



## ***Common Council Meeting – Minutes for January 3, 2023***

**Council Members in Attendance:** Ben Leavitt, Dana Hollar, Amy Rosa, Dustin Geyer, Kelbi Veenstra

**Also Present: Mayor:** Phil Jenkins, **City Attorney:** Brian Hoffer, **Clerk-Treasurer:** Jeff Knight, **Guests:** 3 (3 IP) and 1 member of the press.

- Call to Order: Mayor Jenkins called the meeting to order at 7:00 pm and led the Council in the Pledge of Allegiance and opening prayer.
  - Roll Call: Council members listed above were in attendance.
  - Approval of Minutes from the December 19, 2022, Council meeting: Councilwoman Rosa motioned to approve the minutes. Councilman Hollar seconded. The minutes were approved unanimously by voice vote.
  - There were no petitions or comments by citizens. There were no reports of committees, boards, or commissions. There was no unfinished business.
  - New Business:
    - Designate The Goshen News and Warsaw Times Union as qualified publication for legal advertising: Mayor Jenkins presented the request to have the two news services designated as those the City will use for official public notifications in Elkhart and Kosciusko counties. Councilman Leavitt motioned to approve designations. Councilwoman Veenstra seconded. The designation was approved unanimously by voice vote.
    - Approve Interlocal Agreement with Elkhart County Regional Sewer District: Mayor Jenkins, City Attorney Hoffer and Regional Sewer District Counsel Steven Olsen have been working through this process and document together. This is the final version approved by the Regional Sewer District last week. Attorney Hoffer gave an overview of the project. The connection point will be at the corner of Woodview Dr. and Oakland Ave. This will be an effluent only agreement. Mayor Jenkins discussed the diagram showing the location and direction of the line joining the connection point. Each of the county residences are currently using a septic system.
- Councilwoman Rosa asked if the City would be submitting one bill each month to the County Board. Mayor Jenkins responded it will be one bill each month but to the Regional Sewer District. Councilman Hollar asked if the residents of the county would have one set cost. Mayor Jenkins responded that the amount they will pay is based on usage. Councilman Hollar followed up with

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of the City should contact the Office of the City Clerk-Treasurer as soon as possible but no later than 48 hours before the scheduled event. Contact Info: 300 West Lincoln Street, Nappanee, Indiana 46550. Telephone (574) 773-2112. Email: [jknight@nappanee.org](mailto:jknight@nappanee.org).



a question about the County adding a 100-unit housing development and what the impact of that might do to the limitations of 3% on the City sewer system. Utility Superintendent Gerber said that this would not be possible within the bounds of this agreement. The County cannot go beyond the 50,000 gallons of usage daily without City approval. Councilman Geyer inquired if the City would be required to read the various residence meters. Superintendent Gerber said there will only be one meter at the connection point that needs to be read. Councilman Hollar asked what Superintendent Gerber expected day one usage to be. Mayor Jenkins pointed out the calculation in the presentation. Superintendent Gerber said the City would not even notice the impact. CT Knight asked what the frequency of the testing will be. Superintendent Gerber said they would be doing spot testing. Mayor Jenkins interjected that the sewage would be tested every day. Councilwoman Rosa asked where the County's liability begins and ends. Mayor Jenkins said wherever it is determined (at the connection point at Woodview Dr. and Oakland Ave.) that it enters the City, that is where the City's liability would begin. Mayor Jenkins commented that it really has been a team effort between the City and County. Councilwoman Rosa motioned to approve the agreement. Councilman Leavitt seconded. The agreement was approved unanimously by roll call vote.

- Approve 2023 Appointments: Mayor Jenkins presented the slate of appointments for 2023. Councilwoman Veenstra motioned to approve the appointments. Councilman Hollar seconded. The appointments were approved unanimously by voice vote.
- Approval of Accounts Payable Vouchers: 2023 APV's Totaling \$488,926.73: CT Knight said the APV's contain one payroll and a \$30,000 payment to Borden for trash removal, and the transfers presented for approval last week. Councilman Leavitt motioned to approve the APV's. Councilman Hollar seconded. The APV's were approved unanimously by voice vote.
- Reports by City Officers: Mayor Jenkins commented that at the next meeting he would present the State of the City (Tuesday, January 17<sup>th</sup>). CT Knight put a small table together reflecting a comparison of revenues between 2021 and 2022. Mayor Jenkins noted that the City's growth quotient for budget purposes for 2022 was about 4.2%. This table reflects actual growth of nearly 8%.



- Adjournment: With no further business to be discussed, Councilman Leavitt motioned to adjourn the meeting and Councilwoman Veenstra seconded. The meeting was adjourned at 7:32 pm by unanimous voice vote.

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Phil Jenkins, Mayor

Attest: \_\_\_\_\_  
Jeff Knight, Clerk of the Council