

September 7, 2021

The Town Council of the Town of Middlebury met in regular session at the Town Hall, Middlebury, IN and via Zoom at 6:00 pm, September 7, 2021. The meeting was called to order by Council President, Miranda Cripe.

Upon the roll call, the following members of the Council were present:

Jeremy Yahwak, Scott Miller, Miranda Cripe, Dan Shoup and Chuck Teall

Also, present were Mary Cripe, Town Manager, Craig Buche, Attorney and Peggy Hutchison, Clerk/Treasurer.

MINUTES:

Approval of the August 16, 2021 was tabled until the September 20th meeting due to corrections.

PUBLIC COMMENTS:

Sheri Howland from the Middlebury Chamber of Commerce reported the Chamber has received a \$60,000.00 grant from the USDA. The grant is to aid new, small businesses.

ACCOUNTS PAYABLE VOUCHERS:

The following Accounts Payable Vouchers were reviewed and approved on a motion by Chuck Teall and seconded by Dan Shoup. The motion carried by voice vote.

Accounts Payable Voucher – Payroll – August 26, 2021	\$109,909.82
Accounts Payable Voucher – September month end	\$554,554.60
Accounts Payable Voucher – September 7, 2021	\$ 87,308.52

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Brandon Cook from Silversmith Data gave a presentation for a proposed Water Treatment and Wastewater Facility maintenance, status and tracking system.

After the presentation, Dan Holderread presented a service agreement between the Town and Silversmith Data. The initial setup fee is \$2,000.00 with an annual recurring fee of \$1,500.00. Silversmith Data will provide the software and data services for the collection and maintenance of the Town's data, marking the GPS coordinates of specified Town fire hydrants, water and sewer lines, etc. All the information would be maintained on the Town's SSD's server or other third-party data service. The system can be customized for each plant as well as the Public

Works Department. Also, the current GIS information would transfer to this system. Before the agreement is signed, Dan Shoup requested this be tabled until Ron Chupp has a chance to review it.

Mary Cripe presented a proposed “Agreement in Lieu of Annexation” between the Town and Mary Alice Frye aka Mary A. Frye, surviving spouse of Noah Frye This is for property located 11990 County Road 16. Mrs. Frye is wanting to obtain water and sanitary sewer service. Chuck Teall motioned to approve the agreement and Dan Shoup seconded. This passed with a voice vote.

Craig Buche presented proposed Ordinance No. 416-B – “An Ordinance amending Ordinance No. 416 of the Town of Middlebury Concerning Streets, Street Names and Numbering System”. A map and listing of the streets involved are attached to the ordinance. Scott Miller questioned the name of Dogwood Dr. or Dogwood Lane. Jeremy Yahwak also questioned Horizon Lane or Horizon Drive. These will be investigated and can be amended at a later date. Jeremy Yahwak made a motion to approve and accept Ordinance No. 416-B and Dan Shoup seconded. This passed with a voice vote.

Kevin Miller is requesting the Council hire Darci Campbell as a Deputy II. Her first day will be September 13th. Chuck Teall made a motion to approve the hiring and Dan Shoup seconded. This passed with a voice vote. A motion was then made by Dan Shoup to immediately grant Deputy Campbell two (2) weeks’ vacation upon her hiring. Scott Miller seconded, and this passed with a voice vote.

Craig Buche presented proposed Ordinance No. 642-F – “An Amendment to the Town of Middlebury 2021 Salary Ordinance”. This amendment allows for bonuses to be paid for employees working during the COVID-19 pandemic in 2020. Chuck Teall motioned to approve the Amendment, pending fund verification, and Jeremy Yahwak seconded. This passed with a voice vote.

Mary Cripe presented a proposed agreement between the Town and Lochmueller Group for intersection improvements at State Road 13 and County Road 20 and Orpha Drive/County Road 22 and Miller Drive/County Road 37. The cost of this agreement is \$303,090.00. A motion was made by Chuck Teall and seconded by Scott Miller to approve the agreement with the addendum and amendment. The motion was then withdrawn. Chuck Teal motioned to allow Mary Cripe to notify Lochmueller Group to proceed with the topographical survey and traffic study. This will allow them to start the study. Mary will contact Lochmueller Group concerning fees and removing the Elroy Drive extension to County Road 20 from the study. This passed with a voice vote.

Mary Cripe then presented an “Interlocal Agreement for Intersection Improvements at County Road 22/County Road 37 Intersection. County Road 37/County Road 20 Intersection and County Road 20/State Road 13 Intersection”. This is for design and engineering fees. The County RDC and Middlebury’s RDC are both pledging up to \$155,000.00 from TIF funds for the cost of the project. Scott Miller motioned to approve the interlocal agreement and Dan Shoup seconded. This passed with a voice vote.

Mary Cripe is requesting permission to demolish the west building at 109 Grand Street. The reasons for the demolition of the structure are the structure is unable to store equipment and the condition of the structure. The Public Works Department will do the demolition. Scott Miller motioned to approve the demolition and Dan Shoup seconded. This passed with a voice vote.

The Cemetery Section 8 survey and plat were tabled at this time.

Mary Cripe gave an update on the Tactical Urbanism Grant. Some of the installation of the temporary measures will be postponed until next Spring.

ANNOUNCEMENTS:

Elk. Cty Plat Comm. meeting – Thurs. Sept 9, 2021 at 8:30 am at Elk. Co. Admin. Bldg

Elk. Cty. Plan Comm. meeting on Thurs. Sept 9, 2021 at 9am at Elk. Co. Admin. Bldg.

Middlebury Fall Festival – Friday and Saturday, Sept. 10 & 11

MPD vs MFD Fundraiser at the Fire Station on Saturday, Sept. 11 from 10 am to 3 pm (funds donated to the Wounded Warrior Project)

Ride to Remember -Sunday, Sept. 12, 2021 at approximately 3:00 – 3:30 pm in Middlebury

Park Board Meeting on Wed, Sept. 15, 2021 at 3pm at Town Hall

Elk. Cty. Board of Zoning Appeals Hearing Officer Meeting on Wed., Sept 5, 2021–8:30 am Elk Cty Admin Bldg.

Elk. Cty. Board of Zoning Appeals meeting – Thursday Sept. 16, 2021 – 8:30 am- Elk Cty Admin Bldg.

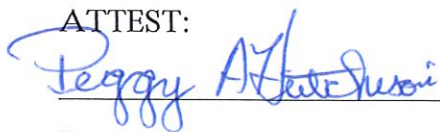
Town Council Meeting on Monday, September 20, 2021 at 6pm at Town Hall

Meeting was adjourned.



Miranda Cripe, President, Town Council

ATTEST:



Peggy A. Hutchison, Clerk-Treasurer

This meeting commenced pursuant to public notice under the Indiana open door law and Governor Holcomb's Executive Orders. This meeting was made available for the public and press to attend in person or engage in remote real-time electronic observation.