

March 6, 2023

The Town Council of the Town of Middlebury met in regular session at the Town Hall, Middlebury, IN at 6:00 pm, March 6, 2023. The meeting was called to order by Council president, Miranda Cripe. All in attendance took part in the Pledge of Allegiance.

Upon the roll call, the following members of the Council were present:

Karl Miller, Miranda Cripe, Dan Shoup, Chuck Teall – Scott Miller was absent.

Also present were Mary Cripe, Town Manager, Jackson Beck, Attorney and Peggy Hutchison, Clerk/Treasurer.

**MINUTES:**

Chuck Teall moved to approve the minutes from the February 20, 2023 meeting. Dan Shoup seconded, and the motion passed with a voice vote.

**PUBLIC COMMENTS:**

Mary Cripe added two (2) items to the agenda. (1) Temporary closure of Mall St. and (2) Acceptance of easement from Interra.

Mary Cripe and the Council thanked all the departments for their hard work during the snowstorm.

**ACCOUNTS PAYABLE VOUCHERS:**

The following Accounts Payable Vouchers were reviewed and approved on a motion by Chuck Teall and seconded by Dan Shoup. The motion passed with a voice vote.

Accounts Payable Voucher – Payroll 02/23/2023	\$127,843.59
Accounts Payable Voucher – February month end	\$304,189.13
Accounts Payable Voucher – March 6, 2023	\$ 36,502.95

**UNFINISHED BUSINESS:**

Mary Cripe is recommending the Council approve the contract with Revize for the Town's website through 2024. Then in 2024 upgrade to a new website host. The total cost due now will be \$1,800.00. Then the annual cost is \$1,500.00. Chuck Teall asked why the website needs to be ADA compliant. It was explained this is for the sight and hearing impaired. Dan Shoup then motioned to approve the new contract, with addendum attached, with Revize and Karl Miller seconded. This passed with voice vote.

**NEW BUSINESS:**

Jackson Beck and Mary Cripe presented and explained two (2) Petitions for Annexation into the Town of Middlebury. One is from Marty R. and Haley E. Yoder whose address is 57048 County Road 35. The other petition is from Malaki and Danielle Stewart whose address is 11990 County Road 16. Dan Shoup motioned to accept the two petitions and Karl Miller seconded. This passed with a voice vote.

Mary Cripe presented a request from the Wastewater Department for the Council to approve an agreement with Donohue & Associates for \$16,000.00 for design engineering to prepare the construction

documents for the updating of the grating improvements. Dan Shoup asked about using aluminum. Mary Cripe will ask. They estimate the total cost of the improvements will be \$108,000.00. Chuck Teall motioned to approve the Donohue agreement, with addendum attached, and Karl Miller seconded. This passed with a voice vote.

Mary Cripe presented Pay Application No. 16 from Selge Construction Co., Inc. for the Southwest Quadrant Infrastructure project. The total Pay Application is \$25,000.00. Mary is not recommending the Council approve the request. This is for release of retainage. Karl Miller motioned to table Pay Application No. 16 until a later date and Chuck Teall seconded. This passed with a voice vote.

The Council then reviewed Ordinance No. 681-A – “An Amendment to the Town of Middlebury 2023 Salary Ordinance”. This amendment is for the new position at Public Works. Dan Shoup motioned to approve Ordinance No. 681-A and Chuck Teall seconded. This passed with a voice vote.

Robert Miller is requesting permission to rehire the summer mowing help. The summer help is Bobby Lloyd and Gary Klopfenstein. Chuck Teall motioned to approve the hirings and Dan Shoup seconded. This passed with a voice vote.

Jon Schlabach of Legacy Furniture is requesting to close Mall St. on April 20 – 24, 2023 for their annual Customer Appreciation Days. Dan Shoup motioned to approve the closure and Karl Miller seconded. This passed with a voice vote.

Chuck Teall made a motion to accept the Easement from Interra for the Hardwood Lift Station in the amount of \$6,500.00. Dan Shoup seconded, and this passed with a voice vote.

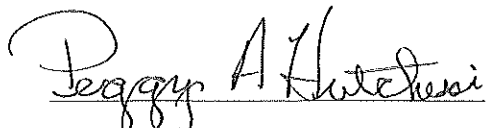
#### ANNOUNCEMENTS:

Elk. Cty Plat Comm. Mtg. – Thursday, March 9, 2023 at 9 am – Elk Cty Admin. Bldg.  
Elk. Cty Plan Comm. Mtg. – Thursday, March 9, 2023 at 9:30 am – Elk Cty Admin Bldg.  
Elk. Cty Bd of Zoning Hearing Officer – Wed., March 15, 2023 – 8:30 am – Elk Cty Admin Bldg.  
Park Board Meeting – Wednesday, March 15, 2023 – 3 pm – Town Hall  
Elk. Cty Bd of Zoning Appeals – Thursday, March 16, 2023 – 8:30 am – Elk Cty Admin Bldg.  
Next Council meeting - Monday, March 20, 2023 at 6:00 pm -Town Hall  
Redevelopment Comm meeting on Thursday, March 23, 2023 – 7:45 am – Town Hall

The meeting was adjourned.

  
Miranda Cripe, President, Town Council

ATTEST:

  
Peggy A. Hutchison, Clerk-Treasurer