

August, 10, 2012

The Town Council met in special session on Friday, August 10, 2012 at 3:30 P. M. at the Mooresville Government Center.

Town Council members present were: President George Watkins, Vice-President Mark Mathis, Tony Langley, Virginia Perry, and Jeff Cook. Town Attorney Tim Currens and Attorney Chris Janak were present.

Guy Lancour, First Baptist Church, gave the prayer.

There are no minutes for this meeting.

Tim Currens stated there had been some reports the scheduled meeting for today was about a public hearing to maintain low water rates but this is not the case. The Town Council had the public hearing on August 7, 2012. This is a regular Town Council meeting today and will follow the existing agenda. The Town Council intends to address certain issues and going forward will have other meetings concerning the issues. The Town did not release any information this was a Public Hearing. We apologize for any inconvenience.

A spokesman from Indiana American Water commented since there were no public comments today they had written material in regards to the Public Hearing. Council President Watkins told him to submit them to the clerk to be passed out for the next council meeting. The spokesman declined.

Town Council President Watkins stated they were changing the order of the agenda at council's request and would take care of consideration of water utility first and then health insurance. He commented that over the last few days he had an opportunity to speak to citizens of our town and he was pleased at the respectful way the citizens are contacting their leaders and asking very good questions and making good comments.

After the public hearing the council considered the two presentations and one item the town could do above and beyond is to arrange a meeting with Indiana American Water. A motion was made by Councilman Langley with a second by Councilwoman Perry to authorize Chris Janak to set a meeting with Indiana American Water to see if there can be a resolution. Motion carried 5-0.

Council President Watkins as for unanimous consensus from the council to amend the agenda to pursue due diligence to obtain information required to do resolution #4, an approval of a retainer for American Appraisals, Inc, also an engagement letter with Bowes, McKinney, and Evans and the introduction of an ordinance and/or adoption of said ordinance. No council member opposed. All consented.

Attorney Chris Janak, Bowes, McKinney, and Evans, explained Resolution #4. Resolution 4, 2012 concerns interest in acquisition and to allow hiring of appraisers, engineers and accountants. The resolution requires one reading to adopt and start the process to see if it is feasible, reasonable, and in the best interest to purchase Indiana American facilities in Mooresville.

A motion was made by Councilwoman Perry with a second by Councilman Cook that Resolution 4, 2012, a Resolution concerning interest in the acquisition of property, be approved at this same meeting in which it is being introduced. Motion carried 5-0.

Next: the approval of a retainer for American Appraisals, Inc. Chris Janak said this approval does two things; a. is this acceptable to the council and b. authorizes Council President to execute the agreement and make the required payment contained in the agreement. Motion was made by Councilman Mathis with a second by Councilman Cook to approve. Motion carried 5-0.

A motion was made by Councilman Langley with a second by Councilwoman Perry to approve the engagement letter and contract for Chris Janak of Bowes, McKinney, and Evans. Motion carried 5-0.

Chris Janak informed the council that Ordinance 12, 2012 indicates the council's interest in pursuing the acquisition of Indiana American Water in Mooresville and the Town won't compete if the go forward with this acquisition. There are two options; introduce this ordinance and pass at a later date, or introduce and pass today.

A motion was made by Councilwoman Perry that Ordinance 12, 2012, an Ordinance of the Town Council of the Town of Mooresville, Indiana declaring that public convenience and necessity require the Town of Mooresville to establish a Municipally owned utility and thereafter construct or acquire utility assets and facilities be approved at this same meeting in which it is introduced. Mark Mathis seconded the motion. Motion carried 5-0.

A motion was made by Councilwoman Perry to approve Ordinance 12, 2012. Councilman Cook made a second to the motion. Motion carried 5-0.

Council President Watkins announced this was the extent of conversation today in regards to this matter. He announced the phone line especially for council messages as being 831-0697 and will be ready on August 15, 2012. He also announced an e-mail for comments; [mooresvilletowncouncil@gmail.com](mailto:mooresvilletowncouncil@gmail.com). Council took a two minute break at this time.

Dean Mayfield, Mayfield Insurance Company, provided the council with a report on the health insurance and quotes submitted for the year beginning September 1, 2012. The report showed this was not a good year for the town. This was the worst year in claims. The report was for ten months and showed \$638,000 saved in network discounts, \$42,000 in coordinated benefits, \$340,883.71 due back to town for over the cap reimbursements and drugs at about \$266,928.74 which is about the same as every year. Mr. Mayfield had a packet on the Obama Care law which changes constantly. He listed some things the Town could do to save some money: 1. We have no deductible, possibly need a \$500 deductible per person on the plan. 2. Not allow spouses on the plan. 3. Change how much employees pay. 4. Change the co insurance to 90/10 to \$30,000 or to 80/20. If we change it will change our grandfather status. Mr. Mayfield's recommendation was to renew with HCC with \$500 deductible per person instituted on January 1, 2013. Councilman Cook was not in favor of the \$500 deductible due to the fact the employees do not get a raise in pay. Councilman Langley thinks the \$500 deductible was like a user fee, if the employees do not use it they won't be paying just the employees that do use it making it fairer. A motion was made to approve HCC for renewal and the \$500 deductible per person as recommended by Dean Mayfield. Councilman Mathis made the second. Motion carried 5-0. Obama Care information will go to all employees eventually because of the 2014 changes.

Legal: A motion was made by Councilman Langley with a second by Councilman Mathis to approve signing off on Banning Engineering forms, an order with Department of Natural Resources. Motion carried 5-0.

A motion was made by Councilman Mathis with a second by Councilwoman Perry to approve Council President Watkins as signatory on the Chamber of Commerce lease. Motion carried 5-0.


A motion was made by Councilman Langley with a second by Councilman Cook to approve Council President Watkins as signatory for a right of way easement to the cemetery beside the Ballard property and the right to keep up the maintenance. Motion carried 5-0.

There were no claims for this meeting.

There being no further business to come before the council at this time, a motion was made to adjourn the meeting by Councilman Langley with a second by Councilman Mathis. Motion carried 5-0.

  
George Watkins, Council President

ATTEST:

  
Sandra R. Perry, Clerk-Treasurer