

May 8, 2017

The Ellettsville, Indiana, Town Council met for a regular meeting on Monday, May 8, 2017, at the Town Hall located at 1050 W. Guy McCown Drive. Scott Oldham called the meeting to order at 6:30 p.m. Kevin Farris led the Pledge of Allegiance followed with a prayer by Scott Thomas.

Roll Call: Members present were Scott Oldham, President; Kevin Farris and Brian Mobley and Scott Thomas. Sandra Hash, Clerk-Treasurer; Darla Brown, Town Attorney; and Rick Coppock, Bynum Fanyo and Associates, Town Engineer, were also present.

Supervisors present were: Mike Cornman, Danny Stalcup, Jimmie Durnil, Kevin Tolloty, Mike Farmer and Jeff Farmer.

Approval of Minutes

Scott Oldham entertained a motion for approval of the minutes for the regular meeting on April 24, 2017. Kevin Farris so moved. Scott Thomas seconded. Motion carried.

Accounts Payable Vouchers

Scott Oldham entertained a motion for action to pay Accounts Payable Vouchers. Mr. Mobley asked questions on claims which were answered by supervisors. Kevin Farris so moved. Scott Thomas seconded. Motion carried.

Scott Oldham stated since the last Town Council Meeting, the Town lost two dedicated public servants. Town Council member Dianna S. Bastin passed away after losing a battle with cancer. Assistant Chief Jack Baxter, a 46 year volunteer firefighter with the Ellettsville Fire Department, has passed away. Thank you Ms. Bastin and Assistant Chief Jack Baxter for your dedication to public service. Condolences to their families and the community. The Town has truly lost two very dedicated people whom were vital to the Town.

Resolution

Resolution 11-2017 Declaration of Official Intent to Finance \$99,231.51 for Police Department Vehicles and Equipment

Town Marshal Jimmie Durnil explained this resolution is for the buy/lease of three 2017 Ford Police Interceptors. Their intent is for all of the vehicles to be in service by July 1, 2017. Three payments will be made through the Cumulative Capital Development Fund and all vehicles will be paid off by August 2018.

Scott Oldham entertained a motion. Kevin Farris made a motion to adopt Resolution 11-2017, Declaration of Official Intent to Finance \$99,231.51 for the Police Department Vehicles and Equipment. Scott Thomas seconded. Roll call vote: Brian Mobley – yes; Scott Thomas – yes; Kevin Farris – yes; and Scott Oldham – yes. Motion carried.

Ordinance on First Reading

Ordinance 2017-07 to Amend Ordinance 2017-03 Concerning the Fixing of the Salaries for Budget Year 2017

Fire Chief Mike Cornman explained with the review of certification pay for firefighters this past year they realized several firefighters were not getting adjustments in their pay for certifications. The Fire Department is short \$105.77 for certification pay in 2017. Therefore, the salary ordinance needs adjusted to cover the shortfall.

Kevin Farris asked if the adjustment covers the entire year. Ms. Hash answered the adjustment is per pay for two employees. Chief Cornman noted the money is in their budget.

Old Business

Flood Report

Brian Mobley presented a photograph of a ditch at McNeely and Matthews Streets that has been cleaned out. The Street Department is going to work on cleaning out a culvert that fills with gravel. Chad Stephens' business did not flood during recent heavy rains because of cleanout work by the Street and Utilities Departments. At the next meeting, he wants to

move forward with increasing the stormwater rates and starting projects. Sandbags were put out over the weekend.

Scott Oldham asked Mr. Stalcup if they could put out more sandbags at old Town Hall for people to pick up because of the rain in the forecast. At this time, they're probably at maximum saturation.

New Sewer Rates

Darla Brown, Town Attorney, explained Doug Baldessari, H.J. Umbaugh & Associates ("Umbaugh"), showed a power point presentation to discuss the new sewer rates at a Town Council meeting in November 2016. Upon discussion with Eastern Richland Sewer Corporation ("ERSC"). Mr. Baldessari revised the rates and provided a new report dated February 3, 2017. A proposal from ERSC was received on May 5, 2017. At a previous meeting, the Town Council wanted the new rates published in the newspaper on May 10, 2017, so it could be voted on at the meeting on May 22, 2017. Mr. Baldessari has provided revised rates and his suggestion is to phase them in. The rates under Phase II are the same rates published in Mr. Baldessari's report of February 3, 2017. He recommends Phase I rates be used until January 1, 2018 or July 1, 2018. Mr. Baldessari suggests the new rates for Phase II take effect either January 1, 2018 or July 1, 2018. She requested authorization to publish the rates as prepared by Mr. Baldessari in the newspaper.

Brian Mobley asked when the new rates would be effective. Ms. Brown replied the rates would become effective when the ordinance is published. Phase II rates would take effect either January 1st or July 1st. Mr. Oldham confirmed the purpose of this meeting is to move forward with publishing these rates and then vote on them at the next Town Council meeting. Ms. Brown stated that is correct. No vote on the actual rates is scheduled for this meeting. Mr. Oldham explained the current rate for the base user will decrease from \$28.70 to \$21.05. Mr. Mobley asked Jeff Farmer if that rate is for the normal user. Mr. Farmer answered it is the base user. The normal user is 5,500 gallons. Originally, there was a \$5.00 reduction after Phase II for the 5,500 gallon user. However, after negotiations with ERSC that amount changed slightly.

Scott Oldham entertained a motion. Kevin Farris made a motion to accept the newer sewer rates for publication on May 10, 2017. Scott Thomas seconded. Roll call vote: Scott Oldham – yes; Brian Mobley – yes; Scott Thomas – yes; and Kevin Farris – yes. Motion carried.

New Business

Agreement between the Town of Ellettsville and the City of Bloomington for the Sale of Water

Darla Brown, Town Attorney, explained the City of Bloomington Utilities ("CBU") has been to the Indiana Utilities Regulatory Commission ("IURC") with regard to a rate increase. This agreement is a proposed contract for 20 years between Ellettsville and the CBU for the purchase of water. CBU proposes to sell water to the Town of Ellettsville at a cost of \$2.39 per 1,000 gallons which is on file with regard to CBU's tariff with the IURC. The Town agrees to purchase a minimum of two million gallons of water per month with a maximum of 46 million gallons per month. CBU will maintain and calibrate the meters at its own expense. If the Town intends to challenge the meters it can do so. If the meter works fine, the Town pays the expense and if not, CBU will pay the expense. The Town agrees to obtain water only from CBU unless there is an emergency or a period of extended water shortage.

Brian Mobley asked if they sign the contract for 20 years will there be price increases. Ms. Brown answered there is language in the contract to the effect that if CBU goes back and forth to the IURC and obtains a rate increase it will be passed along to the Town. It may not necessarily be the same increase but some amount would be passed along to the Town's customers. Mr. Mobley asked if 20 years is common with other municipalities. Mike Farmer answered the last contract period was 20 years and it is good for them to have the contract. They have talked to Umbaugh about committing to a tracker which will reflect the cost of the purchased water increase on water bills either the same month or the month after CBU enacts a new tariff. Although CBU's rate increase was approximately 20%, it will not result in the same for Ellettsville. Umbaugh will calculate Ellettsville's water

increase which will be 6% to 10%. When this is done, they will come before Town Council to request permission to enact the tracker and increase the water rates. Ms. Brown advised the last contract with CBU was October 1994. Mr. Oldham asked if it is conceivable they could exceed 46 million gallons. Mr. Farmer answered the daily average is 840,000 gallons a day. Prior to the water audit, the repair of main breaks and a survey of the entire system they were using 1 million gallons a day. The most they have ever used was 1.5 million gallons a day during the drought of 2012. Mr. Oldham asked if for some reason they need to go over 46 million gallons would CBU increase the amount. Mr. Farmer replied the limit has to do with CBU's capacity and their ability to serve Monroe County. He doesn't think they would ever exceed 46 million gallons. Should the Town grow considerably they would have to ask CBU to amend their contract.

Scott Oldham entertained a motion. Brian Mobley made a motion to approve the Agreement with Bloomington for the sale of water for 20 years. Scott Thomas seconded. Roll call vote: Scott Oldham – yes; Kevin Farris – yes; Scott Thomas – yes; and Brian Mobley – yes. Motion carried.

Council Comments

Supervisors Comments

Town Marshal Jimmie Durnil reminded everyone the Fraternal Order of Police Memorial Service in front of Town Hall is on May 15, 2017, at 11:00 a.m. They will also have a tour of Town Hall and refreshments at the Police Department.

The Park Board is planning an 11:00 a.m. Memorial Service at Memorial Park on May 29, 2017. Jim Garrett will be the guest speaker.

Danny Stalcup, Street Commissioner, announced the Street Department has received their new dump truck.

Mike Farmer, Bynum Fanyo & Associates, Ellettsville Utilities, advised the secondary waterline from Woodyard Road to Thomas Road is going well and is 40% complete. The City of Bloomington is running a 12" line to meet Ellettsville's waterline at Loesch Road. They will finish the project before the completion date.

Fire Chief Mike Cornman thanked everyone for their support of the Fire Department especially in the last few days with the passing of Dianna S. Bastin and Assistant Chief Jack Baxter. They receive a lot of support from all public safety agencies. Whenever they have something like this the fire departments come together and send firefighters over to standby at the Ellettsville Fire Department. They will send thank you notes to all of these people for making sure our community was safe and had people to respond to calls while they honored one of their passing members.

Sandra Hash announced the new Town Hall open house will be held on May 20, 2017, from 1:00 p.m. to 3:00 p.m.

Privilege of the Floor

Mike Farmer is a member of ECY, who supports the Boys and Girls Club activities in fundraising. They have concluded their fundraising for the year and exceeded their goal by \$6,000. Thank you to everybody who donated their time and money in the community.

Adjournment

Scott Oldham entertained a motion to adjourn. Kevin Farris so moved. Brian Mobley seconded. Scott Oldham adjourned the meeting at 6:59 p.m.

Scott Oldham, President

Kevin Farris

Brian Mobley

Scott Thomas

Sandra Hash, Clerk-Treasurer