasing the two tracts for the cost of taxes due and liens, which are mostly owed the city for unpaid storm water bills. The owner has 1 year right to redeem but with a very steep rate of interest.

Ron made a motion to convene the Berne Redevelopment Commission as soon as possible prior to the tax

sale for acquiring the 2 north parcels at the former Dunbar property. Curtis made the second and the motion was unanimously approved.

Becky will contact the commission members with the two possible dates of October 25th or 26th for their meeting. The media will be given due notice according to the state statues of the date and time.

With nothing else to come before the board and on a motion by Curtis and a second by Ron, the meeting was adjourned.