



January 16, 2023  
Board of Works

**Present:**

Mike Hartman, Mayor  
Eric Johnson, Board of Works  
Bob Haywood, Board of Works  
Angela Eck, Clerk-Treasurer  
Eric Dohner, City Superintendent  
Jimmie Eck, Fire Chief  
Mike Fry, Code Enforcement  
Mark Heffelfinger, Police Chief  
Cedric Hollabaugh, City Attorney  
Scott Lanning, Wastewater Superintendent  
Vivian Likes, City Planner

**Absent:**

none

Mayor Hartman opened the regular session of the Board of Works at 6:30 pm at 215 South Broadway.

The minutes from the January 3<sup>rd</sup> meeting were presented. Mr. Johnson made a motion to approve the minutes and Mr. Haywood seconded the motion. The motion passed with all in favor.

Anton King, DeKalb County Economic Development Partnership, presented the Annual Report for the Partnership. They worked on 74 different projects totaling \$177 Million for the year. Five of these projects were in Butler.

Mr. King then presented the 2023 Agreement between the City of Butler and the Partnership for a total of \$12,000. There was discussion. Mayor Hartman and City Planner Vivian Likes agree that this service is very valuable. Mr. Johnson made a motion to approve the agreement for 2023 and Mr. Haywood seconded the motion. The motion passed with all in favor.

**Payments and Vouchers**

Pay Period 1/2/23 to 1/15/23 in the amount of \$37,527.71

Pay Correction in the amount of \$872.95

Vouchers for the period 12/31 to 1/15/23 in the amount of \$914,022.95

Mr. Haywood made a motion to approve the claims and vouchers as presented and Mr. Johnson seconded the motion. The motion passed with all in favor.



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Utility Billing Adjustment Requests:

2023-01 for 120 South Ivy, leak in yard, credit wastewater \$447.85

2023-02 for 350 West Main, remove penalties of \$9.79

2023-03 for 118 East Willow, Lot 6, remove penalties of \$6.41

Mr. Johnson made a motion to approve the adjustment and Mr. Haywood seconded the motion. The motion passed with all in favor.

Planning & Community Development

City Planner Vivian Likes reported that she serves on the Board for the DeKalb County Economic Partnership.

She is continuing to work on the Bohn Aluminum/Citation site with Ken Jones of JPR.

Police Department

Police Chief Mark Heffelfinger reported that he has inspected the first golf cart for the year and has already received three complaints about it.

Fire Department

Fire Chief Jimmie Eck reported 629 runs for 2022. There were spikes in the number of calls for January and December. The number of False Alarms has decreased. The Fire Department also just put two new AED's into service.

Water and Wastewater

City Superintendent Eric Dohner reported that 5 bids were received for the painting of the Water Tower. The Bid Opening was on January 10<sup>th</sup>. See Attachment 1. Dixon Engineering recommends accepting the lowest bid, which is from LC United of Sterling Heights Michigan in the amount of \$247,000. Mr. Dohner explained that LC is already in the area working on water towers and was able to bid lower because their crews are already in the area. Mr. Johnson made a motion to accept the bid from LC United in the amount of \$247,000 and Mr. Haywood seconded the motion. The motion passed with all in favor.

Wastewater Superintendent Scott Lanning presented his Annual Review of Operations and gave an outlook as to what will be happening in 2023.

Mr. Haywood thanked Mr. Lanning for all that he has done to improve the Wastewater Department. He appreciated his enthusiasm and dedication to the City of Butler. Mayor Hartman echoed Mr. Haywood's appreciation.

Mr. Dohner added that sewer relining and manhole rehabilitations are also planned for Depot Street this summer.



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City Attorney

City Attorney Cedric Hollabaugh reported that Parkview EMS has agreed to add the option to increase the EMS rent no more than 5% one time during the 5-year lease. Mr. Haywood made a motion approve the terms and Mr. Johnson seconded the motion. The motion passed with all in favor.

Mr. Hollabaugh also reported that the Advertisement for the lot West of 508 East Main was done. One bid was received from Mark Eicher in the amount of \$1200. Mr. Hollabaugh stated that bids can be received until February 9<sup>th</sup>, but the Board can also accept the bid that was received at this time, if they so desire. Mr. Johnson made a motion to accept the bid from Mr. Eicher in the amount of \$1200 and Mr. Haywood seconded the motion. The motion passed.

Mr. Hollabaugh asked the Board to allow Mayor Hartman to sign all of the closing documents when he has them prepared. Mr. Haywood made that motion and Mr. Johnson seconded. The motion passed with all in favor.

Mr. Hollabaugh reported that the DeKalb County Commissioners has agreed to sell the former Humane Society property on US 6 to the Butler/Wilmington Fire Territory. There are two agreements that need to be approved as part of that purchase:

1. Noncompetition Agreement between the DeKalb Humane Society, Inc. and the Butler/Wilmington Fire Protection Territory.
2. Right of First Refusal Agreement between L.J. Henderson Inc. and the Butler/Wilmington Fire Protection Territory.

There was discussion.

Mr. Johnson made a motion authorizing Mayor Hartman to sign the Right of First Refusal with L.J. Henderson and Mr. Haywood seconded the motion. The motion passed with all in favor.

Mr. Johnson made a motion authorizing Mayor Hartman to sign the Noncompetition Agreement with the DeKalb Human Society, Inc and Mr. Haywood seconded the motion. The motion passed with all in favor.

Mr. Hollabaugh reported that he received the Phase II Assessment on the Engineered Materials Building. They only found minor historical petroleum contamination on the property. However, a Phase I Assessment needs to be done again in order to request a Comfort Letter. SES Environmental sent a quote in the amount of \$2,600 for the Phase I and a Comfort Letter Application to Indiana Brownfield. There was discussion. Mr. Johnson made a motion to approve the Phase I Assessment and Mr. Haywood seconded the motion. The motion passed with all in favor.



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Clerk-Treasurer

Clerk-Treasurer Angela Eck presented SRF Disbursement Request 47 for Donohue and Associates in the amount of \$936. Mr. Haywood made a motion to authorize the disbursement and Mr. Johnson seconded the motion. The motion passed with all in favor.

Mrs. Eck presented SRF Supplemental grant Disbursement Request 4 for Donohue and Associates in the amount of \$700. Mr. Haywood made a motion to authorize the disbursement and Mr. Johnson seconded the motion. The motion passed with all in favor.

Mrs. Eck presented disbursements that were made to Engineering Resources for the Broadway Stormwater Project. These disbursements have already been made, but they are part of the City's match to the INDOT Stormwater Grant. These disbursements total \$30,786.39. Mr. Haywood made a motion to approve the disbursement's as part of the City's match to the grant and Mr. Johnson seconded the motion. The motion passed with all in favor.

Mayor

Mayor Mike Hartman presented a quote from Compass Land Surveying to survey the former Butler Company site in the amount of \$1,920. Mrs. Likes also reached out to Foresite Surveying but didn't hear back from them. There was discussion. Mr. Hollabaugh stated that the Board could accept the quote from Compass because Mrs. Likes did request one from another company but didn't hear back from them. Mr. Johnson made a motion to accept the quote from Compass Land Surveying in the amount of \$1,920 and Mr. Haywood seconded the motion. The motion passed with all in favor.

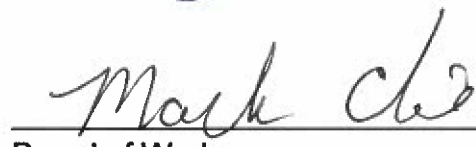
Mayor Hartman reported that he did receive one appraisal back for the R&R Fitness Building and is waiting on another. He stated that the City may need to have a Phase I Environmental Assessment performed before obtaining a second appraisal.

Mr. Haywood made a motion to adjourn at 7:40 pm and Mr. Johnson seconded the motion. The motion passed with all in favor.

  
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Mayor

  
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