

January 13, 2020

The Common Council met with Mayor Gregg A. Sprunger for a regular meeting on Monday, January 13, 2020 at 6:30 p.m. in Council Chambers at City Hall according to the posted notice. Council members present, Curtis Wurster, Ron Dull, Rod Mason, Kelly Amstutz, and John Wanner along with City Attorney Dave Baumgartner and Clerk-Treasurer Gwen Maller.

Mayor Sprunger opened the meeting with the pledge of allegiance and offered the invocation.

Mayor Sprunger called the meeting to order and verified a quorum. It was noted that this is the first meeting for Kelly Amstutz, Rod Mason and John Wanner, who were elected to the council in the 2019 fall election.

Election of Council President

John Wanner made a motion to nominate Curtis Wurster as council president, Ron Dull made a motion to close the nominations. On a vote of 5-0, the board unanimously approved Curtis Wurster as council president.

Minutes

On a motion by Ron Dull and a second by Kelly Amstutz, the minutes of the December 9, 2019 meeting were unanimously approved on a vote of 5-0.

Claims

On a motion by Ron Dull and a second by Rod Mason, the January 15, 2020 regular claims, payroll claims, and December 2019 manual claims were unanimously approved for payment on a vote of 5-0.

2020 City of Berne Holiday Schedule

Mayor Sprunger reviewed the proposed 2020 holiday schedule with the council, noting that there will be two conflicts when a holiday falls on a Monday of a council meeting. On a motion by Kelly Amstutz and a second by Curtis Wurster, the 2020 Holiday Schedule was approved on a vote of 5-0.

<u>Date</u>	<u>Day</u>	<u>Holiday</u>
2/17/2020	Monday	Presidents Day
4/10/2020	Friday	Good Friday
5/25/2020	Monday	Memorial Day
7/3/2020	Friday	Independence Day
9/7/2020	Monday	Labor Day
10/12/2020	Monday	Columbus Day
11/11/2020	Wednesday	Veterans Day
11/26/2020	Thursday	Thanksgiving
11/27/2020	Friday	Thanksgiving
12/24/2020	Thursday	Christmas Eve
12/25/2020	Friday	Christmas Day
12/31/2020	Thursday	NY Eve
1/1/2021	Friday	NY Day

2020 Council Schedule

Kelly Amstutz made a motion to approve meeting on the second and fourth Monday of each month at 6:30 pm and move the meeting to Tuesday at 6:30 pm on May 26th and October 13th due to Memorial Day and Columbus Day. Ron Dull made the second and the motion was unanimously approved on a vote of 5-0.

Adams County Solid Waste District Contract for 2020

City Attorney Dave Baumgartner presented the board with the 2020 contract between the City of Berne and the Adams County Solid Waste District. Dave explained that as Mayor, Gregg Sprunger will now serve on the board. Mayor McKean did approve and sign the contract in December as a member of the ACSWD board. The contract is for a 2 % increase, which will change the amount charged per ton from \$44.82 to \$45.76. Ron Dull asked what the city payment schedule is to the county, Gwen explained that it is paid monthly. On a motion by Ron Dull and a second by John Wanner, the council unanimously approved the 2020 Adams County Solid Waste contract as presented on a vote of 5-0.

Attorney Comments

Dave presented the board with an information sheet on the procedure to pass ordinances and passing an ordinance on the same night that it is introduced. He also gave each member a copy of the City of Berne Purchasing Policy for their information.

Clerk-Treasurer Comments

Gwen Maller stated that pursuant to I.C. 5-11-10.5-2, all checks outstanding and unpaid for a period of two years as of December 31 of each year shall be declared cancelled. There are two outstanding checks that need to be cancelled as follows:

<u>Date</u>	<u>Check No.</u>	<u>Name</u>	<u>Amount</u>
7/14/2017	22508	TCC	\$ 64.18
10/13/2017	22815	Village Green Cleaners	\$ 85.95

Curtis Wurster made a motion to cancel the two outstanding checks as presented. John Wanner made the second and the motion was unanimously approved on a vote of 5-0.

Gwen explained that with Kelly Amstutz now on the council, and the fact that the city does business with her family's business, Amstutz Construction, the council needs to approve a Uniform Conflict of Interest Statement pursuant to I.C. 35-44.1-1-4. Rod Mason made a motion to approve the Uniform Conflict of Interest Statement as presented. Rod Dull made the second. The motion was approved on a vote of 4-0 with one abstention by Kelly Amstutz.

Gwen reported that the pre-closing meeting with SRF for the large separation project will be in Indianapolis on February 4th and the final closing on February 18th. Kelly Amstutz asked for an explanation of what SRF is. Gwen explained to the council that SRF is short for the State Revolving Loan Fund program, which is a funding mechanism for capital improvements in wastewater and drinking water infrastructure projects. Interest rates are normally very attractive. This loan with SRF has an interest rate of 2.75% for the life of the loan. Gwen also informed the council that by going with the SRF program, the city needed to have a State Board of Accounts (SBOA) audit no older than 2 years. This is a new rule by the SRF and SBOA are now here to complete the audit. The audit report should be issued by February 11, 2020.

Internal Controls

Gwen advised the new council members that they need to watch a webinar from the state for Internal Controls and that this is a point of emphasis by the State Board of Accounts. Kelly, John and Rod will be emailed a link to the webinar and a statement of compliance for each to sign upon completion of viewing the webinar.

Financial Report Review

Gwen presented the 2019 year-end financial reports and reviewed them with the council.

Mayor Comments

Mayor Sprunger read the following list of his appointments:

Police Chief	Tim Taylor
Fire Chief	John Crider
Work Force Manager	Kurtis Dailey
Storm Water	Shannon Smitley
Supervisors:	
Sanitation Department	Gregg Moser
Street Department	Gary Nussbaum
Wastewater Treatment Plant	Terry Kongar
Water Department	John Crider
City Attorney	Dave Baumgartner
Board of Public Works and Safety	Ron Dull and Curtis Wurster

Mayor Sprunger stated that he will be making appointments or reappointments to other boards in the next several weeks.

Mayor read the following resolution into the record on behalf of the Adams County Solid Waste Management Sewer District.

RESOLUTION 2019-8

SHORT TITLE: A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ADAMS COUNTY SOLID WASTE MANAGEMENT DISTRICT WHICH RECOGNIZES WILLIAM F. MCKEAN FOR HIS YEARS OF SERVICE AND WHICH EXPRESSES THE BOARD'S GRATITUDE FOR HIS CONTRIBUTIONS TO THE DISTRICT.

WHEREAS, William F. McKean has served as a member of the Adams County Solid Waste Management District (ACSWMD) Board of Directors, since January 1, 2012, by virtue of serving two terms as Mayor of the City of Berne, Indiana: and

WHEREAS, Bill's service as a member of the ACSWMD Board of Directors will end on December 31, 2019; and

WHEREAS, during the period Bill has served on the ACSWMD Board of Directors he has done so in an attentive, deliberate, thoughtful and insightful way; and

WHEREAS, Bill's gentle and humble demeanor, kindness and sense of humor allowed him to establish strong working relationships and friendships with his peers; and

WHEREAS, Bill has been an effective Board member and has exercised good judgment while balancing the needs of his City with the needs of the ACSWMD; and

WHEREAS, the District Board of Directors, for themselves, for all District employees and for the entire Adams County community wish to express its gratitude to Bill for his dedicated service to the District.

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the Adams County Solid Waste Management District as follows:

RESOLVED: William F. McKean has ably served the citizens of Adams County as an effective member of the ACSWMD Board of Directors.

RESOLVED: while soft spoken, William F. McKean has been a respected member of the ACSWMD Board, whose deliberate nature and common sense comments have been valued by his fellow members.

RESOLVED: William F. McKean has been a strong advocate of the ACSWMD and its services and because of such support, the ACSWMD remains fiscally sound and capable of serving the citizens of Adams County well into the future.

RESOLVED: that William F. McKean has served as a voice of reason while discussing rate increases and annual ACSWMD budgets, aware of and concerned about the impact the ACSWMD may have on municipal budgets and household budgets, while at the same time recognizing the need to raise sufficient revenues for the ACSWMD to provide needed and desirable service.

RESOLVED: that on behalf of its members, District employees, and Adams County citizens, the Board of Directors hereby expresses its deepest appreciation and gratitude to Bill for his contributions and years of service as a dedicated public servant and hereby extends to him the District's best wishes in whatever the future may hold;

RESOLVED: that this Resolution, upon its adoption, be made a matter of public record in the records of the District, that a duly executed copy be presented to William F. McKean and that a duly executed copy be presented to the Common Council of the City of Berne with the request that this Resolution be spread of record in its records in recognition of the contributions so ably made to the Adams County Solid Waste Management District by its Mayor, William F. McKean.

DULY PASSED, ADOPTED AND RESOLVED on this 17th day of December 2019, by the Board of Directors of the Adams County Solid Waste Management District.

**Board of Directors of the Adams County
Solid Waste Management District**

*J. Wylie Sirk
Kenneth L. Meyer
William F. McKean
Douglas L. Bauman
Kim A. Fruechte
Rex M. Moore
John L. Schultz*

Attest: Rebecca S. Cochran, Controller

Council Comments

Ron Dull asked Shannon Smitley when the sewer separation project will start. Shannon advised that will it start as soon as possible and once the funding is squared away and all easements obtained.

Kelly Amstutz asked what the procedure is when the offices are closed for holidays. Work Force Manager Kurt Dailey explained that there is always someone in the workforce on call 24/7, and if needed for a water leak etc. additionally employees will be called in. Most holidays will have an alternate trash pick-up date for that day with a few exceptions.

Before adjourning, Shannon Smitley asked that the council approve three council members to the Berne Plan Commission. Mayor Sprunger reported that Rod Mason, John Wanner and current Plan Commission member Gwen Maller indicated their willingness to serve. On a motion by Rod Mason and a second by Curtis Wurster, the council unanimously approved council members Wanner, Mason and Maller to the Berne Plan Commission on a vote of 5-0.

With nothing further to come before the council and on a motion by Ron and a second by Curtis the council meeting was adjourned.

Gregg A. Sprunger, Mayor

ATTEST:

Gwen Maller, Clerk-Treasurer