

Rising Sun City Council
February 6, 2014
6:00 PM City Hall

Call to order/Pledge

The meeting was called to order at 6:00pm with the Pledge of Allegiance led by Mayor Branden Roeder. A determination of quorum was made by Clerk Treasurer Gipson with all of Council present. City Attorney Bob Ewbank was also in attendance.

Prayer

Greg Matthew from the Rising Sun Church of Christ led prayer for the evening.

Minutes

Minutes from the January 9, 2014 Council meeting had been distributed to Council and Mayor Roeder prior to the meeting. After discussion a motion was made by Councilman Padgett to approve the minutes as written, 2nd by Councilman Radcliff; motion carried 5-0.

Project Manager—Mike Northcutt

- **Riverfront Phase 4**--Northcutt presented an email which included discussions regarding a potential change order for the design issue with Beatty. See Attached Exhibit A. According to the email more information will be forthcoming in a couple weeks.

Petitions/Comments from Citizens

None

911 Communications—Glen Potts

911 Communications Director Glen Potts presented information to Council and Mayor Roeder attached as Exhibit B. Potts requested the City Officials reconsider funding 911 Communications for the 2014 year. He stated he understands the City splits the salary costs of the 911 Communications Director and Dispatchers and he greatly appreciates this. He stated the functionality of 911 relies on everyone working together. Potts requested the City consider paying 50% of operational costs to run the 911 center. He stated calls are probably equal as far as city and county.

Mayor Roeder stated this is a County responsibility and the city has supported 911 Communications for many years with riverboat funds. Potts stated he is not sure of the priorities but believes public safety is more important than others the City has funded. County Auditor Connie Smith requested a contract of some type as SBA continues to request this. Clerk Gipson has a subsidy agreement that can be used which is used for other groups receiving funds. Clerk Gipson requested to make a clarification –Gipson stated Council has appropriated \$45,000 for 911 Communications for the past several years from the Riverboat fund. They have also split costs for salaries and benefits (health

insurance, Fica, Medicare, unemployment, etc. for dispatchers and the 911 Director.

Unfinished Business

Land Consultants, Inc. Archie Crouch and Eric Lang

Archie Crouch and Eric Lang with Land Consultants, Inc. approached Council and Mayor Roeder regarding a decision on payment of additional costs or a change order to the riverfront phase 4A, B, & C contract. City Attorney Bob Ewbank stated due to the information presented by Northcutt earlier in the meeting he would recommend the matter be continued until a decision was made by INDOT—which according to the email should be in the next few weeks.

Crouch stated this change order is from last April and doesn't relate to current work.—this is for old money for time already spent. Not money from now all prior to May bidding.

Attorney Ewbank again recommended no decision tonight until the City receives a response from State and Federal officials regarding the potential INDOT contract. Lang stated they have worked diligently on this project since April and the project came in under deadline. They were hoping for a decision tonight and really hate to see the can kicked further down the road. Lang further stated it's been in excess of a year they have been spending dollars on this project, which is over the contract. They have taken a fairly huge hit.

Councilman Padgett stated he had to take the advice of legal Counsel. Councilmen Slack and McDaniel stated we need to wait the 2 weeks for INDOT response. Councilman Kinnett stated we did say we would make a decision tonight. Councilman Radcliff stated he has to go with legal advice. Mayor Roeder stated this will be addressed at the March meeting unless we get word from INDOT prior and can schedule a Special Meeting.

911 Communications—Grant for Software and funding request

Mayor Roeder informed Council he had met with Glen Potts and Tom Baxter regarding the 911 Software Update. A grant had been submitted to RSRF by 911 Communications and Council had previously committed \$7,500 towards the project as funds were requested. According to Roeder the project was not funded by RSRF in the amount requested so additional funds are necessary to complete the project. The request is now a 1/3rd split (\$22,000 each) for City, County and RSRF. After discussion a motion was made by Councilman Kinnett to approve funding this project in the amount of \$22,000, 2nd by Councilman McDaniel; motion carried 5-0.

Charlie Levi Recognition of Service

Kevin Armstrong informed Council and Mayor Roeder due to another commitment we will need to address this at the next meeting.

4H Run/Walk

Judy Riddell approached Council and Mayor Roeder regarding Street Closings for the April 5 Green Power Run Walk. Riddell stated the route is the same as last years. See attached Exhibit C. After discussion a motion was made by

Councilman Slack to approve the street closings contingent on approval by the Chief of Police, 2nd by Councilman Radcliff; motion carried 5-0.

Promotional Requests

Mayor Roeder informed Council he had been approached by various groups for funding/sponsorship of events etc. There was discussion about how much and where to take these funds from with the cuts to the promotional fund in 2014. After discussion it was determined that future contributions/sponsorships will be made in the following manner --\$100 from Council and \$50 from Mayor and \$50 from Clerk Treasurer for a total contribution of \$200.

Roeder presented the following funding requests:

- Bowman 5K walk/run See Attached Exhibit D. After further discussion a motion was made by Councilman Padgett to approve this contribution for the Bowman Walk Run, 2nd by Councilman McDaniel; motion carried 5-0.
- 4H Walk Run (already attached as Exhibit C). A motion was also made by Councilman McDaniel to approve the same contribution for the 4H Walk Run, 2nd by Councilman Kinnett; motion carried 5-0.
- RS Girls Soft pitch team. A motion was made by Councilman Slack to approve the same contribution for Kevin Armstrong's RS Girls Soft pitch team, 2nd by Councilman Radcliff; motion carried 5-0.
- RSOC Schools also requested funds for 3 signs at the ball fields which have been sponsored in past years by the City. See Attached Exhibit E. After discussion a motion was made by Councilman Slack to approve sponsoring the signs in the same proportion \$150 Council, \$75 Mayor and \$75 Clerk Treasurer; 2nd by Councilman Radcliff; motion carried 5-0.

Various Appointments

Mayor Roeder made the following appointments:

- Ross Colen to the Plan Commission replacing Abbey Gipson who moved out of the City limits and is no longer eligible to hold the position.
- After research by City Attorney Frank Kramer it was determined that Mick Burke was appointed to the Port Authority in error last month. A list of current Port Authority appointments was presented to Council and Mayor Roeder. See Attached Exhibit F. After discussion a motion was made by Councilman Padgett to confirm these Port Authority Appointments, 2nd by Councilman McDaniel; motion carried 5-0.
- There was discussion regarding an appointment to the OCCF to replace Barb Ruxton. Peg Dickson had mentioned Jodie Cole-Mulle at the last City Council meeting. Councilman Slack stated he had talked with Michelle Mellang who currently serves on the scholarship board and she was interested as well. After discussion a motion was made by Councilman Slack to appoint Michelle Mellang to the OCCF replacing Barb Ruxton, 2nd by Councilman Radcliff; motion carried 5-0.

Resolution 2014-4—Additional Appropriation

Clerk Gipson presented Resolution 2014-4 Additional Appropriation to Council and Mayor Roeder for approval. Gipson briefly discussed the breakdown of the Additional Appropriation and stated the Resolution reflects what was discussed during the work session meetings with Council and Mayor Roeder. Gipson also noted various things that had been added or deleted from last year— and stated projects can be added and deleted throughout the year—but amounts are much more limited.

The Additional Appropriation breakdown is used for budgeting purposes. According to Gipson the calculation for the Riverboat funds for the 2014 Additional Appropriation is based on the following potential reductions: a 1.5 million reduction due to competition, a \$260,000 reduction due to Free Play a tax break for Rising Star Casino, and a \$600,000 reduction due to wagering tax restructure.

The Resolution also reflects a reduction to Pie Chart recipients—due to potential reduction of revenues expected in the amount of 36.5% or approximately \$300,000 be reduced to \$200,000 to Pie Chart recipients or approximately 22-24% reduction in sharing. Funding to 911 Communications in Riverboat Funds was eliminated. After discussion a motion was made by Councilman Kinnett to approve Resolution 2014-4—the 2014 Additional Appropriation, 2nd by Councilman Padgett; motion carried 5-0.

Froggy Radio—promotional—Branden Roeder

Mayor Roeder presented information to Council regarding an advertising package with Froggy Radio at a cost of \$1,260. Main Street Director Amy Hoffman stated she had purchased this package and the City is welcome to advertise through the package she purchased. After discussion it was determined not to purchase additional advertising through Froggy radio at this time.

Ohio County Community Foundation

Mayor Roeder informed the group he had been working with OCCF Executive Director, Peg Dickson on a plan for the Endowment Distribution for the City. There are 3 examples in your packet that you can review and mark-up—the 3 proposals are only suggested as guidelines. This will be reviewed at the March Council Meeting.

Bicentennial Horse Encampment Mounted Demonstration Contract

Mayor Roeder presented a contract in the amount of \$1,050 in addition to the Bicentennial Encampment event May 2 & 3. See Attached Exhibit G. Roeder stated OCCF has funded \$3,000 towards the event as well. After discussion a motion was made by Councilman Slack to approve this contract with the Horse Encampment Mounted Demonstration, 2nd by Councilman Kinnett; motion carried 5-0.

Miscellaneous

- Ripley County –Mayor Roeder presented a letter of thanks from Ripley County Representatives for Revenue Sharing Funds.
- GED Funds--Mayor Roeder informed Council for the last few years he and Clerk Treasurer Gipson have been paying GED exam fees for various students to take their GED exam. The fees are paid electronically. At this time with the 2014 budget cuts Roeder requests to pay these fees from the Education Center fund vs. the Mayor and Clerk Treasurer funding this. After discussion a motion was made by Councilman McDaniel to approve to pay \$160 for GED exams from the Education Center Fund, 2nd by Councilman Slack; motion carried 5-0.
- BZA Hearing SeaPlane—Councilman McDaniel requested Council and Mayor Roeder submit a letter of support to the BZA regarding the variance to allow maintenance to be done on seaplanes at the Seaplane Hanger which was completed this past fall. There was discussion that McVey received State approval to do maintenance in the building. According to Mike Northcutt the issue is the BZA only approved the zoning for the building as storage. The hearing was tabled by BZA due to concern of maintenance only allowed on his seaplanes or can McVey do maintenance on other's seaplanes as well? Mayor Roeder stated business is business—the building is there –let's use it! Roeder will work on getting a letter of support prepared.
- Mayor Roeder informed Council that Lobbyist Matt Brase plans to report on Legislative matters at the March meeting. Most gaming bills have failed so far this session. Right now we are mostly concerned with the bill that eliminates personal property tax and has no replacement revenues.

Claims and Docket Approval

After the reviewing of claims a motion was made by Councilman Padgett to approve the submitted claim docket, 2nd by Councilman Radcliff; motion carried 5-0.

With no further business before Council; a motion to adjourn was made by Councilman Slack, 2nd by Councilman Radcliff; meeting adjourned.

Attest:

Rae Baker Gipson,
Clerk Treasurer

Branden Roeder,
Mayor

Mike Northcutt

Exhibit A

From: Deburger, Isaac <ideburger@indot.IN.gov>
Sent: Tuesday, February 04, 2014 3:07 PM
To: Mike Northcutt; Lenglade, Jon
Subject: FW: rising sun

From: Mills, Trevor
Sent: Tuesday, February 04, 2014 2:38 PM
To: Deburger, Isaac
Subject: RE: rising sun

Please explain to them that we are trying to convince FHWA to participate in the change order to prevent re-letting the project. We should have an answer in two weeks when Leslie returns.

Trevor Mills, P.E.
INDOT Local Planning Manager
Office: 317-232-5121
Cell: 317-607-7087
tmills@indot.in.gov

From: Deburger, Isaac
Sent: Tuesday, February 04, 2014 2:23 PM
To: Mills, Trevor
Subject: RE: rising sun

OK. The city council had planned to vote on the contract buyout this Thursday. I will suggest that they delay the vote.

From: Mills, Trevor
Sent: Tuesday, February 04, 2014 2:14 PM
To: Deburger, Isaac
Subject: RE: rising sun

I should have said EOB Monday the 10th. Leslie is on vacation this week and next.

Trevor Mills, P.E.
INDOT Local Planning Manager
Office: 317-232-5121
Cell: 317-607-7087
tmills@indot.in.gov

From: Deburger, Isaac
Sent: Tuesday, February 04, 2014 1:39 PM
To: Mills, Trevor
Subject: RE: rising sun

Any update on this?

From: Mills, Trevor
Sent: Thursday, January 30, 2014 4:49 PM
To: Deburger, Isaac; Pankow, Greg
Subject: rising sun

Leslie said she would review my proposal to let Beaty do the work under a change order. I will get something put together by EOB Monday and let you guys look it over.

Trevor Mills, P.E.
INDOT Local Planning Manager
Office: 317-232-5121
Cell: 317-607-7087
tmills@indot.in.gov

Good evening Mayor, City Council. I would first like to thank you for your commitment of one third of the new 911 server and equipment. The new equipment is working great and we can better serve the residence and the visitors of Rising Sun and Ohio County.

The reason I am here tonight is to give you a firsthand glance of the budget crunch that the 911 and Ohio County have with the necessities of having a functional 911 center to support the Ohio County/Rising Sun EMS, Fire Department, and the Ohio County and the Rising Sun Police Departments.

Prior to me as director of 911 the City was providing approximately \$60,000.00, to the budget of running and maintaining Ohio County 911. This was in addition to the City providing 50% of the payroll of the dispatchers.

When I took over On January 23rd, 2013 the City lowered the amount that they provided for the running and maintaining to 911 Center to \$40,000.00, this was much appreciated, and I worked hard to keep within the budget and again I was grateful.

In January 2014, I was told that the city due to budget restraints would no longer be providing any additional revenue other than the 50% of payroll allotment.

This has caused a hardship to the mandatory requirements of maintaining the 911 Center. For that reason I am asking that the Rising Sun City Council reconsider the budget for 911.

The following is needed on a yearly base to maintain the 911 center. In addition the CAD is obsolete and has to be replaced. The CAD is used to keep all the run records and documentation of all needed records for court and any possible litigation involving the emergency entities.

I am asking that the Council consider paying 50% of the following:

WTH (MAPPING)	\$4025.00
(Provides instant locations of 911 calls)	
EMERGITECH	\$8000.00
(Provides 911 equipment software and hardware)	
PRIORITY DISPATCH	\$950.00
(Provides software for medical 911)	
SEI COMMUNICATIONS	\$900.00
(Provides Database maintenance)	
MIDWEST DATA	

<i>Annual network support</i>	\$2195.00
<i>Web space 20 e-mail addresses</i>	\$600.00
<i>Software support</i>	\$65.00
<i>Protection License Renewals</i>	\$1,027.00
<i>Warranties</i>	\$450.00

Mandatory Training

Each dispatcher has to complete

12 hours of mandatory training per year.

<i>Training, lodging, food and mileage</i>	\$6000.00
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\$24,212.00	\$24,212.00
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In addition the amount of the new CAD System will be approximately \$24,000.00.

I am requesting the total amounts to be paid equally by the City of Rising Sun and the County of Ohio:

RS	Ohio County
\$12,106.00 (yearly)	\$12,106.00 (yearly)
\$12,000.00 New CAD	\$12,000.00 New CAD

This does not include the \$19,740.00 paid by Ohio County for rent of the 911 Center to the Rising Sun/Ohio County Emergency Board, for continuing up keep of the Rising Sun/EMS Building located at 121 S.High Street Rising Sun.



Ohio County Youth Advisory Board



February 6, 2014

Ohio County Youth Advisory Board would like to **Thank You** for all your support you have given the 4-H program in Ohio County. This year the YAB will be holding its Second Annual 5K Run/Walk on April 5th to help with our decreasing funds. Every year the YAB provides ribbons for every project the youth exhibit at the fair, all of the judge's fees, trophies (that are not sponsored), royalty contest gift cards, and help support youth that attend camp and state workshops.

I would like to ask you for your support by sponsoring the event. We are looking for sponsors that would help with the cost of the run. Please return the bottom section of this letter by **March 15th**.

THANK YOU AGAIN FOR ALL YOUR SUPPORT

Ohio County Youth Advisory Board

Questions please contact: Ohio Co. Extension 438-3656

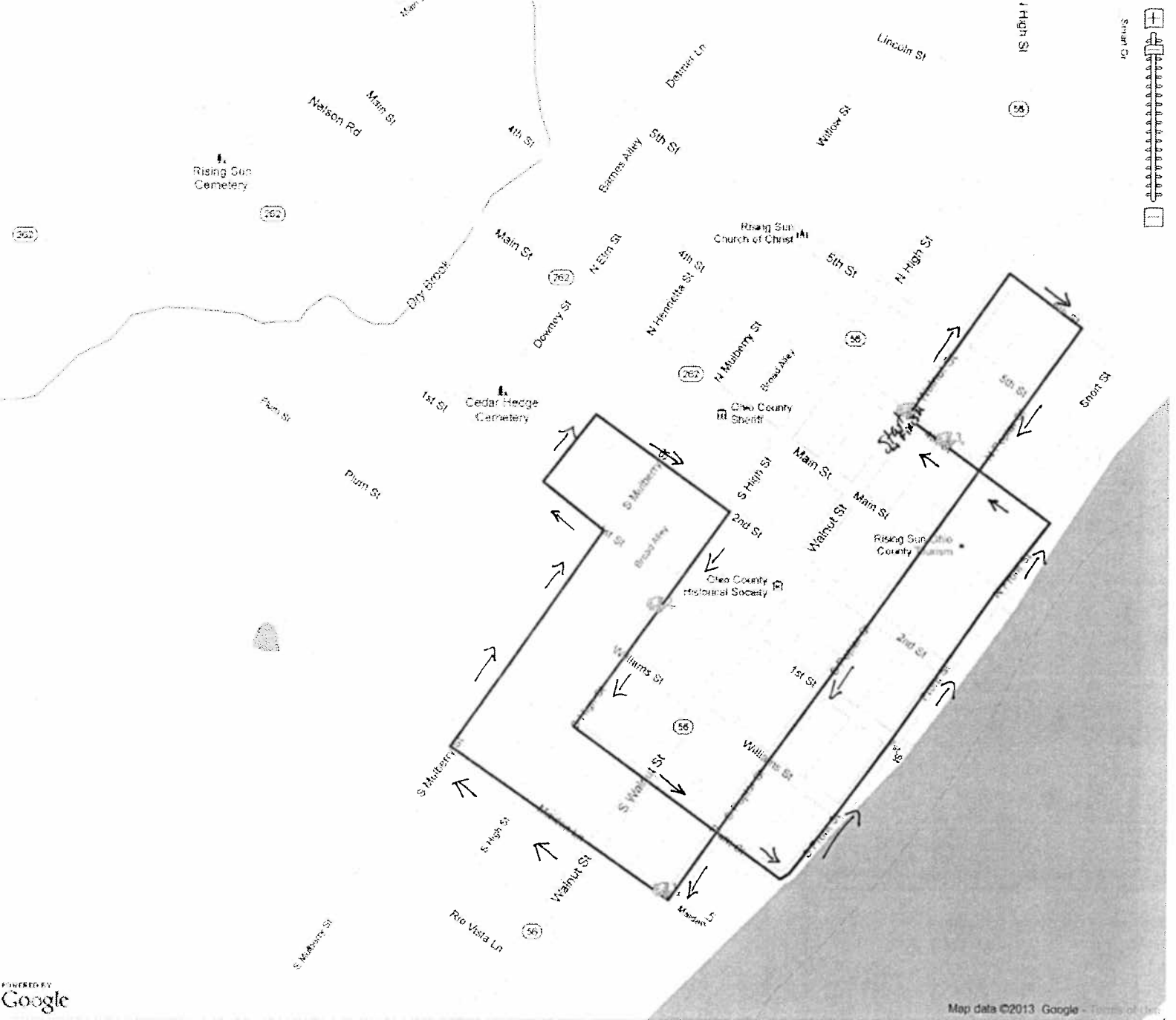
_____ \$50.00

_____ \$100.00

_____ \$200.00 (This level will get your name on the back of the event shirt.)

How would you like your name listed on the shirt?

Signature





2nd Annual Event



Donald Bowman Scholarship



Night 5k Run/Walk

August 9th, 2014

Bring a Flash light!

Donald Bowman passed away from cancer in 2010. The family has chosen to honor his memory by providing students with educational opportunities. All proceeds from this 5k will benefit the Donald Bowman Scholarship Fund.

Registration- 7:30 PM Race- 9:00 PM Location- Vineyard Golf Course 16022 Indiana 250 Rising Sun IN 47040	Awards: Runner: Overall Male & Female Top 2 Male & Female in each age group Walkers: Top 2 Male & Female in each age group Age Groups: 14 & Under, 15-19, 20-24, 25-29 30-39, 40-49, 50-59, 60 and older Drawings for over 50 prizes & an iPad Team Awards: Fastest team time and Largest team
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Entry Fee- \$15 before May 15th, \$20 before August 5th, \$25 day of race
Pre Registration guarantees a T-shirt & Bag
Online Registration- www.StuartRoadRacing.com

Mail form & fee- 7417 Salem Ridge Rd Aurora IN 47040	Checks payable- Donald Bowman Scholarship Fund	Questions/Comments Danika Brindley- (812) 584-8454 dbrindley@student.hondros.edu
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Please join us following the race for snacks, refreshments, awards, and prizes!!



Name _____ Address _____ Phone _____ T-shirt size: Circle one YS YM YL S M L XL 2XL Sex _____ Age on Race day _____ Circle one: Run or Walk Team: _____	<p>As a participant in Donald Bowman Scholarship 5k, I, for myself, my executor, administrators, heirs, devisees and assigns do hereby discharge the Donald Bowman Scholarship 5k and the Vineyard Golf Course, their management, their officers, board members, employees, members, sponsors, volunteers, organizers or their representatives, or their successors and all cooperating businesses and organizations from all claims of damages, demands, actions, illnesses, death and causes whatsoever in any matter arising from or growing out of my participation or that of my child in the event.</p> <p>I attest and verify that I am, or my child (under 18), is medically able to participate, am physically fit and understand the dangers of running at night and assume all risks of participation in this event. I understand that I may be photographed, filmed or videotaped at the event. I hereby irrevocably grant to Donald Bowman Scholarship Fund, its affiliates, licensees and collaborators the absolute right and permission to use my likeness and/or voice for any purpose whatsoever, including commercial advertising including the use of my name.</p> Signature _____ Date _____ Signature of Parent _____ Date _____ If under 18
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Exhibit E



Rising Sun - Ohio County Community Schools

110 HENRIETTA STREET • RISING SUN, INDIANA 47040
PHONE (812) 438-2655 • FAX (812) 438-4636

January 20, 2014

Dear Rising Sun City Council,

It's that time of year again, and we are beginning to plan our summer baseball/softball programs.

I would like to take this opportunity to thank you again for sponsoring three field signs last year. Your donation was greatly appreciated.

If you would like for your signs to be placed on the field or fields again this year, the price is \$100.00 per sign.

If you would like to purchase a new sign, the price for the first year is \$300.00. You can sponsor up to 3 signs. (1 per field) You could renew these signs at a cost of \$100.00 per year for each sign.

Please complete the enclosed form. If you wish to sponsor any signs, please enclose the appropriate amount of money no later than March 7, 2014. If we do not hear back from you, we will not place your sign on the field this year.

Again, thank you for supporting the youth of Ohio County.

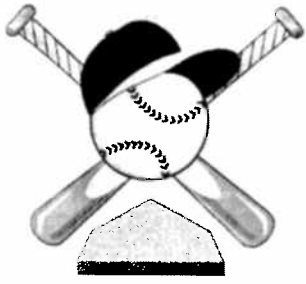
We will look forward to hearing from you.

Sincerely,

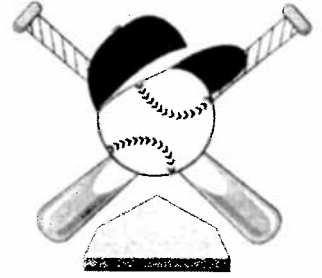
Stephen Patz

COPY

RECEIVED
JAN 27 2014
BY RBC



Rising Sun-Ohio County Baseball/Softball Sign Sponsorship Form



Name of Business or Organization Rising Sun City Council

Sign Renewal

Last year you sponsored 3 sign(s).

Number of signs that you would like to renew: _____

X

\$100.00

Total cost of renewal of sign(s): _____

New Sign Sponsorship

Number of new signs you would like to sponsor: _____

(You can sponsor up to 3 signs)

X

\$300.00

Total cost of new sign sponsorship: _____

A sponsorship check should be sent with this form to the address listed below. We ask that sponsors send their completed form and check prior to March 7, 2014. This will allow us time to order the signs and to budget for the upcoming summer season. Checks should be made out to
Rising Sun-Ohio County Schools.

Thank you for your support.

Rising Sun-Ohio County Community Schools
Superintendent's Office
110 Henrietta St.
Rising Sun, IN 47040

Exhibit F

RISING SUN OHIO COUNTY PORT AUTHORITY BOARD MEMBER APPOINTMENTS - ALL 4 YEAR TERMS											
	PARTY AFFILIATION	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019
3 APPOINTED BY MAYOR, with consent and advice of the Common Council. Appointees must reside in City limits. No more than 2 of same party affiliation.	DEM										
	DEM				Kurt Cappel term expires 10-31-15						
	REP				Steve Stewart term expires 10-31-15						
	IND				Shawn Guidace term expires 10-31-14						
3 APPOINTED BY COUNTY COMMISSIONERS. Appointees must reside in Ohio County, no more than 2 of same party affiliation.	DEM										
	DEM				Tim Lambert term expires 10-31-16						
	REP				Dale Scudder term expires 10-31-14						
				(Larry Gipson replacement to be named at February, 2014 Commissioner Meeting)							

SIGN AND RETURN TO:
(Within two weeks of receipt of contract to hold date.)

Ross G. Shaw
Sgt. Maj., ITMR
6012 Ricky Drive
Fairfield, OH 45014
(513) 312-5305
rossgshaw@hotmail.com

PLEASE MAKE A COPY FOR YOUR RECORDS - IT IS YOUR INVOICE

CONTACT PERSON: Andrew Iceberg TELEPHONE: 812-438-2407

MAILING ADDRESS: P.O. Box 172, Rising Sun, IN 47040

ITMR CONTACT PERSON FOR THIS EVENT: Ross G. Shaw CELL: 513-348-6745

The Indiana Territorial Mounted Rangers and the Rising Sun Bicentennial Committee herein enter a stipulated* contract for horse encampment and mounted demonstrations with three riders the first day and four riders the second day on May 2nd and 3rd, 2014 at a cost of \$1,050.00 total.

In addition, the event sponsor agrees to provide the following for the Rangers and their horses: access to potable water for horses and humans, trees for tying up a high line, firewood for a cook fire, 4 bales of horse hay, one large (22 lb) bag of ice per day, and a place to collect/dispose of horse waste.

The program description is as follows: The Rangers will set up a period-appropriate camp for the 1814 era with at least one marquee tent, one wedge tent, a dining fly and four horses on a high line. Visitors will be welcome in the camp to look at gear and interact with the horses (under close supervision), the Rangers and their families. Horseback demonstrations of Ranger tactics using period-appropriate horse gear, swords and firearms can be given three times per day at random or on a schedule established closer to the event.

Describe the group for which the program will be presented: The general public from Rising Sun, Indiana and surrounding areas.

Please give a detailed address for the event for use with Google Maps. Also list any helpful landmarks for locating the site.

Sergeant Major Ross G. Shaw and/or Lieutenant Michael LeBlanc will be coming to the site prior to the event using directions already given to see where best to set up the horse camp.

***STIPULATIONS:**

1. It is understood by both parties that involving horses in a program may bring up unexpected situations. The Indiana Territorial Mounted Rangers and the event sponsor agree to provide a safe and secure environment and to not hold one another responsible in the event of accidental injury or property damage.
2. The contractor may postpone or cancel the program due to an emergency (i.e. snow) with no payment due provided that the ITMR Contact Person has been informed before arriving at the location of the event. Otherwise, all fees are due in full. Rescheduling will be at the Rangers' convenience.
3. The Rangers or any member thereof may cancel or delay their appearance due to unforeseen circumstances such as an accident, illness or family emergency. Every effort will be made to notify the contractor prior to the event in such a circumstance. In the event the Rangers decide to cancel or delay the event the contractor will be relieved of any payment obligations under the contract.
4. Payment is due at the time of the program unless previous arrangements are made.
5. Audio and video taping are by permission only.

Ross G. Shaw
1-20-2014
Ross G. Shaw (Date)

Braiden Reed 2/6/14
Contractor (Date)

SOCIAL SECURITY NUMBER: 275-78-9404

PLEASE RETURN CONTRACT WITHIN TWO WEEKS OF RECEPTION TO HOLD DATE