

**Albion Town Council**  
**Tuesday, June 11, 2019, 6:00 pm**  
**Albion Municipal Building**  
**211 East Park Drive, Albion, IN, 46701**

**CALL TO ORDER:** Town Council President Vicki Jellison called the meeting to order at 6:00 pm. The Pledge of Allegiance was recited.

**ATTENDANCE:** Vicki Jellison, President  
Chris Magnuson, Vice-President  
John Morr, Member (Arrived @ 6:09pm)  
Don Shultz, Member  
Darold Smolinske, Member

**OTHERS:** Shannon McFarland, Deputy Clerk-Treasurer  
Stefen Wynn, Town Manager  
Nestor Gonzalez, Summer Intern  
Steve Clouse, Town Attorney  
Matt Getts, KPC Media  
Kevin Kelly, Our Hometown News  
Scott Cole, Police Dept  
Terry Forker, Water & Wastewater Dept  
Casey Myers, Park & Cemetery Depts  
Brian Stimpson, Street & Cemetery Depts  
Ray Groves, Albion Resident  
Sharon Leitch, Chain O'Lakes Festival  
Jay Stankiewicz, Fleis & Vandenbrink  
Scott Ziegler, Ober Noble Farms, LLC

**APPROVAL OF MINUTES:** Minutes from the Regular Meeting on May 28, 2019 were approved. Motion by Magnuson, seconded by Smolinske, carried 4 Ayes, 0 Nays. All signed the minutes, attested by McFarland.

**ANNOUNCEMENTS:**

**1. Stefen Wynn**

Stefen Wynn introduced Nestor Gonzalez to the Council. Nestor is an East Noble graduate. He is currently in his second year at Ivy Tech for a Business Administration degree. Nestor is the summer intern and was hired on Monday, June 10<sup>th</sup>.

Stefen Wynn also stated that the Insight Life's Better Here commercial is up and running. It promoted the events happening downtown throughout the year, Town Parks, and a Community Center coming to western-edge of Town. Bev Fitzpatrick, Park Board Member, did a great job in the video.

**2. Chris Magnuson**

The Chain O'Lakes Festival had great weather. She is very thankful to all of the Departments in the Town of Albion.

**3. Vicki Jellison**

Vicki Jellison stated that John Morr will be running a few minutes late this evening.

**OPEN DISCUSSION:**

**1. Vicki Jellison**

Jellison stated that there was an interview with Inside Indiana Business with Gerry Dick and Greg Winn on Channel 39 in regards to the Pill Box Pharmacy coming to Town. Morr had e-mailed the link to the interview.

**2. Darold Smolinske**

Smolinske inquired about presenting plaques to Bob Wilson's family. Casey Myers stated that we will be contacting Bob's family to attend the Council meeting on August 13<sup>th</sup>. The plaques will be in the Cemetery and at Hidden Diamonds.

**OLD BUSINESS: None**

**NEW BUSINESS:**

**1. Ray Groves: Concern with Alley**

Ray Groves was here to present Council with his concerns. He has an issue with a neighbor that has been parking in the alley. Groves stated that the alley can't be 20 feet at one end and 16 feet at the other end of the alley. His concern is with the north end of the alley. The Street Department has made improvements to the alley in the past. After discussion, it was determined that Groves could get a survey of his property. Groves thanked the Council for listening to his concerns. Groves stated that he will probably get a survey of his property.

**6. Plan Commission's Recommendation for Approval of Minor Subdivision Plat for Ober Noble Farms, LLC:**

Scott Ziegler was here to represent Ober Noble Farms, LLC. The Albion Plan Commission did approve the subdivision of the 4.73 acres at their June 6<sup>th</sup> meeting. Motion was made by Shultz to accept the Albion Plan Commission's recommendation to subdivide the 4.73 acres, seconded by Morr. 5 Ayes, 0 Nays.

**2. Update on Fleis & Vandenbrink's Projects**

Jay Stankiewicz was here to represent Fleis & Vandenbrink. Stankiewicz stated that he feels that Council has been given inaccurate or incomplete information in regards to the W Hazel St bidding. A comment was made by a representative from Niblock about having different information than other contractors. Stankiewicz stated that it is up to the contractors to check the information. Stankiewicz stated that he was at the bid opening; however, he felt that it wasn't an issue. It was noted by Council Members that another contractor didn't receive some information until the day before the bids were due to the Town. Jellison questioned as to why Stankiewicz wasn't in attendance at the

April 23<sup>rd</sup> meeting. She stated that she had talked to Stankiewicz and he was told that it was on the Council's agenda.

Wynn stated that on the West Main Street plans, the Town didn't get the plans in time to review the drawings before putting them out to bid. The Town received a set of plans with a seal on them; however, there was no signature on them. The Town would discuss changes needed with F & V and the changes weren't included on plans re-presented to the Town as final plans. Wynn requested information on the meetings from F & V, that F & V plans to add in a supplemental agreement.

Stankiewicz said in January we didn't know what sections of W Hazel St would be funded. Stankiewicz stated that Wynn would bid the project after grant money was approved by the state.

Council asked Stankiewicz if he believes that he is on time with the projects. Stankiewicz admitted that they are behind in designing projects. Smolinske stated that the Council feel that we have paid for more than we have received at this point. On E Hazel St, the Town of Albion changed the plans to a completely reconstructed street. Stankiewicz stated that it was to be a mill and fill job in the beginning.

On the East Hazel Street Design These drawings (shown on the screen) are represented as being 80% complete per F&V. However, the approaches were not marked due to the fact that they need to do a technical scope. Wynn stated that F & V was told that sidewalks and curbing were necessary in November, 2018 and again in April, 2019. This should be 80% complete; however, it is not. Stimpson had also provided documentation for storm inlets (catch basins) in early May.

Wynn stated that E Hazel St was to include 2-inch mill out and a 4-inch fill, sidewalks, and ADA ramps will be added as needed. This was given to F & V in the RFQ & Agreement, as well as in their meeting minutes.

Wynn stated that F & V was told that all storm catch basins would be needed for East Hazel Street on November 29, 2018. F & V stated that they asked Stimpson what needed to be updated and/or improved; however, it wasn't specific.

Council inquired about a ball park figure to finish W Hazel St. Stankiewicz stated that on the high side around \$100,000. (However, Stankiewicz needs to figure the addendum.) Magnuson stated that it wouldn't be fiscally beneficial to the Town of Albion to change engineering firms. However, she isn't going to be very happy if this project costs \$50,000 or \$100,000 extra to finish.

Council inquired if both parties knew what was expected of each other. Wynn stated that he believes our expectations were known from the beginning. Shultz asked if we should be paying for F & V to prepare a new addendum. Stankiewicz stated that we should as this is a scope of work that is additional for what is already in design. Wynn stated he thinks Stankiewicz was misrepresented himself to Council. Wynn would like

to see what F & V believes was discussed at the additional meetings over F & V's scope of work.

Council stated that if the estimated new addendum comes in at \$100,000, that would mean that our contract doubled in price. Stankiewicz stated that this would be for work already performed for meetings, bid sessions, etc.

Jellison stated that Stankiewicz was to get us an addendum back in January. It has been five months and we still don't have that addendum. Wynn also stated that we should receive a credit for the Stormwater Project, as it was cancelled in early summer 2018.

Stankiewicz stated that he can do a scope addendum for work already performed that F & V believes is over the original contract. Council would like to have the addendum to the Town of Albion by June 28<sup>th</sup>. F & V will be placed on the July 9<sup>th</sup> agenda.

**3. Consideration of Wastewater Department Request for Quotes Concerning:  
A. Control Panel for N Orange St lift station (near Parker Hannifin)**

Wynn has sent out an RFQ and will have quotes back by June 18<sup>th</sup>. This should be ready for the June 25<sup>th</sup> meeting.

**B. Grinder/Chopper for East Industrial Park lift station (near Bosch)**

An RFQ; hasn't been sent however, one will be sent for consideration by a July meeting. This item has been tabled.

**4. Update on proposed acceptance of Dexter Axle Industrial Wastewater**

Wynn stated that the NPDES permit was accepted. Dexter Axle's attorney has accepted the agreement. Motion was made by Magnuson to accept the Dexter Agreement, seconded by Morr, carried 5 Ayes, 0 Nays. Jellison signed the agreement with Dexter Axle.

**5. Noble Tomorrow – Comprehensive Plan – Final Approval**

Wynn presented Council with the comprehensive plan. It was made more Albion specific. A public hearing was held on June 5<sup>th</sup> by the Albion Plan Commission. Jellison stated that she sits on the Plan Commission and they have done a great job with this plan. Magnuson moved to accept Resolution 2019-10, seconded by Morr, 5 Ayes, 0 Nays. All signed the resolution, attested by McFarland.

**7. Cemetery Deeds**

Council voted to approve the following cemetery deeds,. Motion was made by Magnuson, seconded by Shultz, carried 5 Ayes, 0 Nays.

- Sharon Leitch – Section M, Lot 48, Grave #1
- Transfer from Elizabeth Firestone to Roger Barton & Christine Merriman
- Roger Barton & Christine Merriman – Section J, Lot 250, South Pathway

**DEPARTMENT HEADS:**

**Park/Cemetery Depts**

Myers presented Council with his monthly reports. Council had no questions for Myers.

**Cemetery Dept:** We are getting closer to giving our recommendation to updating cemetery fees. We had storm damage in the cemetery. We had a lot of volunteers to help clean up the mess. We still need to take another tree down. The side hill is looking very nice. We have put up new flags. Eagle Scout Project will be white posts with black paint for the letters.

**Park Dept:**

Myers stated that the splash pad is running well. It hasn't been as busy due to the weather. Fireworks donations are close to \$3,000. The park has a lot of pickle ball players. His working crew seems to be going very well. Myers will be on vacation for the next two weeks. He will be available by phone for questions.

**Street/Cemetery Depts**

Stimpson presented Council with his monthly report. Magnuson questioned Stimpson about the hole in the pipe by Dollar General. The pipe just came apart. It is the correct pipe; however, it wasn't bedded correctly. It has been repaired. We will be working on powder coating the light poles. Stimpson hasn't been able to work on these due to the street fair, sunk hole, sidewalk at Town Hall, etc. The curbs that were painted are already chipping away. Stimpson is to get in contact with Magnuson about the painted curbs. Wynn will be sending out RFQ's to bid out the sidewalk projects. Stimpson stated that he was here on Monday; however, he will be off Wednesday afternoon, Thursday, and Friday. Morr questioned on fill edges on W Main St & Weeks St with stone: 3 to 5 inches of a drop on the side. It should be packed with dirt and stone. Wynn will get two quotes and see what he receives back. Morr let Stimpson know that Sherwin Williams sends 40% off sale notices. Wynn stated that he would sign up. If we qualify, we can always purchase a paint shaker since our paint may sit around.

**Water & Wastewater Depts**

Forker presented Council with his monthly report. Council inquired about if we have any information on the boat. He doesn't have any information at this time. The new NPDES permit takes effect on June 1, 2019. We are currently meeting our testing requirements. Kokosing: The sluice gates are installed and are operational. The cross over pipe is in but not running. Kokosing was here a couple of days last week. Magnuson stated that we need a punch list for them to complete. Kokosing's deadline is August, 2019.

**APPROVAL OF ACCOUNTS PAYABLE & PAYROLL VOUCHERS:**

After questions were answered, Magnuson motioned to approve Payroll and Accounts Payable Vouchers as of June 6, 2019, & June 11, 2019 seconded by Smolinske, carried 5 Ayes, 0 Nays, submitted and reviewed, attested by McFarland

**ADJOURNMENT:** There being no further business to be brought before the council in regular session, Jellison adjourned the meeting at 8:59 pm, motion made by Magnuson, seconded by Shultz, carried 5 Ayes, 0 Nays. An executive session is scheduled for June 11, 2019 at 7:00 pm or immediately after the Council Meeting. The next regularly scheduled meeting is to be held on June 25, 2019 at 6:00 pm, at the Albion Municipal Building, 211 East Park Drive, Albion, IN.

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VICKI E. JELLISON, PRESIDENT

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CHRISTINA K. MAGNUSON, VICE-PRESIDENT

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JOHN D. MORR, MEMBER

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DONALD J. SHULTZ, MEMBER

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DAROLD R. SMOLINSKE, MEMBER

ATTEST: \_\_\_\_\_  
CAROL A. SELBY, CLERK-TREASURER