

COMMON COUNCIL MEETING – SPECIAL

MAY 12, 2008

TIME: 7:00 P.M.

PRESENT: Mayor Gary Herbert, Darrell Poling, Jamie Cain, Helen Gardner, Herb Hunter and Bill Wenning.

Pledge to Allegiance was recited.

Roll call: Present Darrell Poling, Helen Gardner, Herb Hunter, Jamie Cain and Bill Wenning. Absent none.

Police chief Brian Heaton explained the school is requesting some off duty work time for the police department and the take home vehicle resolution would need to be amended.

The Mayor and Council members discussed with police chief Brian Heaton Resolution 2008-8 amending Resolution 2006-9 regarding take home vehicles and personal use.

Mayor Herbert explained that when he was a Councilman the Council had made an exception in the passed Resolution 2006-9, for three officers who live out in the County within a five mile limit, to drive their police cars back and forth to work.

Mayor Herbert questioned the chief, if an officer, after he goes home from work and needed to go to the store, would the chief allow that officer the use of his police car to make a trip to the store instead of his own vehicle. He questioned when and where does the money stop.

Mayor Herbert urged all City Police Officers to be conservative with personal usage and gasoline.

The Mayor and Council members discussed the personal usage and the price of gasoline.

The police chief stated that he would allow the officer to use the police car to make the trip to the store.

Helen Gardner questioned the personal use of officers driving to a second job and having their families in their vehicles. The personal use in this amended Resolution is at the discretion of the chief for City public safety purposes. How much would limited use be? Would the chief clamp down on those officers that use their cars regularly on personal use?

Bill Wenning asked if every officer had a card for fuel for their vehicle and if cars are being left running when the officer is not in them. Brian answered the officers each have a

fuel card and yes the cars are left running a lot of the time so the car is cool in the summer and warm in the winter.

Bill noted that the police department has an SOP written policy that has been approved and asked if the chief follows the SOP. He questioned if the chief could have the officers log their use for a short period of time so the chief would have some data to look back on.

Herb Hunter stated that Council is passing a Resolution that gives the chief the right to allow full personal use at his discretion.

Motion by Jamie Cain and seconded by Bill Wenning to pass Resolution 2008-8 the revised version amending Resolution 2006-9 take home vehicles. Ayes Herb Hunter, Darrell Poling, Jamie Cain, Bill Wenning and Helen Gardner. Nays none. So passed.

Scott Chasteen Fire Chief reported to Council that two railroad crossings, Washington Street and Vandalia Road, in the City limits are without lights and crossing arms. The City does not have the funds to put the lights and crossings signs in. There are \$3 million dollars in grants and it costs approximately \$800,000 -\$900,000 for just one set of crossing arms, lights, signs, electric, etc.

Helen Gardner asked if the Council could put in the Ordinance any other areas that might need signage.

Motion by Jamie Cain and seconded by Bill Wenning to pass on 1st reading Ordinance 2008-05-10 regarding stop signs. Ayes Herb Hunter, Darrell Poling, Jamie Cain, Bill Wenning and Helen Gardner. Nays none. So passed.

City Attorney Matt Bailey explained Ordinance 2008-05-11 and that the Ordinance and statute are in conflict and he had advised the Mayor to appoint five members to the water board.

Motion by Jamie Cain and seconded by Herb Hunter to pass on 1st reading Ordinance 2008-05-11 regarding water board appointments. Ayes Herb Hunter, Darrell Poling, Jamie Cain, Bill Wenning and Helen Gardner. Nays none. So passed.

City Attorney Matt Bailey explained Ordinance 2008-05-12 and that the original Ordinance is complicated and confusing.

Motion by Bill Wenning and seconded by Helen Gardner to pass on 1st reading Ordinance 2008-05-12 numbering of ordinances and clarifying the procedure for the passing of ordinances on the day of introduction. Ayes Herb Hunter, Darrell Poling, Jamie Cain, Bill Wenning and Helen Gardner. Nays none. So passed.

Motion by Jamie Cain and seconded by Herb Hunter to suspend the rules and regulations for 2nd reading passage. Ayes Herb Hunter, Darrell Poling, Jamie Cain, Bill Wenning and Helen Gardner. Nays none. So passed.

Motion by Bill Wenning and seconded by Darrell Poling to pass on 2nd reading Ordinance 2008-05-12. Ayes Herb Hunter, Darrell Poling, Jamie Cain, Bill Wenning and Helen Gardner. Nays none. So passed.

Motion by Helen Gardner and seconded by Bill Wenning to suspend the rules and regulations for 3rd reading passage. Ayes Herb Hunter, Darrell Poling, Jamie Cain, Bill Wenning and Helen Gardner. Nays none. So passed.

Motion by Darrell Poling and seconded by Bill Wenning to pass on 3rd reading Ordinance 2008-05-12. Ayes Herb Hunter, Darrell Poling, Jamie Cain, Bill Wenning and Helen Gardner. Nays none. So passed.

Mayor Herbert discussed peddler permits and he would like to not allow anyone selling their goods in the City.

City Attorney Matt Bailey said he has looked at the peddler permit ordinance that the City of Carmel has in place.

Helen Gardner asked where the City Fire department and Honda stands concerning the contract. She also asked if we had any applications for the Council School Board appointment. That appointment needs to be made by the June Council meeting.

Herb Hunter had some concerns of the different groups that stand in the City intersections for donations and he feels this is a dangerous situation.

Helen Gardner said that HOTT CITY had some people out cleaning up alleys and after they had cleaned them up there were trash bags sitting back in the alleys.

Meeting adjourned at 8:15 P.M.

PRESIDING OFFICER:

ATTEST:

Clerk-Treasurer