

August 8, 2016

The Common Council met with Mayor William McKean for a regular meeting on Monday, August 8, 2016 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 Dave Baumgartner and Clerk-Treasurer Gwen Maller.

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

Minutes

On a motion by Gregg Sprunger and a second by Phil Provost, the minutes of the July 25, 2016 meeting were unanimously approved.

Claims

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

Community Support-Swiss Village Request

Mr. Rod Mason, Swiss Village Manager, came before Council to inform them that Swiss Village is submitting a pre-application for USDA financing. Part of the requirement for the pre-application is to have the City provide a letter support for Swiss Village as a vital contributor to the welfare and growth of the community. If the pre-application is accepted, they will then apply for the USDA financing. He stated that if the application is awarded there will be many more meetings with the City. Council Mark Wynn asked how the money would be used. Mr. Mason stated that approximately six million would be used to refinance current debt at a much lower interest rate. The other six mill would be used for remodel and upgrade several older areas in the village. He stated that once they remodel apartments they seem to sell faster than if nothing is done. Phil Provost made a motion to approve the Swiss Village letter of support and to authorize the Mayor to sign the letter. Ron Dull made the second and the motion was unanimously passed.

Ordinance #681 – Restating Chapter 51 of the City of Berne Code regarding the Wastewater System

Mr. Brady Dryer, Commonwealth Environmental Compliance Manager, was present to inform the Council about the renewal process of the NPDS permit that will be due in August 2017.

He stated that because the City accepts industrial flow from a company classified as a new source metal finisher, IDEM will require the City implement a non-delegated pretreatment program. IDEM is responsible for providing a permit to the company and the City is responsible for the industrial pretreatment program requirements.

The City must review the Sewer Use Ordinance (SUO) and evaluate the numeric local limits place in the SUO to ensure that negative impacts do not occur to the sewer system or treatment facility. This evaluation was to be completed by November 1, 2012 for the last NPDS permit, but was not done. Now that the NPDS permit is due in August 1, 2017 the same SUO review will be required on or before November 1, 2017. By performing this SUO review now, it will not have to be revisited next year.

As part of the IDEM requirements, the City must also prepare an Enforcement Response plan so that a set procedure is in place in the event non-compliance escalates to a point where enforcement is necessary.

Mr. Dryer has worked closely with the Mayor, City Attorney and Kurt Dailey to update the current sewer use ordinance. Dave Baumgartner stated that the ordinance amends and restates all of Chapter 51 of the Berne City Code in regards to the sewer system and treatment plant.

Ordinance #681 was introduced by short title. This ordinance of the Common Council of the City of Berne, Indiana amends and restates Chapter 51 of the Berne City Code

including provisions regarding the Sewer and Wastewater Treatment System of the City of Berne. Gregg Sprunger asked if IDEM had already approved this ordinance. Attorney Baumgartner stated that no they had not yet, but hopefully the approval will come before the next meeting. The ordinance can be introduced and then if changes need to be made it can be done before the final approval. Ron Dull made a motion to introduce Ordinance #681 by short title. Gregg Sprunger made the second and the motion was unanimously passed.

2017 Salary Ordinances Final Approval

Ordinance #678 was presented to Council for its final reading and approval. This ordinance fixes salaries, compensation and benefit programs for 2017 of all appointed officers and employees of the City of Berne and establishes clothing allowance for the police department, police reserves and fire department. Gregg Sprunger made a motion to adopt Ordinance #678. Mark Wynn seconded the motion and it was unanimously passed.

Ordinance #679 was presented to Council for its final reading and approval. This ordinance fixes the salaries and benefit programs for 2017 of all elected officials of the City of Berne. Ron Dull made a motion to adopt Ordinance #679. Curtis Wurster made the second and the motion was passed on a vote of four (4) yeas and one (1) nay. Councilman Phil Provost cast the one (1) nay vote.

2017 Budget Presentation

Clerk-Treasurer Gwen Maller presented the 2017 budget. The budget in the General Fund for 2017 is \$1,833,280 and the Street fund is \$659,494. Gwen Maller stated that several things have changed this year in the budget process, with a lot of the information coming directly from the DLGF. The maximum Levy is \$ 1,335,297 and the total budget of all funds is \$2,862, 314. Gwen stated that there is a meeting with the DLGF on August 15, 2016. All information will be uploaded onto the Gateway site.

Attorney Comments

Dave Baumgartner informed the Council that in addition to the sewer use ordinance being updated, the water utility ordinance is also being reviewed and updated. Dave stated that he along with John Crider and Gwen Maller have been working on the updates.

Mayor Comments

Mayor McKean announced that the Solid Waste District will be extending their recycling hours to 6:00 p.m. at the Mikesells drop site south of town on a trial basis. This is to see if more people would participate in recycling by making it more accessible in the evening.

Mayor McKean thanked all the City employees who help with the Swiss Days clean up. They did a great job.

Mayor McKean informed the Council that the compost pad will be closed Wednesday, Thursday, Friday so that the lane can be repaved.

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

William F. McKean, Mayor

ATTEST:

Gwen Maller, Clerk-Treasurer