

TOWN COUNCIL OF LEO-CEDARVILLE
MEETING MINUTES
JANUARY 22, 2007

ATTENDANCE:

John Clendenen – Council President
Paul Steffens – Vice President
John Eastes
Gordon Liechty, Jr.
Michael Young
Pam Spannuth – Clerk-Treasurer

7:00 – Mr. Clendenen called the meeting to order with the Pledge of Allegiance.

The January 8, 2008 meeting minutes were approved with corrections. The agenda was accepted as written.

CLAY STREET INTERSECTION - Mr. Ken Litzenberg was present to discuss the situation that is occurring at the State Road 1 & Clay Street intersection. Southbound drivers are passing the cars that are turning left onto Clay Street creating a hazardous situation. Ms. Garton will speak to the State Highway Department regarding this area and seek signage or road striping that let drivers know that this is an illegal move. Mr. Young expressed his concern that a significant amount of people have been using this area as a passing lane and they may not know this is an illegal move. Discussion ensued regarding whether the town has the right to place traffic control signage along State Road 1. The consensus was that the State Highway Department has the sole jurisdiction to place signage along SR1 and its right-of-way.

Ms. Garton addressed the accident that occurred at the bend on State Road 1. She is currently corresponding with the state regarding the hazardous nature of this section of roadway. Mr. Young also addressed the reoccurring accidents that happen at this location and the need to look into ways to prevent them. He recommended that a barrier similar to the one at Leo Road and Wallen Road be installed at this location.

SNOWPLOWING COMPLAINT – Mr. Eastes briefed those present on the Michael Drive snowplowing complaint. A Michael Drive resident was present to discuss a specific snowplowing incident where he said the plow truck pulled into his private driveway depositing snow. Concerns were also expressed regarding the speed of the snowplow trucks. Mr. Proctor clarified that the town does have the right to be on the portion of a driveway that is town right of way. Ms. Garton addressed the complaints and will discuss any problems with the contracted plow drivers.

FINANCIAL REPORT – Ms. Spannuth presented the 2007 year end appropriation reports. The council also received documents defining all of the different town funds. A 2008 financial report will be available after the next council meeting.

NUISANCE SITUATION – Ms. Garton discussed the status of the recent nuisance ordinance violation regarding a dilapidated residence within the town. The homeowner agreed to work bringing the property into compliance as weather permits. Mr. Proctor recommended setting a deadline for the work to be completed.

PARKS DEPARTMENT – Mr. Clendenen discussed the recent conference in Indianapolis. Interested members will be interviewed in mid February and appointments made following the interviews. Any residents who are interested in serving on this board of four are still being sought.

RIVERSIDE GARDENS RESTROOM FACILITY – Discussion ensued regarding the status of the Riverside Gardens Restroom facility. The engineer will be consulted further for direction on how to proceed with the plans. The document from the town engineer was discussed; Mr. Liechty added that a well permit should be added to the list of permits that will need to be obtained before beginning this project.

WITMER PARK STORMWATER – Mr. Clendenen discussed the significant flooding problem in the Witmer Park area. Mr. Lauer addressed the situation and provided a proposed drainage plan for this area. He discussed the condition of the existing underground storm drain system and provided his preliminary recommendation for a new system. He recommends that the street be excavated down to an elevation lower than the surrounding properties in order to provide direction for water to flow. The stormwater utility should be in receipt of the master plan for this area within the next two weeks. The council agreed that this area of Witmer Park needs drainage and road improvements this year.

SCHNELKER ENGINEERING CONTRACT – The council reviewed the 2008 engineering contract. This will be on the next agenda for approval pending a clerical correction.

ORDINANCE 2008-01 – Mr. Eastes discussed the proposed resolution and procedures for adopting proposed ordinances. Mr. Proctor addressed this resolution and recommends that it be named an ordinance. He expressed his opinion that the council can pass an ordinance that makes a procedure more stringent than Indiana Code. He addressed several specific items on the proposed ordinance and cautioned the council against overly tying up the adoption process. Mr. Clendenen addressed several specifics of the proposed ordinance. He expressed his opinion that the council does not need a document to enforce how the council should pass ordinances when the process is already specified in the Indiana code. Mr. Eastes will work with the town attorney on a revision to present at the next meeting.

MINUTES – Discussion ensued regarding when to publish the minutes. Concerns were expressed about publishing minutes prior to being reviewed by

the council members. Ms. Spannuth recommended waiting until the council approved the minutes prior to publishing them in the Courier or placing them on the website.

VOUCHERS – The January 22, 2008 and December 31, 2007 voucher forms were approved by signatures.

The meeting was adjourned until February 5, 2008.

APPROVED:

ATTEST:

John Clendenen
Council President

Pamela Spannuth
Clerk-Treasurer