

REGULAR SESSION, COMMON COUNCIL, JANUARY 27, 2014

Be it Remembered that the Common Council of the City of Plymouth, Indiana, met in regular session on January 27, 2014. The meeting was held in the Council Chambers of the City Building, 124 N. Michigan Street, Plymouth, Indiana. The meeting was called to order at 6:30 p.m.

Mayor Senter led the Pledge of Allegiance and Councilman Delp offered prayer.

Senter presided for Council Members Delp, Culp, Ecker and Smith. Clerk-Treasurer Hutchings, City Engineer Gaul and City Attorney Surrisi were also present. Councilman Grobe was absent.

Councilmen Delp and Culp moved and seconded to approve the minutes of the last regular meeting on January 13, 2014 and to dispense with reading them since they have been reviewed and found to be correct. The motion carried.

Sarah Guild Smith, Betsy Gee Biederstedt and Dawn Edwards Everidge presented information from the Plymouth Tennis Club Facility Improvement Committee.

Terry Borggren, West Township Trustee, said that he checked with the State Board of Accounts and there is no place in state code that allows townships to give money for something like this.

City Attorney Surrisi presented Resolution No. 2014-592, A Resolution of the City of Plymouth in Support of Future Funding for the Construction of New Tennis Courts.

Councilmen Delp and Culp moved and seconded to adopt Resolution No. 2014-592, A Resolution of the City of Plymouth in Support of Future Funding for the Construction of New Tennis Courts. It passed by roll call vote.

AYES: Delp, Culp, Ecker and Smith
NAYS: None
ABSENT: Grobe

The following legal notice was advertised in the Pilot News on January 16, 2014:

NOTICE TO TAXPAYERS OF PROPOSED ADDITIONAL APPROPRIATIONS
Notice is hereby given the taxpayers of the City of Plymouth, Marshall County, Indiana that the proper legal officers of the Common Council at their regular meeting place of the Council Chambers of the City Building, 124 North Michigan Street (Garro Street entrance), Plymouth, Indiana immediately following the Board of Works meeting at 6:30 p.m., Monday, January 27, 2014 will consider the following additional appropriations in excess of the budget for the current year.

Fund Name:	Redevelopment District Capital Fund
Major Budget Classification:	Capital Outlays
Amount:	\$ 41,747.00
Fund Name:	Police Dept. Federal Equitable Sharing Fund
Major Budget Classification:	Supplies
Amount:	\$ 2,255.00
Fund Name:	Unsafe Building Fund
Major Budget Classification:	Other Services and Charges
Amount:	\$ 34,804.00
Fund Name:	Deferral and Diversion Fund
Major Budget Classification:	Supplies
Amount:	\$ 4,570.00
Fund Name:	Deferral and Diversion Fund
Major Budget Classification:	Capital Outlays
Amount:	\$ 10,000.00
Fund Name:	Plymouth Greenways Trail Project Fund
Major Budget Classification:	Supplies
Amount:	\$ 10,683.00

Taxpayers appearing at the meeting shall have a right to be heard. The additional appropriations as finally made will be referred to the Department of Local Government Finance (DLGF). The DLGF will make a written determination as to the sufficiency of funds to support the appropriations made within fifteen (15) days of receipt of a Certified Copy of the action taken. Handicapped citizens needing special accommodations for the meeting, please call the ADA Coordinator, 574-936-2948.
Toni L. Hutchings, Clerk-Treasurer

January 16, 2014 PN1875
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Councilmen Ecker and Smith moved and seconded to open the public hearing for additional appropriations. The motion carried.

Hutchings said that this will allow her to appropriate the available cash balances in five different funds. She said that these were not included in the regular budget; she appropriates the total amount of cash on an annual basis. The Redevelopment District Capital Fund in the amount of \$41,747.00; the Police Department Federal Equitable Sharing Fund in the amount of \$2,255.00; the Unsafe Building Fund in the amount of \$34,804.00; the Deferral and Diversion Fund in the amount of \$14,570.00; and the Greenway Trail Project in the amount of \$10,683.00. Hutchings said that the money has not yet been appropriated, and in order for it to be spent, it has to be appropriated.

There being no other questions or comments, Councilmen Delp and Ecker moved and seconded to close the public hearing. The motion carried.

Utility Superintendent Donnie Davidson distributed a condensed report that was completed in December, 2013 addressing chronic flooding problems that occur at the intersection of Jefferson and Beerenbrook Streets. He said that it affects the bowling alley, Overmyer's Water Care, Bob's Towing and an apartment complex at the intersection. He estimated that the problem has been ongoing for the last twenty years. He said that the wastewater department has implemented some things to try to alleviate or lessen the problem, but there were three rain events in a two month period of time this past summer that flooded the area and caused some property damage. He said that the study was completed because of that flooding and damage. He said that the utility departments met with the city's financial advisor regarding the utility budgets and discussed the issue with a representative from Umbaugh. He said that they considered various methods of funding the project. The construction and non-construction costs of the project total \$684,000. He said that he feels the property owners have been extremely patient in waiting for the city to have the funds to remedy the problem. He said that over the last few years, property owners in Plymouth have been assessed a storm water fee on their utility bill. He said that each equivalent resident unit is assessed \$2.05 monthly; businesses are assessed accordingly given the size of the property. The funding supports the MS4 program that is required by IDEM to monitor the quality of the storm water runoff in the City of Plymouth. The other purpose of the fee is to collect funds to fix flooding problems like this. He said that there are currently enough funds in the Storm Water Fund to cover half the cost of the project. He asked that there be an Additional Appropriation public hearing at the February 10th meeting for additional appropriations in the amount of \$350,000 in the General Fund – Storm Sewers.

Councilman Ecker asked if this is a permanent solution or a five to ten year fix.

Davidson said that this is a good solution to the problem and will not only address flooding problems in that area, but will also address additional flooding problems to the south and both to the east and west on Jefferson Street. He said that the flooding causes severe traffic issues. He said the problem was generated when the city underwent the sewer separation project in 1988. Before the project, all of the sanitary and storm water went into one large 24" sewer which goes down Beerenbrook. He said at that time the city was required to take the storm water off the sanitary because they were overloading the combination sewer and flooding to the stream virtually every time it rained. Davidson said that EPA funding allowed for a 10" storm sewer to be installed at that time to accommodate the storm water, but that has proven to be inadequate. Davidson estimated that it would be a ninety day project. He would prefer to complete the project before the asphalt plants close in the fall, which is usually around Thanksgiving.

Councilmen Smith and Delp moved and seconded to approve advertising for a public hearing for additional appropriation as requested. The motion carried.

City Attorney Surrisi presented Resolution No. 2014-593, Additional Appropriation Resolution.

Councilmen Ecker and Culp moved and seconded to adopt Resolution No. 2014-593 as presented. It passed by roll call vote.

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AYES: Delp, Culp, Ecker and Smith
NAYS: None
ABSENT: Grobe

Senter offered the privilege of the floor to members in the audience.

Kathy Bottorff referred to Resolution No. 2014-592, A Resolution of the City of Plymouth in Support of Future Funding for the Construction of New Tennis Courts. She asked if there was a specific amount determined at this time.

Mayor Senter replied that it is for \$750,000.00.

Councilmen Ecker and Delp moved and seconded to accept the following communications: minutes of the Board of Public Works and Safety meeting of January 13, 2014; minutes of the Board of Aviation Commissioners meeting of December 10, 2013; minutes of the Marshall County Council on Aging meeting of January 14, 2014; minutes of the Urban Forestry and Flower Committee meeting of January 15, 2014; minutes of the Redevelopment Commission meeting of December 17, 2013; minutes of the Park and Recreation Board meeting of December 2, 2013 and the Clerk-Treasurer's Cash Reconciliation Statement for December, 2013. The motion carried.

There being no further business to discuss, Councilmen Culp and Ecker moved and seconded to adjourn the meeting. The motion carried; the meeting was declared adjourned at 7:48 p.m.

S/Toni L. Hutchings, IAMC/CMC/CPFA
Clerk-Treasurer

APPROVED

S/Mark Senter, Mayor