

May 14, 2012

The Common Council met with Mayor William McKean for a regular meeting on Monday, May 14, 2012 at 7:30 p.m. in the Council Chambers at City Hall according to the posted notice. Councilmen Gregg Sprunger, Curtis Wurster, Ron Dull, Mark Wynn and Philip Provost were present along with Attorney James Beitler, Jr. and Clerk-Treasurer Gwen Maller.

Councilman Ron Dull opened the meeting with the pledge of allegiance and Mayor McKean gave the invocation.

On a motion by Ron Dull and a second by Mark Wynn, the minutes of the April 23, 2012 meeting were unanimously approved.

On a motion by Gregg Sprunger and a second by Phil Provost, the claims were unanimously approved for payment.

#### **CF-1 Annual Tax Abatement Compliance**

Ring-R Inc. submitted their annual CF-1 for Council approval. Mr. Mark Smith was present to answer any questions. He stated that since they are only seven months into the project they have not met the estimates set out on their SB-1 for new employees or equipment purchases. Even though the estimates have not been met yet, the Council is in support of Ring-R Inc. and the business they have brought to Berne. Mark Wynn made a motion to approve Ring-R's annual CF-1 form. Ron Dull made the second and the motion was unanimously passed.

#### **Resolution 2012-5-1**

Gregg Sprunger made a motion to approve Resolution 2012-5-1 establishing Trachselwald, Switzerland as a Sister City. Ron Dull made the second and the motion was unanimously passed. The Resolution is as follows:

**City of Berne, Indiana  
Resolution #2012-5-1**

**Entitled: "Establishment of Sister City"**

**WHEREAS**, the "People to People" Program was inaugurated by the President of the United States in 1956 to establish greater friendship and understanding between the people of the United States and other nations through the medium of direct personal contact; and

**WHEREAS**, many countries have endorsed this program and have joined with numerous cities of the United States in adopting and implementing programs for the exchange of ideas and visitations of people; and

**WHEREAS**, large and small cities have enthusiastically endorsed, accepted and adopted the SISTER CITY concept; and

**WHEREAS**, the City of Berne, Indiana, through its established governmental body, and its civic organizations as a group and through its individual citizens recognize and endorse the program as a means of establishing a lasting friendship between the people of Trachselwald, Switzerland, and the people of Berne, Indiana;

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

A) The City of Trachselwald, Switzerland is hereby adopted as the City of Berne “Sister City”.

B) On behalf of the people of Berne, the common council does hereby endorse the preliminary invitation extended by the government and people of the City of Trachselwald, Switzerland to continue negotiations by mail, personal contact and electronic communications to plan a program of activities furthering the implementation of the “People-to-People” activities.

C) A City of Berne Sister City Committee shall be instituted to carry out program activities and further their implementation. The Mayor is hereby appointed Honorary Chairman of the Sister City Committee and is authorized to appoint additional members to said Committee.

D) Program activities and their implementation may include, but not be limited to, support of peace and international friendship, exchange programs for students, and mutual visits.

E) Any programs, exchanges or mutual visits shall not impose any financial obligations onto the City of Berne or the City of Trachselwald without prior express approvals of the respective parties governmental entities.

F) Copies of this Resolution shall be sent to the Mayor and the Community Parliament of the City of Trachselwald, Switzerland.

**NOW THEREFORE**, the Common Council of the City of Berne, Indiana unanimously adopts this Resolution establishing a Sister City relationship with Trachselwald, Switzerland all of which is to be carried out and implemented through the City of Berne Sister City Committee, established by the Honorable Mayor of the City of Berne.

**ADOPTED by the Common Council of the City of Berne** by a 5-0 vote of all members present and voting this 14th day of May, 2012.

**COMMON COUNCIL OF THE CITY  
OF BERNE**

Gregg A. Sprunger, President  
Ronald N. Dull  
Philip E. Provost  
Curtis L. Wurster  
Mark D. Wynn

APPROVED:  
William F. McKean, Mayor

ATTEST:  
Gwen Maller, Clerk-Treasurer

**Water Infrastructure Project**

Mr. Ben Adams, Commonwealth Engineer, was present to inform the Council about the quotes that were opened May 7, 2012. The quotes were for a joint water and storm water project between Lehman Park and Poplar Street. The work will be done in an unimproved alley. The engineer’s estimated cost for the water portion of the project was \$21,500. Two quotes were received with LICA submitting the low quote of \$22,378.00. The Board of Public Works and Safety recommends to the Council to accept the low quote from LICA. Mark Wynn made a motion to accept the Board of Public Works recommendation to accept the low quote from LICA for \$22,378.00. Phil Provost made the second and the motion was unanimously passed. The Storm Water Board accepted the low quote of \$28,879.15 from LICA for the storm water portion of the project.

### **Ordinance #626**

Ordinance #626 was presented for its final reading. This Ordinance provides for the vacation of portions of Hilty Street and Wabash Street. A public hearing was held on April 23, 2012 and the first reading of Ordinance #626 was passed. Mark Wynn made a motion to adopt Ordinance #626. Curt Wurster made the second and the motion was unanimously passed.

### **Ordinance #627**

Ordinance #627 was presented to the Council. This Ordinance establishes purchasing agencies of the City which authorizes the appointment of purchasing agents of the City and establishes policy and rules regarding the purchase of supplies and services. Attorney Beitler emphasized that this was for equipment and supplies, not public works projects. Ron Dull made a motion to introduce Ordinance #627 on its first reading. Phil Provost made the second and the motion was unanimously passed. Curt Wurster made a motion to waive the rules and regulations to pass the second reading of an ordinance. Gregg Sprunger made the second and the motion was unanimously passed. Ordinance #627 was read for its third and final time by short title. Gregg Sprunger made a motion to adopt Ordinance #627 on its final reading. Mark Wynn made the second and the motion was unanimously passed.

### **Ordinance #628**

Ordinance #628 was presented to the Council. This Ordinance adds Chapter 95 of the Berne City Code entitled: Rules and Regulations governing the use of Lehman Park. Gregg Sprunger made a motion to introduce Ordinance #628 on its first reading. Mark Wynn made the second and the motion was unanimously passed. Curt Wurster made a motion to amend Ordinance #628 by striking the words "carry, possess, set, leave, or deposit" from Section 7.3 addressing firearms in the park. Ron Dull made the second and the motion was unanimously passed. Phil Provost made a motion to waive the rules and regulations to pass the second reading of an ordinance. Ron Dull made the second and the motion was unanimously passed. Ordinance #628 was read for its third and final time by short title. Gregg Sprunger made a motion to adopt Ordinance #628 on its final reading. Curt Wurster made the second and the motion was passed unanimously.

### **New Purchase**

The Board of Public Works recommended to Council that Workforce Coordinator Kurt Dailey be allowed to purchase a new pickup with snow plow to replace his current 10 year old truck. The cost of the truck including a government concession, and trade-in would be around \$16,000 for the truck and \$5,000 for the plow. Curt Wurster made a motion to allow Kurt Dailey to shop on the open market for a new pick-up truck that includes a government concession and trade-in value. Phil Provost made the second and the motion was unanimously passed.

### **Mayor Comments**

Mayor McKean reported that two people from Umbaugh's were at City Hall last Tuesday to do the preliminary work for the water rate study.

Mayor McKean thanked City employees who worked hard on the ball diamonds for them to be ready for opening day.

Mayor McKean reported that the State Board of Accounts has completed the 2011 Audit. It was a clean audit with no comments or findings. He thanked Clerk-Treasurer Gwen Maller for doing a great job.

**Councilman Comments**

Ron Dull reported that the Park clean up day will be Saturday, May 19<sup>th</sup> at 9:00 a.m.

Ron stated the unsafe building process needs to be applied to a home on the southeast corner of Van Buren/Brown Street. This home had a fire and is abandoned. There are broken windows, long grass and weeds. Shannon Smitley, building inspector will start the process.

Mayor McKean reminded everyone that the next meeting will be Tuesday, May 29, 2012 due to the Memorial Day holiday.

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

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William F. McKean, Mayor

ATTEST:

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Gwen Maller, Clerk-Treasurer