

May 29, 2012

The Common Council met with Mayor William McKean for a regular meeting on Tuesday, May 29, 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.

Curtis Wurster opened the meeting with the pledge of allegiance and Mayor McKean gave the invocation.

On a motion by Mark Wynn and a second by Phil Provost, the minutes of the May 14, 2012 meeting were unanimously approved.

On a motion by Ron Dull and a second by Curtis Wurster, the claims were unanimously approved for payment with the correction of the Spear Corp claim being changed from park department supplies to pool supplies.

FICOSA Annual CF-1

Mr. Brian Leist, FICOSA controller, along with Mr. Bruce Boyce, plant manager, were present to submit their annual CF-1 for Council approval. Mr. Leist stated that the Auditor's office contacted them and said that if the Berne City Council approved the CF-1 it would still be accepted even though it was past due. He stated that FICOSA has owned the former Bing-Lear for about a year and a half. While they have recently laid off employees, they are trying to move the company into a stable position with the goal of long-term growth. The original abatement was granted in 2004 for a building addition with an estimated value of \$800,000. The actual value of the building addition was 994,357.12. Ron Dull made a motion to approve the annual CF-1 for FICOSA. Gregg Sprunger made the second and the motion was unanimously passed.

Adams County Law Enforcement Combined Records Management System

Police Chief Tim Taylor was present to request permission to participate in a records management system along with the other departments in Adams County. The Cost would be \$5,658.65 for the RMS setup and then \$1,720.00 annual maintenance. The annual maintenance would be waived for the 1st year. Chief Taylor stated that they are paying \$2,200.00 for annual maintenance for the current system, Crimestar, so the annual maintenance cost would actually be less. Gregg Sprunger made a motion to have the Berne Police Department accept and participate in the combined records management system at a cost of \$ 5,658.65 with annual maintenance of \$1,720.00. Mark Wynn made the second and the motion was unanimously passed.

Amendment to Ordinance 628

Attorney Beitler reported that Ordinance #628 that was passed at the last meeting had a scribner's error. There were two sections that had the same number and since the ordinance provides for a penalty it should be corrected. Ron Dull made a motion to pass amended Ordinance #628 with the scribner's error corrected. Phil Provost made the second and the motion was unanimously passed. The amended ordinance will be published in the newspaper.

Anti-Nepotism Ordinance #629

On March 19, 2012 Governor Mitch Daniels signed into law House Enrolled Act 1005 which requires local governments to enact anti-nepotism policies for elected officials before their 2013 budgets can be approved. This has to be done before July 1, 2012. Ordinance #629 establishing an anti-nepotism policy as set out by state statute was read for its first reading by short title. Ron Dull made a motion to pass the first reading of Ordinance #629. Gregg Sprunger made the second and the motion was unanimously passed.

Petro Vend Fuel Control System

The Board of Public Works and Safety recommended to Council to purchase on the open market a Petro Fuel Control System. The old one can no longer be repaired and is about 15 years old. Street Superintendent Gary Nussbaum obtained a quote for the system with all the accessories for \$7,308.50. This system would be able to provide more information about fuel usage and would make it easier to split the fuel costs between departments. The cost of the equipment would be split between all departments. Mark Wynn made a motion to purchase the Petro Fuel Control System for \$7,308.50. Phil Provost made the second and the motion was unanimously passed.

Mayor Comments

Mayor McKean stated that all the summer help is now onboard with the last person starting today.

Clerk-Treasurer Comments

None

Attorney Comments

None

Councilmen Comments

Mark Wynn reported that the pool opened up this past weekend. Since it was hot and sunny they had a great opening. The American with Disabilities requirement that all pools have handicap accessible equipment has been extended until 1/31/2013. However, it has to be ordered and in place by that date. The size of the pool requires that we have to have two handicap accessible points of entry. Mark said that a lift and approved set of stairs are being planned. Mark will continue to work on this and report back to the Council.

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

William F. McKean, Mayor

ATTEST:

Gwen Maller, Clerk-Treasurer