



MINUTES
Winfield Town Council Meeting
Meeting date: Tuesday, April 23rd, 2019

Call to Order: A meeting of the Winfield Town Council was held at the Winfield Government Center, 10645 Randolph Street, Winfield, Indiana on April 23rd, 2019. The meeting convened at 7:04 PM. The Pledge of Allegiance was recited.

Rick Anderson conducted roll call:

Members in attendance: Gerald Stiener, Dave Anderson, Tim Clayton, Jim Simmons, and Bridget Baird.

Members not in attendance:

Also in attendance: Attorney David Austgen from Austgen Kuiper Jasaitis P.C.; Rick Anderson, Clerk-Treasurer; Nick Bellar, Town Administrator/Planning and Zoning Administrator; Mike Duffy, Town Engineer; Dan Ball, Town Marshal; and Jason Gikas, LOFS Fire Department

APPROVAL OF MINUTES:

Gerald Stiener entertained a motion to approve the minutes of the Joint Sewer Board and Town Council Executive Session of March 26, 2019 and Regular Town Council Meeting Minutes of March 26, 2019. Tim Clayton made the motion to approve the minutes, Dave Anderson seconded the motion. The minutes were approved as presented by a vote of 5-0.

STAFF REPORTS:

- Nick Bellar stated a new commercial development, MTI, was approved at the last Plan Commission meeting. This will be located in between Speedway and Dunkin Donuts. On May 9th there will be two Public Hearings at the Plan Commission meeting for a new residential development on 117th Avenue.
- Town Marshal, Dan Ball, submitted his monthly stats. He spoke on the crash that involved one of their squad cars. The officer involved is okay but the squad car is totaled. He is working now on a replacement and removing equipment from the old car. The trauma kits came in yesterday that were donated by the Winfield Community Foundation. They are specifically geared towards and officer's injury but can be used on anyone. They are very thankful to have received those. Dave Anderson commented that it was good to see that the OWI arrests have gone down.
- Chief Jason Gikas, LOFS Fire Department, thanked the Council they were able to order the equipment they needed recently. He also thanked Bridget Baird for organizing an ASL class that they held at the Leroy training facility. There were around 30 people in attendance and they appreciated that opportunity. Jason went over the stats for the month, 60 calls for the Town, and 336 total as of March 31st. Jason stated he sent an email out over the weekend on confirmation on a meeting to go over the contract. Gerald Stiener said he did just recently receive a draft of the contract; he already did a first read through and will send comments back to legal by this Friday and get a draft over to him.
- Bridget Baird gave a review of the events that the town hosted recently. They had a yoga fundraiser on April 13th, several people attended including three new participants who have



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not been to any previous yoga class. This fundraiser was for Chasing Dreams Learning Center an organization that puts together events and classes for those with special needs, many Winfield residents use their programs. Next, they had an ASL class for first responders that was open to all the police officers, Fire Department volunteers, EMTs, and students in training at the local high schools. Last Saturday the town held it first Easter Egg Hunt at the new park. Over 80 children attended. Dave Anderson's son, Michael, filled all of the plastic eggs for the event. Joe Mays from the Winfield Community Foundation was the Easter Bunny, Township Trustee Paulette Skinner donated treats for the kids and Barb and Keith from her office worked the event. Tony Clark supplied the bales of hay for the bunny photo booth and members of the Winfield Community Foundation and Girl Scout Troop volunteered to help work the event. For upcoming events, the town has received commitments from local business to cover the cost of each movie for Movies in the Park and Winfield Woods Chiropractic is covering all 9 sessions of Yoga in the Park.

PUBLIC COMMENTS (Agenda Items): None.

CITIZEN REQUESTING PLACEMENT ON AGENDA (Non-related to the Agenda):

Tom Wagner & Tina Boersma, 12176 Pike St., Request for exception for expansion of existing asphalt driveway.

Tom Wagner stated he is new to the area. He moved in with his fiancé recently in her home in the Stonegate subdivision. He currently has a standard asphalt driveway; they have 4 adult children and there is not enough room to park all of their cars on the driveway. He found out from the Building Department that driveways now have to be concrete in residential subdivisions. He understands that makes sense for all new construction and developments as it is an included cost of a home being built but when it comes to replacing an existing driveway it is costly to go from asphalt to concrete. He doesn't understand why he can't use asphalt when he already has an asphalt driveway and believes those that do have an asphalt driveway should be grandfathered in. He is not looking for a cheap solution, he plans on making this a 27 foot wide drive so three cars can fit across and will look nice for the town. He learned from the Building Department that the new Ordinance was established. There are also issues with the sidewalks poured by the developer in that subdivision. Tom said some of the estimates were up to \$10,000 for concrete and he couldn't get some contractors to even come out to give him a quote. He needs to solve his parking issue and cannot afford it if he has to make it all concrete. Bridget Baird asked for clarification on if he applied for a driveway permit from the town. Dave Anderson stated he could not because of the new Ordinance and what he needs to request is a variance. Gerald Stierer agreed with Dave and stated Mr. Wagner would have to go before the BZA. Attorney Austgen agreed it is a separate governing body. Nick Bellar asked Mr. Wagner to stop by the office this week and he will go over the application process with him, the earliest he will be able to get on the BZA agenda will be June 13th. Mr. Wagner said he was okay with that. Gerald Stierer asked if he would also need approval from his HOA. Mr. Wagner said he did already get approval from the HOA. Jim asked if it was two variances because of the width as well. Nick said if he was doing it all in concrete, he would not be required to get a variance, it is only 24 feet at the curb and then flares out near the garage.

Gerald Stierer asked Mike Duffy about the conditions of the sidewalks. Mike said there are areas of sidewalk that he and Nick have marked for noting when the development is going over to maintenance



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bond. Gerald asked if they are being poured wrong to begin with. Nick stated that they suspect they are being installed correctly. Tom Wagner stated the subdivision is only ten years old they should not be crumbling like this. The sidewalk has been replaced in front of his home twice. Nick explained it is the surface that is spalling. Mike suspected that it was a procedure issue with the first couple phases of Stonegate. The developers were leaving the sealing of the sidewalks to the homeowners and the homeowners did not know and salt was put down in the winter which caused the damage. Dave Anderson said if there was an inventory of sidewalks that need to be replaced. Mike said yes, they just went over it again last week.

UNFINISHED/DEFERRED BUSINESS:

1. *Update on Community Crossings Roadwork Projects.*

Rick Anderson stated that Legal and Engineering have both signed off on the bids. Reith Riley was the lowest responsible bid. The total amount of the contract with the allowances was a little over \$1.4 million. They requested funding of \$980,000 from the Community Crossings Grant. With this they will be doing County Line Road, 129th Avenue, and sections of 117th Avenue. They do not have the construction schedule yet.

2. *Discussion of Additional Roadwork-Signage-Sidewalk Projects for 2019.*

Rick Anderson has included in the Council packets a list of work they would like to address with left over road work funds. He would like to reserve \$175,000 for the next grant application process in July for matching funds to address Benton, State, and Arizona Street. They have already committed to expanded the parking lot of the park, the park pavilion, new welcome signage, and sidewalk to Jerry Ross School. After those projects they have roughly \$470,000 remaining for other projects. He has indicated in green projects that have been discussed before by the Council that would fit into that amount with a listing of other projects that could be switched out. These projects include 117th from Gibson to Benton, repave the approaches on 109th and Randolph along with the traffic loops, repave 109th bridge approaches on 109th avenue east of Colorado, crack sealing on 109th Avenue, 125th and other roads paved within the past 5 years, and the passing blister at 109th and Arizona. Rick also listed a few other projects for consideration. The Council discussed items on the list. Gerald noted 117th from Gibson to Benton and the passing blister on Arizona, Jim Simmons noted there are still roads in the Trees Subdivision that are original, Tim Clayton stated there are also roads in Hidden Creek that need to be addressed. Jim asked if there's a large storm water project that will also need to be taken care of with the Arizona Street blister. Mike Duffy stated there shouldn't be with that project. Jim stated there are drainage issues on the south end of Arizona. Mike stated they would have to examine the results of that impact on drainage. A discussion is had on the potential development interest in the area that could contribute to some of the projects. Everyone agreed on repaving 117th from Gibson to Benton. Gerald then asked each Councilmember to submit their top priority project to Nick and Mike. A discussion was had on possibly cutting some other park related projects and the new gateway signs to put towards roads.



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3. Discussion of Phase 2 Expansion of Randolph Street Community Park.

Rick gave a review of some of the updates in regard to funding separate from the general obligation bond and grants that have to be used this year like CDBG. Bids are due for that grant on May 14th which is also when the sidewalk bid is due. Phase two of the playground apparatus is estimated at \$50,500, dual zipline and stepping logs at \$13,000 and the pour and place surface at \$116,000. He also included pricing on the parking lot and pavilion. Bridget asked about the shade structure. Rick said they did order the small shade structure with the Crown Point Community Foundation Grant and it will be installed with the rest of the equipment. Tim asked if there was a timeline on everything. Rick said the pour and place bids are due on May 14th, Mike Duffy said they are working on the separate contract for the equipment and he will wait on the Council's direction on the decision on alternates and when to put out the bid package. Gerald agreed they should put together the bid like last time leaving the pavilion as an alternative.

NEW BUSINESS:

1. Presentation of 2018 Annual Report for Winfield Redevelopment Commission.

Rick Anderson stated he posted the annual report on Gateway. Rick provide this report to the RDC and Town Council via email earlier this month. He went over the TIF District year to year increases. A new requirement is that a presentation needs to be given to all the overlapping tax districts on what the TIF funding will be used for. Rick stated he has invited the districts impacted by this to the next RDC meeting in May where he will give the presentation.

2. Report on Award of Safety Grant Projects.

Rick Anderson reported INDOT received four bids for the safety grant projects which includes the Hawk light, warning signage and flashing lights for Grand Boulevard, and school zone warning lights. The bids were within engineering estimates allowance. The town is covering 8% of the project with State covering the remaining 92% balance. Construction would start later this summer and should coincide with the sidewalk project to Jerry Ross School.

TREASURERS REPORT:

Rick noted he received word from the DLGF that the Cumulative Capital Fund Levy Re-establishment was approved so they should see a slight increase next year, this fund is primarily used for the Town Marshal fund. Rick presented the Treasurer's Report through March 31, 2019 and routine claims-to-date in the amount of \$316,830.70. Gerald Stierer entertained a motion to pay the claims. Jim Simmons made a motion to pay the claims in the amount of \$316,830.70. Tim Clayton seconded the motion. After no further discussion the motion carried with all in favor 5-0.

AMENDED AGENDA ITEM:

Consideration of Ordinance 297, Authorization and Adoption of Traffic Enforcement Agreement by the Town of Winfield and Doubletree Lake Estates HOA.

Gerald Stierer entertained the motion to amend the agenda and add consideration of Ordinance 297. Dave Anderson made the motion to amend the agenda, Tim Clayton seconded the motion. All were in favor 5-0. Dave Anderson explained this ordinance allows the town's Police Department to write speeding tickets within the gated community. Attorney Austgen stated this is an agreement between the town and the HOA of the community to ensure the enforcement and validity of traffic control in the subdivision, he then



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proceeded to read the Indiana State Code included in the Ordinance. This will need to be presented to the HOA community to approve and sign off on. Gerald explained this is necessary because the roads in Doubletree Lake Estates are private roads this allows the town Police Department to be able to enforce traffic control. Dave Anderson made the motion to approve Ordinance 297 on first reading in title only and proceeded to read the title in full. Gerald Stienen seconded the motion. Jim Simmons would like to review this further; they only received this tonight and there is still a fee structure to be worked out. Dave Anderson stated this can be just an introductory reading to put things in motion for coordination with the HOA. Attorney Austgen stated it could still be turned down at the next meeting for adoption if the Council did not find in favor. Dan Ball stated they are still allowed to write tickets in the subdivision for criminal offenses like reckless driving which is over 50 miles per hour. After no further discussion the motion passed 3-1, with Gerald Stienen, Tim Clayton, and Dave Anderson in favor, Jim Simmons against, and Bridget Baird abstaining.

ANNOUNCEMENTS: Gerald Stienen noted the various upcoming meetings.

Dan Ball informed everyone there will be another drug take back event with the DEA at Walgreens this Saturday between 10am-2pm.

ADJOURNMENT:

Gerald Stienen entertained a motion to adjourn the meeting. Dave Anderson made a motion to adjourn and it was seconded by Tim Clayton. All were in favor, the motion carried 5-0. The meeting adjourned at 8:05 p.m.

 Gerald Stienen
 Town Council President

 Richard C. Anderson, Jr.
 Clerk-Treasurer

 Kim Wachowski
 Recording Secretary

Date of Approval _____