

UTILITY BOARD/COMMON COUNCIL

Tuesday, May 22, 2018

7:00 P.M.

The Common Council and Utility Board of the City of Huntingburg met in joint session at the regularly scheduled meeting time on Tuesday, May 22, 2018 at the hour of 7:00 P.M. in the Council Chambers of the Huntingburg City Hall at 508 E. Fourth Street, Huntingburg, Indiana. Members Blessinger, Kissling, McPherron, Wehr and Bounds were present. Also present were Mayor Spinner, Clerk-Treasurer Dippel and City Attorney Schneider.

Mayor Spinner called the meeting to order.

A motion was made by Blessinger, seconded by McPherron and carried to approve the minutes of the May 8, 2018 meeting.

A motion was made by Wehr, seconded by Bounds and carried to approve the claims as presented.

The Mayor introduced, Summer Intern, Derek Duran, from Indiana University, who is here to help the City with a sustainability project as it relates to the City's trash collection system and to give the City an in depth study on the project.

The Mayor updated the Council on the 14th Street reconstruction project. He noted it has been an evolving process in the last week. He indicated that more data has been received in the last 24 hours about the project. He noted the bids were received on May 3, 2018 and the City does have 90 days to act with an award or reject. The apparent low bid for the paving portion of the project is approximately \$690,000.00. He noted the plan was to use the Community Crossing Grant program to reimburse the City for a portion of the project but the program has changed and Jason Stamm, Street Superintendent, is less sure the reconstruction project would be a qualified project under the current Community Crossing program. He noted that with the uncertainties he wanted to step back and look at some of the City's options. Midwestern Engineers has provided insight into the options. The options were reviewed (Exhibit A). The Mayor noted that the City does not have \$690,000.00 on hand to fund the project as originally specified. Other modified options were discussed with varying versions of milling and repaving 2" of pavement on 14th Street. He noted the City is no longer under INDOT's Stellar restriction for applying for projects but if submitted now would probably be 3-5 years out on the INDOT schedule. He indicated that Midwestern Engineers is confident that the mill and replace would give a stable 14th Street until a complete rebuild could take place. Discussion followed. It was noted that September 28, 2018 is the substantial completion date for the overpass.

Planning Director Lake presented tax abatement documents for Huntingburg Senior Residence, LLC (Miller-Valentine-The Lofts at St. Joseph). He recommended the Council approve, and determine they are in compliance with the Statement of Benefits on the submitted Compliance Form (CF-1).

A motion was made by Kissling, seconded by McPherron and carried to find that the property owner is in substantial compliance with the statute.

Lake also presented tax abatement documents for Indiana Municipal Power Agency (Solar Park). He recommended the Council approve, and determine they are in compliance with the Statement of Benefits.

A motion was made by Wehr, seconded by Kissling and carried to approve the document (CF-1) as presented.

Energy Superintendent Reutepohler presented the monthly Gas Utility report. He informed the Board that crews are done with Market Street except for the house that the City will eventually be taking over. He noted that 12th Street is all done. He noted employees are in the process of doing atmospheric corrosion inspection on approximately 3,600 gas meters.

Reutepohler presented the monthly Electric Utility report. He informed the Board that crews have been working in the area around the new Dollar Store (1st & Main) noting some of the poles date from the 1960s.

He presented quotes for a 4 x 4 Pickup truck. The low quote was \$27,977.00 from Sternberg Dodge for a 2018 Ram1500 4 x 4 Crew Cab.

A motion was made by McPherron, seconded by Blessinger and carried to accept the bid from Sternbergs for the Superintendent of the Energy Department's truck in the amount of \$27,977.00.

Reutepohler indicated that once a year a survey is required of the elected official concerning the 811 program. The survey was distributed to the elected officials.

Gregg Miller, Water Chief Operator, presented the monthly Water Utility report. He noted that IDEM is doing algae testing on the City Lake. The testing will be done every 2 weeks for one year at no cost to the City. He noted the second 500 meters for the meter replacement project have been received. He also noted the East Water Tank was inspected but a report has not yet been received.

Miller presented the low quote for the Market Street water main project from Team EJP (EJ Prescott).

A motion was made by Blessinger, seconded by Wehr and carried to approve the quote of EJ Prescott in the amount of \$5,726.00

Miller presented the low, responsive, responsible quote for the Hospital water main project from Utility Supply Company in the amount of \$14,712.95. Other quotes were determined to be unresponsive as they did not include a meter cost.

A motion was made by McPherron, seconded by Bounds and carried to accept the bid of \$14,712.95 from Utility Supply.

Attorney Schneider presented a proposed Agreement Regarding Driveway Replacement at 305 N. Geiger Street, Huntingburg, IN, between the City of Huntingburg and Judith Murphy (Exhibit B). He noted that 80 years ago a predecessor owner granted an easement over the property subsequently obtained by the City near Market Street Park. Schneider explained the agreement; If the Murphys' would give up their right-of-way easement the City would bring sewer to the property line and construct a 10 ft. driveway on Murphys' property. It was noted that City's sewer work costs will be paid by the Wastewater Department and the City's driveway construction costs will be paid by the Huntingburg Street Department.

A motion was made by Kissling, seconded by McPherron and carried to approve the Agreement Regarding Driveway Replacement as presented.

Clerk-Treasurer Dippel presented a proposed additional appropriation ordinance. The proposed ordinance is for 8 different funds in the amount of \$1,911,771.00. Notes for the proposed additional appropriation were also presented (Exhibit D: Items B-I).

A motion was made by McPherron, seconded by Wehr and carried to introduce Ordinance No. 2018-15 entitled:

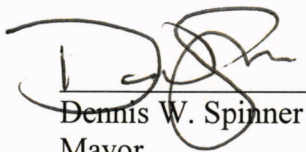
**AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS FOR
THE 2018 BUDGET YEAR**

A motion was made by Blessinger, seconded by Bounds and carried to set a public hearing date for the above additional appropriation for June 12, 2018 in the Council Chambers of Huntingburg City Hall at 7:00 P.M.

Clerk-Treasurer Dippel presented a list of uncollectable utility accounts for write-off consideration (Exhibit C). He noted the total amount of the bad debt write-off is \$16,242.02. The accounts will still be pursued as more customer account information becomes available.

A motion was made by McPherron, seconded by Kissling and carried to approve the write-off of \$16,242.02 of bad debts as presented.

There being no further business before the Council, a motion was made by Wehr, seconded by Bounds and carried to adjourn the meeting at 8:16 o'clock P.M.



Dennis W. Spinner
Mayor

Thomas A. Dippel
Clerk-Treasurer

5/18/18 - 7:12ed from VCC

Common Council/Utility Board
5/22/18
7:00 P.M. EXHIBIT A

14th Street Project Options

	Option 1	Option 2	Option 3	Option 4
Cost of Project	\$ 690,362.00	\$ 249,916.00	\$ 230,000.00	\$ 200,000.00
Funding: Borrow from Electric Utility (Apply for CCG)	\$ 690,362.00			
Funding: EDIT (Apply for CCG)		\$ 249,916.00	\$ 230,000.00	\$ 200,000.00

- Option 1: Reconstruct all --Hwy 231 thru Chestnut Street
Original plan--if don't receive CCG, we need to figure out payment to Electric Department
- Option 2: Mill and pave 2"--Hwy 231 thru Chestnut Street
If don't receive CCG, easier to absorb cost. Step 2-Apply for Federal Funds to reconstruct in 4-5 years.
- Option 3: Mill and pave 2"--Hwy 231 to Chestnut Street
If don't receive CCG, easier to absorb cost. Step 2-Apply for Federal Funds to reconstruct in 4-5 years.
Will need INDOT permission to do a change order to include with Overpass project.
- Option 4: Mill and pave 2"--Hwy 231 to Chestnut Street
(City and Rudolph perform work)
If don't receive CCG, easiest to absorb cost. Step 2-Apply for Federal Funds to reconstruct in 4-5 years.
Will need INDOT permission to do a change order to include with Overpass project.

- Other things to consider:
- A. To apply for Federal funds, street must be classified as a major collector. This process was started in 2014. Awaiting Federal Highway approval.
 - B. Will deal with Event Center issue of "washing out" with all options.
 - C. With Options 2, 3, and 4, Water Department will have the main relocation done prior to the reconstruction work in 4-5 years.
 - D. Options 1, 2, and 3 will be bid out.

Common Council/UTILITY BOARD

5/22/18

7:00 P.M. EXHIBIT B

**AGREEMENT REGARDING
DRIVEWAY REPLACEMENT**

THIS AGREEMENT made and entered into this ____ day of May, 2018, by and between the CITY OF HUNTINGBURG, INDIANA, a municipal corporation of Dubois County, State of Indiana (hereinafter the "City") and JUDITH A. MURPHY as Personal Representative of the ESTATE OF PETER F. MURPHY, III, and JUDITH A. MURPHY, as the sole devisee under the last will and testament of the said Peter F. Murphy, their successors and assigns (hereinafter the "Owner");

WITNESSETH:

WHEREAS, Owner is the owner of the residential real estate at 305 N. Geiger Street in the City of Huntingburg, Dubois County, Indiana, which was heretofore accessed from Market Street with a private driveway and sanitary sewer service over and across a private drive extending south from Market Street to Owner's property; and

WHEREAS, the City is engaged in a municipal works project which will permanently close Owner's access from Market Street in the City of Huntingburg; and

WHEREAS, in an effort to settle and compromise any claims or disputes heretofore or hereafter arising and in any way related to the termination of Owner's driveway and sanitary sewer access to its property from Market Street, the parties heretofore agree as follows:

For and in consideration of the foregoing premises and in full settlement and satisfaction of any claims in any way arising out of the termination of Owner's access to Owner's property at 305 N. Geiger Street, Huntingburg, Indiana, from Market Street, the City and Owner agree as follows:

1. City agrees to construct a driveway ten (10) feet in width from Geiger Street along Owner's north property line to the graveled parking lot at the rear of the residence, as more particularly shown in the diagrams attached hereto as Exhibit "A". The first ten (10) feet extending from Geiger Street shall be constructed of concrete, asphalt, or other similar impervious material, with the remainder constructed of rock.

2. Owner shall be responsible for making any improvement beyond that agreed to by City in the foregoing paragraph.

3. The City shall install at its cost a sanitary sewer lateral to service Owner's property from the sanitary sewer main in Geiger Street, east along Owner's north property line, to the point where Owner's existing sewer lateral exits Owner's property.

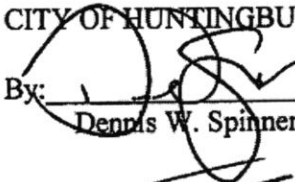
4. Owner, for him/herself, his/her successors, transferees, assigns, heirs and personal representatives, does hereby release and relinquish any and all claims or rights or entitlement to access Owner's property from Market Street which has in any way arisen from any previous grant(s) or from the previous use by Owner or their predecessors in title of a driveway and sanitary sewer drain from Market Street to Owner's property at 305 N. Geiger Street; and Owner shall execute a quitclaim deed to quitclaim and release to the City any such right or easement upon the satisfactory completion of the undertakings made herein by City.

5. Both parties hereto, City and Owner, do hereby mutually release and discharge each other, their officers, agents, successors and assigns, from any liability in any way arising out of the termination of Owner's driveway and sanitary sewer access to its property from Market Street as described herein, excepting as to the respective undertakings of the parties set out in this Agreement.

6. This Agreement shall be binding on and inure to the benefit of the parties hereto, their successors and assigns.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first above written.

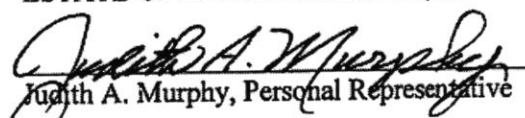
CITY OF HUNTINGBURG, INDIANA

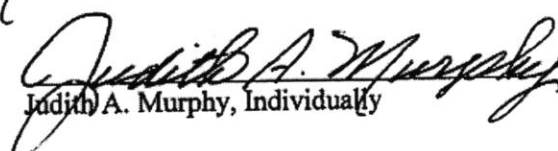
By: 
Dennis W. Spinner, Mayor

Attest: 
Thomas A. Dippel, Clerk-Treasurer

"City"

ESTATE OF PETER F. MURPHY, III

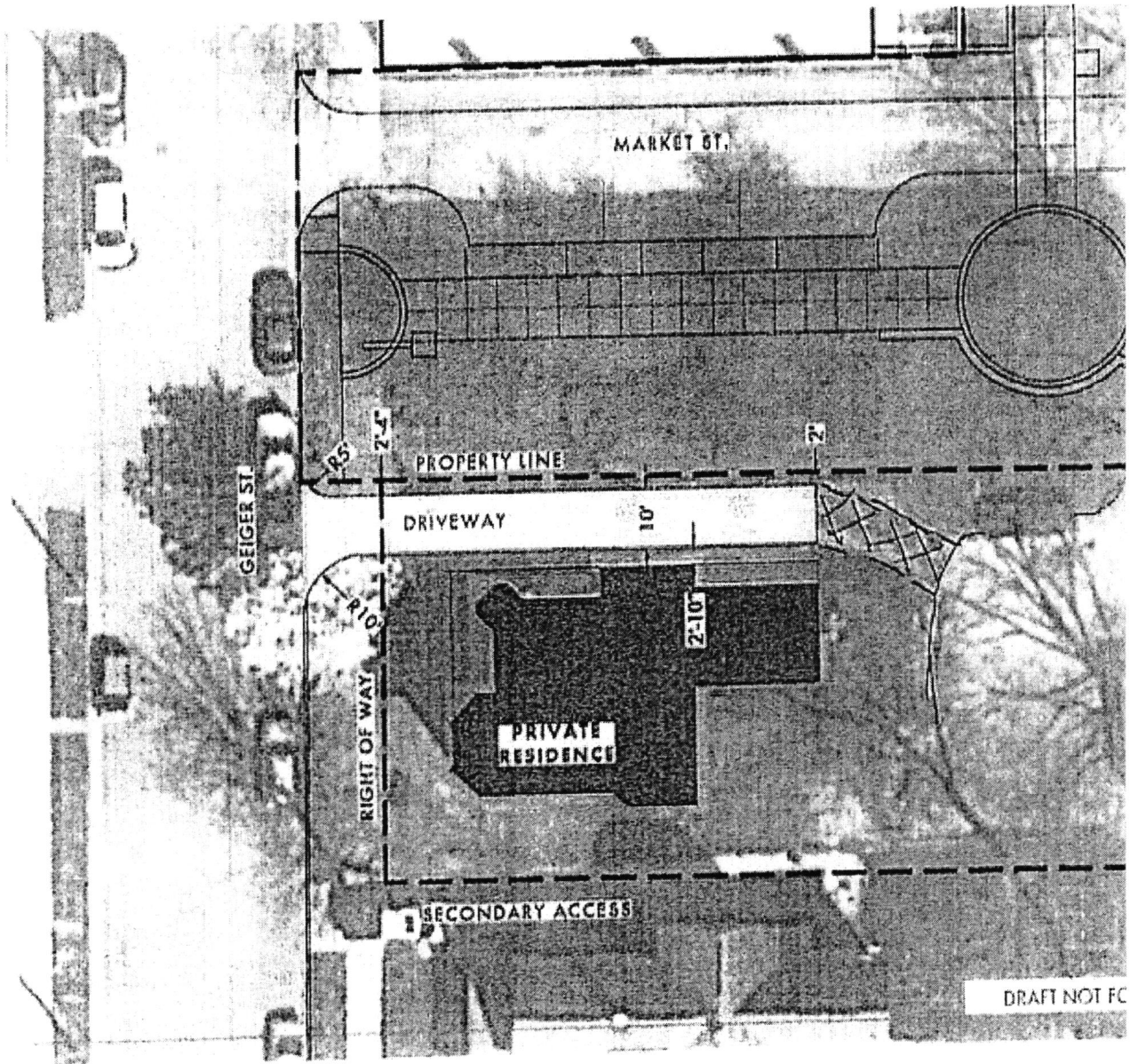

Judith A. Murphy, Personal Representative


Judith A. Murphy, Individually

"Owner"

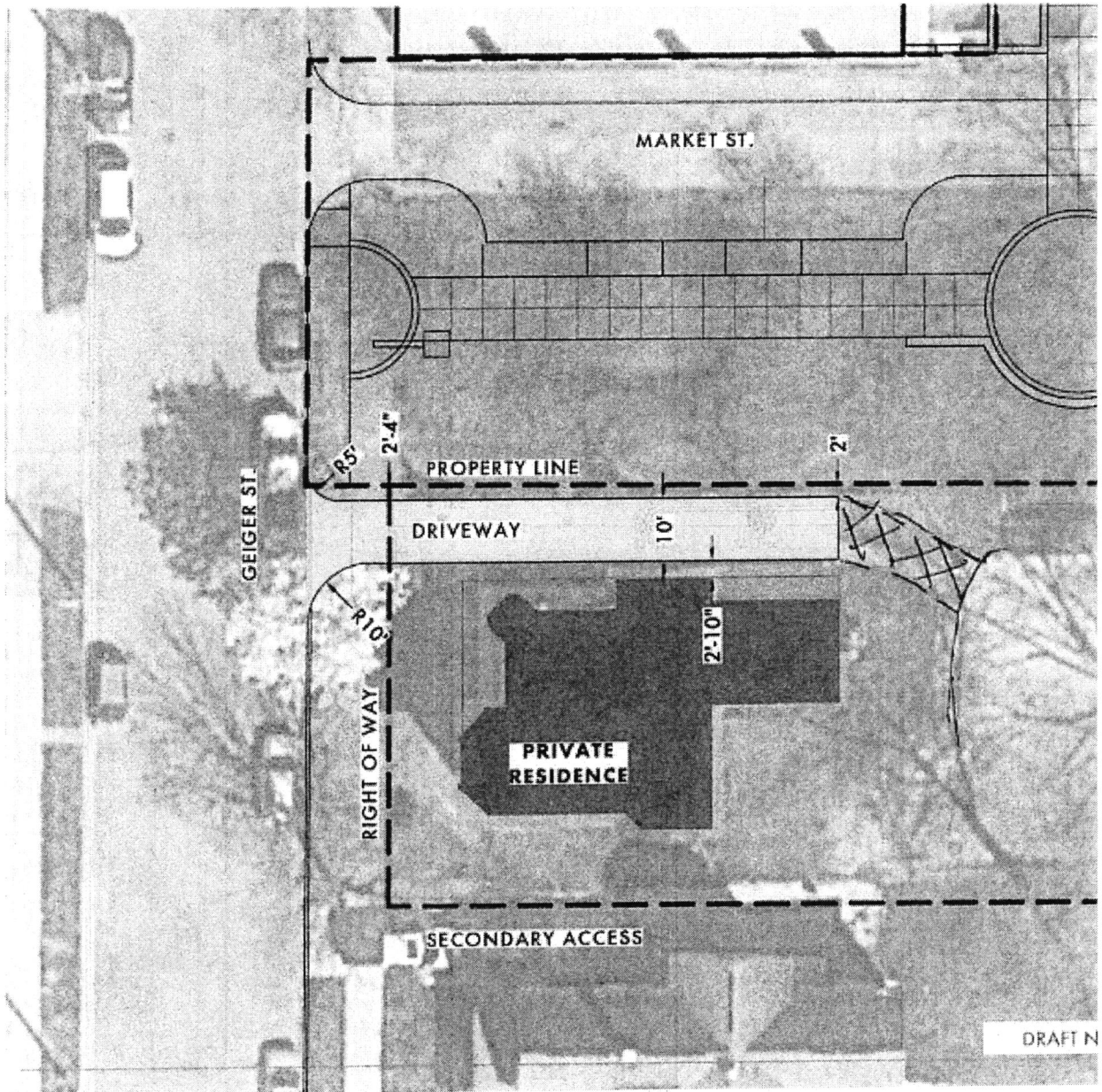
RESIDENTIAL DRIVEWAY

305 N GEIGER ST.



RESIDENTIAL DRIVEWAY

305 N GEIGER ST.



Huntingburg Utilities Bad Debt Write-Offs for 2017 *OK 10/9/18*

	Account	Name	Total	Electric	Water	Gas	W/W	NEP Ch. Fee
1	001-0010-03	Michael A Lax	\$ 634.04	546.53	87.51	-	-	-
2	001-0395-06	Aniurka Font	\$ 80.03	39.08	40.95	-	-	-
3	002-0040-16	Tim F Stephens	\$ 498.91	468.62	30.29	-	-	-
4	002-0810-18	Courtney B Wade	\$ 188.38	156.20	32.18	-	-	-
5	002-0820-13	Justin P Flamion	\$ 78.81	69.46	9.35	-	-	-
6	002-0875-34	Jessica A Schurz & Parker A McCraw	\$ 55.99	44.24	11.14	-	0.61	-
7	002-1085-16	Justin M Miller	\$ 134.11	134.11	-	-	-	-
8	003-0200-10	Donald L Mathies	\$ 104.67	43.75	-	60.92	-	-
9	004-0165-41	Larry Montgomery	\$ 160.79	160.79	-	-	-	-
10	004-0200-13	Loraine Zink	\$ 192.27	192.27	-	-	-	-
11	010-0275-28	Rachelle N Childree	\$ 89.62	89.62	-	-	-	-
12	010-0285-20	Magdalena Galvez	\$ 346.37	346.37	-	-	-	-
13	010-0295-15	Michael S Patterson	\$ 253.28	253.28	-	-	-	-
14	010-0385-15	Ashley D Young	\$ 666.49	526.17	140.32	-	-	-
15	010-0385-17	Dennis A Burgdorf	\$ 260.61	205.37	55.24	-	-	-
16	010-0385-19	Larry M Dillon	\$ 258.67	227.61	31.06	-	-	-
17	010-0475-10	Lonnie J Volz	\$ 1,050.62	908.23	16.19	126.20	-	-
18	011-0195-07	Jeffrey Opel	\$ 634.16	201.55	49.82	303.35	79.44	-
19	012-0225-14	Matt Leiberling	\$ 353.31	274.79	78.52	-	-	-
20	012-0270-12	Hraold D LaRue & Shana Pratte	\$ 418.91	226.89	67.36	124.66	-	-
21	013-0195-11	Ray Marcum	\$ 1,256.30	1,177.12	79.18	-	-	-
22	013-0225-24	Cole M Denton	\$ 198.73	124.26	74.47	-	-	-
23	014-0050-02	Rita Diedrich	\$ 280.30	280.30	-	-	-	-
24	014-0617-00	Randall K Allen Jr.	\$ 13.56	13.56	-	-	-	-
25	015-0020-00	Daniel Jochim	\$ 380.40	201.93	53.71	41.35	83.41	-
26	015-0443-05	Samantha E & Anthony Valles	\$ 143.57	121.41	22.16	-	-	-
27	016-0050-39	Sherry L Hauk	\$ 83.30	73.89	9.41	-	-	-
28	016-0105-27	Reynel L Morales	\$ 141.03	34.83	78.93	27.27	-	-
29	016-0135-08	Nancy M & Dennis L Posey	\$ 831.56	652.04	84.43	-	95.09	-
30	016-0135-09	Jamie D Bromm	\$ 150.69	121.87	28.82	-	-	-
31	016-0180-23	Vicki L Strotman	\$ 407.64	329.75	77.89	-	-	-
32	016-0265-13	Armando Font	\$ 574.60	94.71	479.89	-	-	-
33	016-0460-16	Nathan S Higgins	\$ 36.92	36.92	-	-	-	-
34	016-0495-29	Mark A Opel	\$ 267.57	208.61	58.96	-	-	-
35	016-0525-17	Kris L Friede & Rebecca Goepfner	\$ 587.13	480.74	106.39	-	-	-
36	019-0075-08	Xiomara Lazo	\$ 211.75	207.69	4.06	-	-	-
37	019-0075-09	Aniurka Font	\$ 95.14	95.14	-	-	-	-
38	019-0100-08	Mary Ann Prickett	\$ 113.34	87.93	25.41	-	-	-
39	019-0414-05	Lisa C Lopez	\$ 11.72	11.72	-	-	-	-
40	021-0385-20	Christopher A Wilz	\$ 723.90	675.76	48.14	-	-	-
41	022-0235-21	Marcela M & Zachary Gonya	\$ 545.66	332.51	52.47	160.68	-	-
42	024-0560-28	Brittney Miller	\$ 440.27	354.35	85.92	-	-	-
43	025-0490-18	Bobbie J Bruner	\$ 435.35	293.37	-	141.98	-	-
44	026-0155-20	Joshua L Mattingly	\$ 54.11	54.11	-	-	-	-
45	026-0165-34	Douglas N Snyder	\$ 23.93	23.93	-	-	-	-
46	026-0270-31	Ethan K Rose	\$ 189.58	132.60	56.98	-	-	-
47	026-0290-28	Michael A Fryou	\$ 208.09	163.19	44.90	-	-	-
48	026-0445-06	Brian & Janet Opel	\$ 113.13	70.33	-	42.80	-	-
49	028-0255-17	Melqui A Galvez Villeda	\$ 26.54	12.06	14.48	-	-	-
50	028-0292-07	Elizabeth Rottet	\$ 180.66	116.59	64.07	-	-	-
51	029-0085-14	Callahan J Threat	\$ 190.74	153.66	37.08	-	-	-
52	030-0040-30	Cody A Petry	\$ 130.59	130.59	-	-	-	-
53	031-0416-23	Marcel Kayitankor Russimbi	\$ 364.26	364.26	-	-	-	-
54	031-0417-08	David A Lemond	\$ 369.92	369.92	-	-	-	-
Total:			\$ 16,242.02	\$ 12,716.58	\$ 2,237.68	\$ 1,029.21	\$ 258.55	\$ -
			Total	Electric	Water	Gas	W/W	Fees

54 Total: 48 Renters, 3 Owners, 5 Deceased, 1 Bankruptcy, 32 No forwarding address, 7 Trailers, 2 Currently Receiving from Schneider Law

2017 Revenues	\$ 16,639,337.02	\$ 8,826,656.00	\$ 2,919,842.45	\$ 2,999,508.39	\$ 1,893,330.18
2017 Write-Off as % of Revenues	0.098%	0.144%	0.077%	0.034%	0.014%

Note: Write-offs are done when a customer account has no activity for one year or is known to not be able to pay the acct. (death, prison, bankruptcy, etc.)

Common Council/Utility Board
5/22/18
7:00 P.M. EXHIBIT C

OK
Approved 5/22/18 Util. Board meeting

Common Council / Utility Board
5/22/18
7:00 p.m.
EXHIBIT D

CITY OF HUNTINGBURG, INDIANA
ORDINANCE NO. 2018-___

5/18/18 Revises to
Add Rainy Day

**AN ORDINANCE APPROVING ADDITIONAL
APPROPRIATIONS FOR THE 2018 BUDGET YEAR**

WHEREAS, it is now determined by the Common Council of the City of Huntingburg that it is necessary to appropriate money that was not appropriated in the annual budget for the year 2018.

NOW THEREFORE, BE IT ORDAINED by the Common Council of the City of Huntingburg as follows:

Section 1. For the expenses of the City of Huntingburg the following sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same, for the 2018 budget year:

Fund Name	<u>Amount Appropriated</u>	
CORE Properties Fund:		
Other Expenses-Acct. 273-000-439.090	\$ 23,300	(C)
State Grant-Local Road and Bridge Matching Grant Fund 2016:		
Other Expenses-Acct. 471-000-439.090 50/50	\$ 222,780	(G)
Riverboat Fund:		
Other Expenses-Acct. 242-000-439.090	\$ 97,000	(B)
Golf Grant/Park Projects Fund:		
Other Expenses-Acct. 512-000-439.090	\$ 18,691	(D)
EDIT Fund:		
Other Expenses- Acct. 209-000-459.033	\$ 450,000	(E)
Other Grants Fund:		
Other Expenses-Acct. 278-000-439.090	\$ 550,000	(F)
Dubois County Council Fund Stellar		
Other Expenses-Acct. 290-000-459.033	\$ 500,000	(H)
Rainy Day Fund:		
Other Expenses-Acct. 245-000-439.090	\$ 50,000	(I)
Total City funds	\$1,911,771	

5/15/2018

Thomas Dippel

Notes for Cash Summary balances and Additional Appropriations

- A. Balance of \$4,156 in the Unsafe Building Fund to be used to fund demo of 804 E. 9th Street along with approximately \$3,500 of General Fund-Planning Department Budgeted Funds.
- B. Already Budgeted \$50,000 (\$40,000 ADA Compliance plus \$10,000 Fairmount Cemetery Donation) in original 2018 City budget. Additional \$97,000, plus the \$40,000 already appropriated for ADA compliance, to go toward Market Street Park Bathroom project. Should get \$34,000 from State in August 2018.
- C. Balance of \$23,300 to be used toward Market Street Park Bathroom project.
- D. Balance of 18,691 to be used toward Market Street Park Bathroom project.
- E. EDIT Capital Improvement Plan shows current appropriations for 2018 of \$1,680,867. Additional Appropriation of \$450,000 to cover 2018 expenditures of Street Department remodel.
- F. Dubois County Community Foundation endowments moneys received for 2018 expenditures of Market Street Park and other Stellar Projects = \$400,000. Additional \$150,000 would go toward other Stellar projects including Heritage Trail as money becomes available. Taylor Siefker Williams Design Group remaining contract encumbered from 2017 to 2018 in the amount of \$29,408 of the total of \$420,221 for Market Street Park.
- G. Milestone Contract encumbered from 2017 to 2018 in the amount of \$1,085,549.36. Need to appropriate additionally \$222,780 that could be used for 400 W. project. This is a 2016- 50/50 Community Crossing project.
- H. Dubois County paid \$375,000 toward the purchase of the new Street Department building. The City expects \$125,000 of additional Stellar Funding from Dubois County which will go toward the Street Department remodel.
- I. **Revised Addition**- Rainy Day Fund- \$100,000 Appropriated in 2018 budget. \$90,983.56 used to purchase Ash house in connection with Market Street project. Additional appropriation of \$50,000 to include payment for Storm water services (Midwestern Engineers).