

PLAINFIELD TOWN COUNCIL

February 27, 2023

7:00 p.m.

PLEDGE OF ALLEGIANCE

Mr. Brandgard: I'd like to ask everyone to rise for the Pledge of Allegiance.

ROLL CALL TO DETERMINE QUORUM

Mr. Brandgard: Let the record show, all members are in attendance, and we have a quorum for conducting business.

CONSENT AGENDA

Mr. Brandgard: We do have a lengthy consent agenda this evening.

1. Approval of the Minutes of the Town Council meeting of February 13, 2023.
2. Approval of the Accounts Payable Docket of Expenditures and the Affidavit(s) of Payroll, per the Clerk-Treasurer's Report.
3. Approval of the Human Resources Report dated February 22, 2023.
4. Approval of the updated job description for the Customer Service and Billing Specialist, in the Utility Billing Division of DPW, per the Administrative Services Report.
5. Approval of the new title of Customer Service and Billing Senior Specialist, in the Utility Billing Division of DPW, per the Administrative Services Report.
6. Approval of the new title of Assistant Facility Operations Manager in the Parks and Recreation Department, per the Administrative Services Report.
7. Approval of an endorsement to the Town of Plainfield's Health Insurance Plan Document, updating the excess loss policy with American Fidelity Assurance, per the Administrative Services Report.
8. Approval of a contract with Johnson-Melloh INC. for HVAC services at the Municipal Parking Structure, in the amount of \$,1,950 annually, per the Administrative Services Report. (Funded from the General Fund)
9. Approval of a contract with Koorsen Fire & Security for Fire Suppression and related services at the Municipal Parking Structure, in the amount of \$494 annually, per the Administrative Services Report. (Funded from the General Fund)
10. Approval of a contract with Koorsen Fire & Security for Fire Suppression and related services at the Government Center, in the amount of \$3,215 annually, per the Administrative Services Report. (Funded from the General Fund)
11. Approval of a contact with iWorQ Systems, for Townwide Computer Software Applications, in the amount of \$50,885, per the Administrative Services Report. (Funded from the IT Internal Service Fund)

12. Approval of the appointment of Steve Dyson to Budget Director/Interim Director of the Department of Finance as recommended by the Town Manager, per the Administrative Services Report.
13. Approval of the proposal from Wallace Construction in the amount of \$39,840 for crack sealing services, per the Community Services Report. (Funded from Motor Vehicle Highway)
14. Approval of the proposal from Dukes Root Control in the amount of \$59,391.49 for wastewater maintenance programming, per the Community Services Report. (Funded from Wastewater Operating)
15. Approval of the quote from JAMRR Excavating in the amount of \$20,582.50 for improvements to the South Hills Estate Legal Drain, per the Community Services Report. (Funded from Storm Water Operating)
16. Approval of a contract with Whitaker engineering to provide design engineering, and inspection services in the amount of \$169,950.00 for the installation of the new fine screen for the South Wastewater Treatment Facility, per the Community Services Report. (Funded from Wastewater Operating)
17. Approval of the contract with ProTeam Tactical Performance for DARI assessments of sworn Police & Fire personnel in the amount of \$192.50 per assessment, per the Public Safety Report. (Funded from General Fund and Fire Territory)
18. Approval to participate with the Willow Center in State Match Grant RFF-2023-007 with a draft amount of \$50,000 per the Public Safety Report (Funded from Opioid Settlement)
19. Approval to purchase 15 sets of turnout gear from MacQueen Equipment in the amount of \$53,195, per the Public Safety Report. (Funded from the Fire Territory Equipment Replacement)
20. Approval to release Performance Bond No B1237779 in the amount of \$536,730 for erosion control measures for AllPoints Midwest Building 12, subject to submittal of Maintenance Bond, per the Development Services Report.
21. Approval to reduce Performance Bond No LICX1175325 from \$399,040 to \$99,000 for street improvements at Apex at Perry Crossing, per the Development Services Report.
22. Approval of a contract with Bowen Engineering, with a limited notice to proceed, at a guaranteed maximum price of \$1,908,732 for the North WWTP Digester Rehabilitation project, per the Development Services Report. (Funded from 2020 Wastewater Bond and Wastewater Utility)
23. Approval of a contract with Banning Engineering, in an amount not to exceed \$89,500, for the Perry Crossing Linear Park Phase 1 Drainage and Mapping Study, per the Development Services Report. (Funded from US 40 TIF)
24. Approval of a wastewater service extension agreement with Thomas and Sarah Kingseed associated with their property at 6025 Bree Lane, with a Town cost sharing contribution of \$62,500, per the Development Services Report. (Funded from Wastewater Availability)
25. Approval of a Contract for Construction with D&S Tree Service, LLC to provide tree clearing services for a not-to-exceed amount of \$33,500 for the Northwest Perimeter Parkway Project, per the Development Services Report. (Funded Northwest EDA TIF)
26. Approval to Release Retainage of \$132,003, plus accrued interest, to Rieth-Riley for the Quaker/Camby Intersection Project, per the Development Services Report.

27. Approval of the Liability Insurance Renewal Package from Epic Insurance, in the amount of \$627,679, which includes Town property, vehicle, cyber and general liability insurance coverages, pending Insurance Broker Review, per the Administrative Services Report. (Funded by Department Operating Budgets)

Are there any changes or additions to the consent agenda?

(Brief pause)

Mr. Brandgard: If not, I'd entertain a motion to approve.

Mr. McPhail: So moved.

Mr. Angle: I'll second. I'll abstain from number 1 since I wasn't here for that meeting. And thank you to the Clerk Treasurer for fixing the minutes there.

Mr. Brandgard: We have a motion and a second. If there's no further discussion, roll call vote please.

- | | |
|--------------|---------------------|
| Mr. Todisco: | Mr. Bridget – yes |
| | Mr. Angle – yes |
| | Mr. Kirchoff – yes |
| | Mr. McPhail – yes |
| | Mr. Brandgard – yes |

The Plainfield Town Council consent agenda for 02/27/2023 is adopted and approved with the exception that Lance abstains from point #1.

Mr. Brandgard: Thank you.

PUBLIC HEARING

Mr. Brandgard: We do have a public hearing scheduled for this evening. Do we have proof of publication?

Mr. Daniel: Yes, we do.

Mr. Brandgard: Thank you. Th public hearing this evening is for Additional Appropriation for the Rainy Day Fund. I think Steve is going to give a brief explanation.

Mr. Dyson: This is for Ordinance No. 07-2023 - An Ordinance Authorizing an Additional Appropriation of \$725,000 in the Rainy Day Fund. As we have done in the past, we monitor the balance in the Insurance Fund and when we have high claim years we often will take some of the money from the Rainy Day Fund and transfer it to the insurance fund. So, this transfer, we look at doing about half of that now to restore the balance in the Insurance Fund and we'll continue to monitor the claims and the fund balance in the Insurance Fund and transfer any other money that's needed, up to the \$725,000 sometime later in the year.

Mr. Brandgard: Good, thank you. Again, this is a public hearing. Is there anybody who wishes to address us relative to the additional appropriation?

(Brief pause)

Mr. Brandgard: Again, this is a public hearing regarding additional appropriation for the Rainy Day Fund.

(Brief pause)

Mr. Brandgard: With nobody coming forward we will close that public hearing.

BID AWARD

Mr. Brandgard: Do we have a bid award for the nature park restroom facility.

Mr. Belcher: Yes, we do Mr. President. The bid review committee met; we received three bids at the last meeting for this project. The lower bidder was JDH Contracting; they were found to be the lowest and responsive to all bid requirements. The bid amount was \$538,450. We have appropriations to cover that, and we would recommend the award to JDH in that amount.

Mr. Brandgard: Thank you.

Mr. Bridget: I move that we accept the recommendation.

Mr. McPhail: Second

Mr. Brandgard: We have a motion and a second to approve the recommendation from the review committee and award JDH Contracting the award for Sodalís Park Nature Park restroom facility in the amount of \$538,450. If there's no further discussion, all those in favor signify by aye.

(All ayes)

Mr. Brandgard: Opposed? Motion carried, thank you.

BUSINESS FROM THE FLOOR

Mr. Brandgard: Is there any business from the floor this evening?

Ms. White: Hi, my name is Kim White and I live at 1210 Ridgewood Court. I was going through minutes from January 9, 2023, where we were discussing the sale of the Richard A. Carlucci Center and then leases back with Resolution Nos. 3, 4 and 7. I was curious, when looking at the deeded owner of that property, the Richard A. Carlucci Center, we're proposing to sell it to the Parks Facility Foundation, but they are already the deeded owners since 2002.

Mr. Klinger: Yeah, so they were not the deeded owners.

Ms. White: What do you mean?

Mr. Klinger: They had previously been the deeded owners but that was for the financing of the original structure and as I understand it, as the bonds were paid off there was a reversion back to the town, right. And so, as we go into this next round of park bond financing, we have to essentially deed it back to the Parks Facility Corporations in order to be able to set up the lease arrangement.

Ms. White: I get that, but according to the GIS Beacon – which I know we can't use their legal description...

Mr. Klinger: Yeah

Ms. White: It says it's owned by the Park Foundation. And I'm also concerned about that Parks Foundation. It was created in 2002 and subsequently had been administratively dissolved on three occasions for failure of that Parks Foundation, since 2002, to file the appropriate reports to the state of Indiana. So, I'm not for sure that that may be the best steward of that land that we own by the town. That's my comment.

Mr. Brandgard: Thank you.

Mr. Klinger: I'll just say that our legal team looked into that and made all the necessary filings to reestablish the Parks Facility Corporation. As you know, the Council appointed members to that board back in December I believe it was, and made sure that it was reestablished and I have confirmation from our legal team that all the things – that we followed the right process there. That's my understanding.

Mr. Daniel: Yes

Mr. Brandgard: Okay, thank you. Is there any other business from the floor this evening?

(Brief pause)

Mr. Brandgard: Being one, we'll go to Town Manager's report.

TOWN MANAGER AND STAFF REPORTS

Mr. Klinger: So, there really are no additional staff reports for this evening. However, Brad DuBois, the President and CEO of the Plainfield Chamber of Commerce would like to address the Council. Brad?

Mr. DuBois: I'll be quick, I'll be brief I promise. We have two ribbon cuttings coming up in the next two weeks just to let you guys know, and anyone else in the room too if anyone would like to join us. Tomorrow at the Oaks of Plainfield which used to be the old retirement facility, is from 3:00-5:00 p.m. So, we'll do a ribbon cutting at 3:00 p.m., and then they have an open house until 5:00 p.m. There will be light refreshments and they'll give tours. They've redone some stuff so that's kind of cool. And then on the 9th which is a week from Thursday, Apex at Perry Crossing – which president Brandgard is going to be speaking at, it's from 3:30-7:00 p.m. Again, ribbon cutting will be at 3:30 p.m. and then they'll have tours and an open house there until 7:00 p.m. So, I'd like to have everyone come out that I can; we'll be there. Thank you.

Mr. Brandgard: Thank you. Andrew, anything else?

Mr. Klinger: No, that's all that we have this evening.

Mr. Brandgard: Alright, thank you.

OLD BUSINESS

Mr. Brandgard: Kent, any old business?

Mr. McPhail: No

Mr. Angle: None

Mr. Bridget: No

NEW BUSINESS

Mr. Brandgard: New business?

Mr. McPhail: Mr. President I just have one item. I did send you all an email where I'd spoken to our County Prosecutor, and he has some concerns about the opioid settlement and the restricted and nonrestricted funds. I'm sure he endured a serious conversation working on a grant but he's got a real concern that maybe there's not going to be enough focus on enforcement, and he thinks we need to really take a look at that. I certainly didn't have any answers for him because we haven't had any in depth conversations on how those funds will be allocated, or at least (inaudible). I would suggest that (inaudible) prosecutor bring us some recommendations.

Mr. Brandgard: Good, I believe as you mentioned he is already working with the prosecutor.

Mr. McPhail: Oh, I'm sure he is.

Mr. Brandgard: I know I've had several queries on how we would spend the money that we're receiving. So, we've got to be careful on how we use those funds. I think we knock off the Youth Assistance Program which we established to work with the youth on that is something that we need to make sure that we have funded also.

Mr. McPhail: Yeah, I think it's a major issue in our society today and we need to do the right thing with the funds that we're getting. I can't respond to the general public because we don't have a plan in place that I'm aware of.

Mr. Brandgard: Right, we don't.

Mr. Klinger: Yeah, so our public safety team did get together last week and started the conversation about putting together a plan on how we would use those funds. The item on the agenda tonight was really because state established a February 28th deadline for that grant program. So, we wanted to make sure that we essentially reserved our spot as part of that grant, but there's a lot more conversation to be had about how those dollars would be expended. And certainly, enforcement was one of the components that we had talked internally about. And really, I think the plan at this point is to get a wide range of folks together and have some conversations about what the needs are, and then try and figure out how we might address those needs. We only have a small bit of the funding so far, and so you know, it will be paid out over time. There's additional settlements that are in the works, and so we're not really even sure what kind of resources we're going to have available at this point. So, we're in the very early stages right now. And I will say Representative Steuerwald asked the state to push back their deadline because it was too soon for people to really have a plan, and they wouldn't do it. So, we're kind of holding our spot and we'll start to work through what that plan will look like.

Mr. Brandgard: Yeah, I think overall, these restricted funds and unrestricted, I don't think the state has really settled in on what either one is and how you can use it.

Mr. Bridget: Do we know any reason why the deadline was set so close? It was what, like two weeks?

Mr. Klinger: I didn't get any feedback on that so I don't know, but it was pretty quick. So, yeah, I don't know. That state usually, when they have money to spend, will push it pretty quickly. And we've seen that in other programs too, where once they have money they want to push a program pretty quickly. We could talk about Ready; I though Ready was pushed through pretty quickly and people didn't have a chance to put plans together but you know, it's what we deal with sometimes.

Mr. McPhail: Thank you.

Mr. Brandgard: Thank you.

RESOLUTIONS

Mr. Brandgard: We'll move to resolutions. We have one resolution this evening, Resolution No. 2023-11 – A Resolution Authorizing a Transfer of Appropriations – CCI Levy, ARP Coronavirus Local Fiscal Recovery Fund, and General Fund.

Mr. Kirchoff: So moved.

Mr. Angle: Second

Mr. Brandgard: We have a motion and a second to approve Resolution No. 2023-11. If there's no further discussion, roll call vote.

Mr. Todisco:	Mr. Bridget – yes
	Mr. Kirchoff – yes
	Mr. McPhail – yes
	Mr. Brandgard – yes

Plainfield Town Council Resolution No. 2023-11 is approved and adopted.

Mr. Brandgard: Thank you.

ORDINANCES

Mr. Brandgard: We have one Single Reading for Ordinance No. 07-2023 - An Ordinance Authorizing an Additional Appropriation – Rainy Day Fund.

Mr. Angle: Move to approve.

Mr. Bridget: Second

Mr. Brandgard: We have a motion and a second to approve the Single Reading of Ordinance No. 07-2023. Again, if there's no further discussion, roll call vote please.

Mr. Todisco:	Mr. Bridget – yes
	Mr. Kirchoff – yes
	Mr. McPhail – yes
	Mr. Brandgard – yes

Single Reading of Plainfield Town Council Ordinance No. 07-2023 is approved and adopted.

Mr. Brandgard: Thank you. We also have the First Reading of Ordinance No. 08-2023 - An Ordinance Annexing and Making a Part of the Town of Plainfield, Indiana, Certain Described Territory Contiguous to the Corporate Limits to the Town of Plainfield and Adding Said Territory to Council District Number 3 (Venables Annexation, Phase I).

Mr. Angle: Move to approve.

Mr. McPhail: Second

Mr. Brandgard: We have a motion and a second to approve the First Reading of Ordinance No. 08-2023. Again, if there's no further discussion, roll call vote please.

Mr. Todisco:	Mr. Bridget – yes
	Mr. Kirchoff – yes
	Mr. McPhail – yes
	Mr. Brandgard – yes

First Reading of Plainfield Town Council Ordinance No. 08-2023 is approved.

Mr. Brandgard: Thank you.

COUNCIL COMMENTS

Mr. Brandgard: Is there anything else from the council?

(Brief pause)

ADJOURN

Mr. Brandgard: If not, I'd entertain a motion to sign the documents requiring signature and adjourn.

Mr. Angle: So moved.

Mr. Kirchoff: Second

Mr. Brandgard: All those in favor signify by aye.

(All ayes) Mr. Brandgard: Opposed? Motion carried, thank you.

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Robin G. Brandgard, President

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Mark J. Todisco, Clerk-Treasurer