



# **APRIL 20, 2023 TOWN COUNCIL REGULAR MEETING**

Thursday, April 20, 2023 at 7:00 PM

Council Chambers – Bristol Municipal Complex and Via Zoom

## **AGENDA**

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This meeting can be accessed via Zoom. Virtual attendance for the public is encouraged however, the Bristol Municipal Complex is open for in-person participation.

### **JOIN ZOOM MEETING**

**<https://us02web.zoom.us/j/2011667863?pwd=ZkJK2ZMcTZGNHBCaW9adUgvdUtYZz09>**

**Dial in to 312-626-6799 / Meeting ID: 201 166 7863 /Passcode: 1czEDo**

**Call in any time after 6:30 / meeting will begin at 7:00PM**

- 1. CALL MEETING TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. APPROVAL OF AGENDA**
- 5. APPROVAL OF INVOICES**
- 6. APPROVAL OF MINUTES**
  - a. Amended minutes March 16, 2023
  - [b.](#) April 6, 2023 Meeting Minutes
- 7. PRIVILEGE OF THE FLOOR (AKA Public Comment)**
  - a. Please state your name and address
- 8. PLANNING AND DEVELOPMENT ITEMS**

### **REPORTS**

- 9. TOWN MANAGER**
  - [a.](#) Review JPR recommendation from bids opened and award project.
  - b. Council acknowledges that they have received a copy of the April 15 DLGF TIF Management Report
- 10. CLERK-TREASURER**
- 11. TOWN MARSHAL**

- [a.](#) BPD March Operations Report
- [b.](#) BPD Call Report
- [c.](#) Code Enforcement Dashboard
- [d.](#) 2023 Byrne JAG grant award

**12. FIRE CHIEF**

- [a.](#) BFD Operations Report

**13. PARK BOARD**

**14. TOWN ATTORNEY**

- [a.](#) Resolution to allow use of Just Compensation to acquire right of way easements for water and wastewater infrastructure improvements.
- [b.](#) First reading Ordinance 5-4-2023-8 Construction standards to include cross connection and backflow prevention
- [c.](#) Amend construction standards to address cross connections and backflow prevention devices.

**15. NEW BUSINESS**

**16. UNFINISHED BUSINESS**

- [a.](#) List of unfinished business items: INDOT utility box wrap and the sale of surplus equipment (2002 F-350 dump truck with snowplow and salt box insert)

**17. TOWN COUNCIL DISCUSSION ITEMS**

- [a.](#) Andrew Medford
- [b.](#) Cathy Burke
- [c.](#) Gregg Tuholski
- [d.](#) Jeff Beachy
- [e.](#) Doug DeSmith

**NEXT MEETINGS:**

**18. MOTION TO ADJOURN**



# APRIL 6, 2023 TOWN COUNCIL REGULAR MEETING

Thursday, April 06, 2023 at 7:00 PM

Council Chambers – Bristol Municipal Complex and Via Zoom

## MINUTES

**The meeting was called to order** by Council President Jeff Beachy at 7:07pm.

**The Pledge of Allegiance** was led by Town Manager Mike Yoder.

**Roll Call:** Doug DeSmith, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy, Legal Counsel Alex Bowman, Clerk-Treasurer Cathy Antonelli, Town Manager Mike Yoder, via zoom Fire Chief Nik Kantz.

### APPROVAL OF AGENDA

agenda corrections: per Alex Bowman - regarding 11. Town Attorney letter a) should read 2nd reading 4-6-2023-4 instead of 2013-4 and then a procedural matter regarding item 10b. identified as 6-20-23-6, the minutes from the last meeting should be amended to reflect that was a first reading and that tonight will be the second reading and can then be approved without having to suspend the rules. The Agenda will stand as corrected.

### APPROVAL OF INVOICES

- **Motion to approve the previous months invoices** made by Cathy Burke, Seconded by Gregg Tuholski.

Voting Yea: Doug DeSmith, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy.

**Motion carries.**

### APPROVAL OF MINUTES

- **Motion to approve the previous month's minutes as amended** made by Cathy Burke, Seconded by Doug DeSmith. Voting Yea: Doug DeSmith, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy. **Motion carries.**

### PRIVILEGE OF THE FLOOR (AKA Public Comment)

Bill Zimmerman of 54590 Colonial Ridge Dr in Bristol, also property owner of 1108 S Division St.

Asked if Council has any plans for new acquisition of property or residential growth for the Town. Discussion followed.

**PLANNING AND DEVELOPMENT ITEMS** - no items this evening.

### REPORTS:

#### TOWN MANAGER

Ember RV CF-1 Real Property and Ember RV CF-a Personal Property. Currently meeting their agreement, with recommendations to approve the CF-1s.

**Motion to accept the CF-1's for Ember RV** made by Andrew Medford, Seconded by Doug DeSmith.

Voting Yea: Doug DeSmith, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy. **Motion carries.**

**Town Manager report**

- Kaitlyn wage increase \$.75/hour requested due to job duties, this is included in the salary Ordinance amendment to come.
- Our recodification project is still moving along, about mid-way through
- update sign ordinance to reflect current LED usage to come
- MS-4 (stormwater) Ordinance is about 20 years old, need to updated later this summer, and add a section for FINES.
- Inter-departmental phone system changing from comcast/8x8 to Teledata
- RV Transport lot on Depot Street, does not meet current zoning standards and are not in compliance, we will continue to offer to purchase 10 acres from them.
- new RR crossing at Stonemont going well. opening bids at this month's work session.
- INDOT row work, stakes in town waiting to see whats happening and what the impact will be. Possible concerns with reestablishing drainage
- waiting to hear about our CCMG application
- May 3, 11:00 ADEC Biz leader's luncheon
- Fire Dept funding-trying to free up contract cost from the general fund. May never have been any fire dept tax rates in Bristol. Meeting with Baker Tilly, Fire Chief Nik Kantz and Fire Dept Board President. Option to move from general fund and create a fire territory with Township and the Town. Implement in 2025 / strategic with 2024 budget. (using EDIT \$\$)
- NIPSCO substation is moving forward, planned construction time still 2025 . JPR working for the town. Pete Leatherman and Abby Thomas to aid in the project. connecting nipsco and aep

**Permission to sell surplus equipment:** 2002 F-350 dump truck with snowplow and salt box insert. VIN # 1FDWF37F72EA69712

- Motion made by Andrew Medford, Seconded by Doug DeSmith. Voting Yea: Doug DeSmith, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy.

Mike Yoder recommends **approval of the Baker Tilly Scope of Services to support the fire department funding.**

- Motion made by Jeff Beachy, Seconded by Andrew Medford. Voting Yea: Doug DeSmith, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy. **Motion carries.**

#### CLERK-TREASURER

- **Motion to approve the first reading of amended Salary Ordinance No. 4-6-2023-7** made by Cathy Burke, Seconded by Gregg Tuholski. Voting Yea: Doug DeSmtih, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy.
- **Motion to suspend the rules** in order to have the second reading made by CathyBurke, Seconded by Doug DeSmth. Voting Yea: Doug DeSmtih, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy.
- **Motion to approve on second reading the amended Salary Ordinance No. 4-6-2023-7** made by Gregg Tuholski, Seconded by Andrew Medford. Voting Yea: Doug DeSmtih, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy. **Motion carries.**

#### **Ordinance No. 4-6-2023-6 additional appropriations \$207,478.21**

- public hearing needed / This will be the second reading, pursuant to the amendment described earlier. Public hearing opened at 7:43 pm. No public comment during the public hearing. Public hearing closed.

- **Second reading and final vote on Ordinance No. 4-6-2023-6.** Motion made by Jeff Beachy, Seconded by Andrew Medford. Voting Yea: Doug DeSmith, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy. **Motion carries.**

#### **First reading of Additional Appropriation Ordinance No. 5-6-2023-8 \$70,569.08**

This appropriation covers the previously mentioned expenditure reimbursements from the GGT allocation area (TIF #171) Fund 2565 in the amount of \$16,774.08 and new police officer salary of \$53,825.00 from the Public Safety LIT Fund 2240.

- Motion made by Cathy Burke, Seconded by Andrew Medford. Voting Yea: Doug DeSmith, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy. **Motion carries.**

#### **TOWN ATTORNEY**

##### **Second reading Ordinance 4-6-2023-4** traffic control measure at Blakesly and Commerce

- Motion made by Cathy Burke, Seconded by Doug DeSmith. Voting Yea: Doug DeSmith, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy. This goes into effect as soon as the signs are placed.

##### **Second reading Ordinance No. 4-6-2023-5** - Approving Amendment to Chapter 94 - Animals of the Town of Bristol Indiana Code of Ordinances

- Motion made by Andrew Medford, Seconded by Gregg Tuholski. Voting Yea: Doug DeSmith, Andrew Medford, Gregg Tuholski, Jeff Beachy. Voting Nay: Cathy Burke. **Motion carries.**

#### **NEW BUSINESS**

- Leaf collection will begin on April 17 - 21, 2023 for residents.
- The brush collection will begin on April 20. Brush collection happens every 3rd Thursday of each month.
- The Oak Ridge Cemetery spring clean-up is in April. Please remove all decorations/flowers by April 1st. Items can be put back on May 1st.

#### **UNFINISHED BUSINESS** - no items

#### **TOWN COUNCIL DISCUSSION ITEMS** – no items this evening

#### **NEXT MEETINGS:**

##### **April 18, 2023, Council work session**

- \* RR Crossing bid opening
- \* Commonwealth Engineering review wastewater plant upgrade
- \* JPR review water infrastructure project
- \* Baker Tilley utility rate increase discussion

##### **April 20, 2023, Council meeting**

- \* Award RR Crossing contract

#### **MOTION TO ADJOURN**

- Motion made by Andrew Medford, Seconded by Cathy Burke. Voting Yea: Doug DeSmith, Andrew Medford, Cathy Burke, Gregg Tuholski, Jeff Beachy.

April 19, 2023

Bristol Town Council  
303 E. Vistula Street  
Bristol, IN 4650

**RE: ROADWAY EXTENSION TO RAILROAD CROSSING AND RAILROAD  
COORDINATION CONSTRUCTION**

This follows JPR's thorough review of the Bid Packages received by the Town for the subject project. Bid Packages were submitted by Niblock Excavating, Inc., and C & E Excavating, Inc.

During the review, it was determined that the Base Bid totals as read aloud at the Town Council Work Session on April 18, 2023, are accurate with no errors found in Table 1.

Base Bid Results are as follows:

Table 1	
Base Bid Results	
Contractor	Base Bid
Niblock Excavating	\$459,743.00
C&E Excavating	\$851,801.00

All submitted Bid Packages include all required documentation and are deemed responsive.

As Engineer of Record for the Project, it is therefore recommended that the Bristol Town Council award the subject project to Niblock Excavating, Inc., as the lowest "responsive" and "responsible" bidder.

Sincerely,



Mark E. Wilson, P. E.  
Senior Staff Engineer

G:\2021 Projects\2021-0113 Bristol\Bidding\2023-04-19 Base Bid Results.docx



TOWN OF BRISTOL, INDIANA  
ROADWAY EXTENSION TO RAILROAD CROSSING  
and RAILROAD COORDINATION CONSTRUCTION  
JPR PROJECT 2021-0113:211  
BID TABULATION

Item No.	Estimated Quantity	Unit	Description	ENGINEER'S ESTIMATE		NIBLOCK EXCAVATING, INC.		C&E EXCAVTING, INC.	
				Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
1	1	LS	Mobilization and Demobilization	\$33,200.00	\$33,200.00	\$39,500.00	\$39,500.00	\$80,000.00	\$80,000.00
2	1	LS	Clearing & Grubbing	\$80,000.00	\$80,000.00	\$8,500.00	\$8,500.00	\$18,500.00	\$18,500.00
3	1	LS	Site Grading	\$120,000.00	\$120,000.00	\$57,500.00	\$57,500.00	\$216,565.00	\$216,565.00
4	1	LS	Construction Engineering	\$20,000.00	\$20,000.00	\$5,500.00	\$5,500.00	\$10,500.00	\$10,500.00
5	1	LS	Railroad Coordination	\$25,000.00	\$25,000.00	\$8,500.00	\$8,500.00	\$50,000.00	\$50,000.00
6	132	LFT	Type III-B Barricade	\$20.00	\$2,640.00	\$35.00	\$4,620.00	\$22.00	\$2,904.00
7	3	EA	Road Closure Sign Assembly	\$350.00	\$1,050.00	\$600.00	\$1,800.00	\$350.00	\$1,050.00
8	48	LFT	Temporary Concrete Barrier	\$40.00	\$1,920.00	\$50.00	\$2,400.00	\$239.00	\$11,472.00
9	2,875	SYS	HMA Pavement Removal	\$5.00	\$14,375.00	\$6.00	\$17,250.00	\$12.00	\$34,500.00
10	140	LFT	24 IN E 80 Rated CMP Culvert Pipe	\$70.00	\$9,800.00	\$80.00	\$11,200.00	\$185.00	\$25,900.00
11	4	EA	Metal End Section for 24 IN CMP Pipe	\$700.00	\$2,800.00	\$950.00	\$3,800.00	\$2,450.00	\$9,800.00
12	24	SYS	Revetment Riprap, 18 IN Thick	\$50.00	\$1,200.00	\$82.50	\$1,980.00	\$180.00	\$4,320.00
13	24	SYS	Geotextiles for Riprap	\$10.00	\$240.00	\$7.50	\$180.00	\$74.00	\$1,776.00
14	110	LFT	Remove Guardrail and Salvage to Town	\$5.00	\$550.00	\$32.50	\$3,575.00	\$45.00	\$4,950.00
15	20	LFT	20 IN Standard Concrete Curb, 6 IN Reveal	\$40.00	\$800.00	\$57.50	\$1,150.00	\$78.00	\$1,560.00
16	370.5	LFT	Concrete Barrier Curb & Gutter, 2 FT Wide, 6 IN Reveal	\$40.00	\$14,820.00	\$32.50	\$12,041.25	\$78.00	\$28,899.00
17	213.5	LFT	Concrete Barrier Median Curb, 4 FT Wide, 6 IN Reveal	\$80.00	\$17,080.00	\$100.00	\$21,350.00	\$120.00	\$25,620.00
18	2,300	TONS	Compacted Aggregate Base, Size No. 53	\$65.00	\$149,500.00	\$35.00	\$80,500.00	\$30.50	\$70,150.00
19	520	TONS	HMA Base, Type B	\$110.00	\$57,200.00	\$90.00	\$46,800.00	\$145.00	\$75,400.00
20	440	TONS	HMA Intermediate, Type B	\$150.00	\$66,000.00	\$97.50	\$42,900.00	\$107.00	\$47,080.00
21	260	TONS	HMA Surface, Type B	\$120.00	\$31,200.00	\$130.00	\$33,800.00	\$144.00	\$37,440.00
22	2,870	SYS	Tack Coat	\$1.00	\$2,870.00	\$0.35	\$1,004.50	\$0.45	\$1,291.50
23	10,200	SYS	Mulched Seeding, Type "R"	\$1.00	\$10,200.00	\$1.00	\$10,200.00	\$4.50	\$45,900.00
24	1,920	LFT	Line, Thermoplastic, 4 IN, White	\$3.00	\$5,760.00	\$1.65	\$3,168.00	\$0.95	\$1,824.00
25	1,940	LFT	Line, Thermoplastic, 4 IN, Yellow	\$3.00	\$5,820.00	\$1.65	\$3,201.00	\$0.95	\$1,843.00
26	24	LFT	Line, Thermoplastic, 24 IN, Stop Bar	\$15.00	\$360.00	\$32.50	\$780.00	\$15.00	\$360.00
27	2	EA	Pavement Message Marking, Thermoplastic, RXR	\$500.00	\$1,000.00	\$1,050.00	\$2,100.00	\$825.00	\$1,650.00
28	29.5	SFT	Sheet Sign with Legend, Reflective, 0.1 IN	\$30.00	\$885.00	\$52.50	\$1,548.75	\$86.00	\$2,537.00
29	36	LFT	Sign Post, Square Steel, Type 1	\$15.00	\$540.00	\$47.50	\$1,710.00	\$80.00	\$2,880.00
30	40	LFT	Sign Post, 2 # /FT U-Channel, Galvanized Steel	\$12.00	\$480.00	\$45.00	\$1,800.00	\$81.00	\$3,240.00
31	1	LFT	Adjust Air Release Structure Casting to Grade, Max 12 IN Riser Rings	\$500.00	\$500.00	\$800.00	\$800.00	\$2,250.00	\$2,250.00
32	2,530	LFT	Silt Fence	\$3.00	\$7,590.00	\$2.65	\$6,704.50	\$2.15	\$5,439.50
33	10,200	SYS	Turf Matting	\$1.00	\$10,200.00	\$1.90	\$19,380.00	\$2.25	\$22,950.00
34	10	EA	Remove Roadway Sign & Post and Salvage to Town	\$50.00	\$500.00	\$250.00	\$2,500.00	\$125.00	\$1,250.00
Bid Total					\$696,080.00	Bid Total	\$459,743.00	Bid Total	\$851,801.00
Bid Summary Form						Y		Y	
Itemized Proposal						Y		Y	
Acknowledgement of Addenda						Y		Y	
Non-Collusion Affidavit						Y		Y	
Bid Bond						Y		Y	
Form 96						Y		Y	
Schedule						Y		Y	
Financial Statements						Y		Y	
Power of Attorney Certificate						Y		Y	

**Bristol Police Department**  
**March 2023**

<b>Traffic Enforcement:</b>	Citations:	54
	Warnings:	37
<b>Calls for Service:</b>		376
<b>Calls:</b>		272
<b>Vehicle Crashes:</b>	Property Damage:	9
	Personal Injury:	1
	Fatal:	0
	Leaving Scene:	2
<b>Criminal Enforcement:</b>	Cases Taken:	47
	Cases closed by arrest:	6
	OWI:	0
	Felony:	1
<b>Junk &amp; Abandoned Vehicles:</b>	Poss. Drugs and/or Paraphernalia:	3
	Tagged:	20
	Fixed or Removed:	20
<b>Impounded Vehicles:</b>		8
<b>Miles Driven:</b>		12,301

**Criminal Enforcement:** March brought us several investigations, having investigated 47 cases and 6 of those cases were closed by immediate arrest. Five thefts, 2 possession of marijuana, 1 possession of paraphernalia, 3 burglaries, 2 domestic, 1 resisting law enforcement, 1 harassment, 1 Felony OWI, 1 runaway and 4 warrant arrests. We continue to investigate several cases from this and previous months. As always, we wish to remind everyone that there are still many scams or attempts. Always know who you are dealing with and never give out pertinent information over the phone.



**Traffic Enforcement:** In March officers investigated 12 vehicle crashes of these 1 resulted in personal injury and 2 leaving the scene. Officers issued 54 traffic citations, addressing speed, signal and sign violations. There were 10 of our citations that were for driving while license suspended or never receiving a license. They also issued 37 written warning tickets. As always, please drive defensively and never text and drive. Always wear safety restraints properly – **THEY DO SAVE LIVES.**

Please report any suspicious activity when you see it. Our continued work together can only make our community better and safer. Our thanks to all for your continued support and cooperation.

*Together we can make a better community*

Respectfully,  
Michael W. Albin, Marshal

# Elkhart County Public Safety Communications Center

## Number Of Calls Report by Department

Section 11, Item b.

First Date: 03/01/2023

Jurisdiction: ECC

Last Date: 03/31/2023

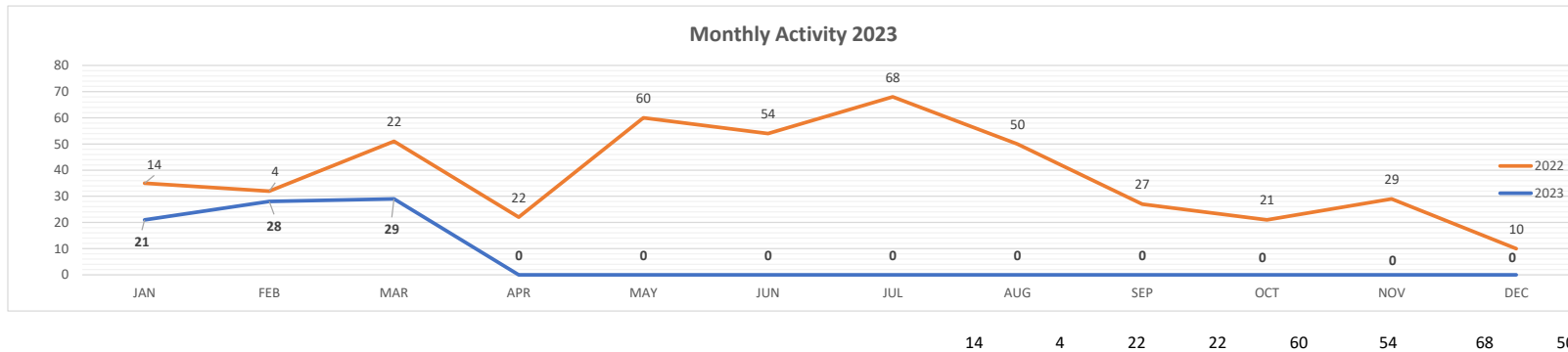
Department		Number
1	4	272
Total:		272

## Code Enforcement Dashboard 2023

Section 11, Item c.

Measure	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	Current 2023	2022	Warning Issued	Notice Issued	Parking Citation	Impound	Violation Corrected	Unfounded	Open
Scoring Value																					
Abandoned & Junk Vehicles (Property)	6	2	0	0	0	0	0	0	0	0	0	0	8	51	8	0	0	0	5	1	2
Abandoned & Junk Vehicles (Street)	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Animals	1	1	1	0	0	0	0	0	0	0	0	0	3	16	3	0	0	0	2	0	0
Bicycles & foot scooters	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Golf Carts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
High Grass	0	0	0	0	0	0	0	0	0	0	0	0	0	101	0	0	0	0	0	0	0
Illegal Parking	10	1	20	0	0	0	0	0	0	0	0	0	31	121	31	0	0	0	23	0	7
Improper disposal of trash	0	0	0	0	0	0	0	0	0	0	0	0	0	2	0	0	0	0	0	0	0
Litter & Dumping	0	18	1	0	0	0	0	0	0	0	0	0	19	4	19	0	0	0	17	2	0
Loud Noise or disturbing the peace	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0
Nuisance issues	1	1	1	0	0	0	0	0	0	0	0	0	3	20	3	0	0	0	2	0	1
Snowmobiles	0	0	1	0	0	0	0	0	0	0	0	0	1	0	1	0	0	0	0	0	1
Snow and Ice from sidewalk	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Signs and devices	0	1	0	0	0	0	0	0	0	0	0	0	1	3	1	0	0	0	1	0	0
Trash on property	0	1	1	0	0	0	0	0	0	0	0	0	2	19	3	0	0	0	1	0	1
Trees & Bushes	0	0	2	0	0	0	0	0	0	0	0	0	2	10	2	0	0	0	2	0	0
Weeds & Rank Vegetation	0	0	0	0	0	0	0	0	0	0	0	0	0	19	0	0	0	0	0	0	0
Vehicles for sale on grass	1	0	0	0	0	0	0	0	0	0	0	0	1	4	1	0	0	0	1	0	0
Other	2	3	2	0	0	0	0	0	0	0	0	0	7	10	6	0	0	0	7	0	0
<b>TOTAL</b>	<b>21</b>	<b>28</b>	<b>29</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>78</b>	<b>381</b>	<b>78</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>61</b>	<b>3</b>	<b>12</b>

Citizens' complaints	2	4	5	0	0	0	0	0	0	0	0	0	11
Code enforcement officer	19	24	24	0	0	0	0	0	0	0	0	0	67





# BRISTOL FIRE DEPARTMENT

405 E. ELKHART STREET  
BRISTOL, IN. 46507  
Office 1-574-848-4155 / Fax 1-574-848-0459



Section 12, Item a.

Nicholas J. A. Kantz Fire Chief

James A. Hanes Jr. Assistant Chief

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## **April 2023 Operations Report:**

**We responded to 144 emergency calls in March.**

**Consisting of**

**1 Structure fire, 17 Misc. Assistance Calls, 8 Fire Alarms, 3 Trash Fires, 4 Electrical Emergencies, 1 Carbon Monoxide Emergency, 93 Ambulance calls, 16 Motor Vehicle Crashes, 1 Snake Removal**

**622 Responses for March**

## **Staffing:**

We are currently short 1 Fulltime Firefighter/EMT but are currently filling that position with parttime staff.

## **Additional:**

With the weather getting warmer we want to remind our community, if you are going to be burning, please make sure you are burning only organic materials. You CANNOT burn trash, dimensional lumber, plastic, etc....

Also make sure the weather is appropriate to be burning. If you have any questions, you can contact the fire department.

**Thank you,  
Nicholas J.A. Kantz  
Fire Chief**

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF BRISTOL,  
INDIANA APPROVING THE METHOD FOR THE DETERMINATION OF JUST  
COMPENSATION

WHEREAS, the Town of Bristol, Indiana (the “Town”) is a duly formed municipal corporation within the State of Indiana governed by its duly elected Town Council (the “Council”); and

WHEREAS, the Town is in the design and preconstruction process for the expansion and improvement of the Town’s water supply and wastewater infrastructure systems (collectively the “Project”); and

WHEREAS, the Town must obtain fee simple title and easements in real property (the “Real Property”) to build, locate, and support various equipment for the Project, including but not limited to, water pump stations, lateral lines, water mains, lift stations, and associated components (collectively the “Facilities”); and

WHEREAS, the Town has the authority to make the determination for just compensation for the acquisition of real property either (i) estimated to be Ten Thousand Dollars (\$10,000.00) or less or (ii) estimated to be more than Ten Thousand Dollars (\$10,000.00) but not more than Twenty-Five Thousand Dollars (\$25,000.00), if the Town offers the property owner the option of having the Town appraise the property; and

WHEREAS, the Town, through its advisors, will offer property owners the option of having the Town appraise their property when the property to be acquired is anticipated to be more than Ten Thousand Dollars (\$10,000.00) but not more than Twenty-Five Thousand Dollars (\$25,000.00); and

WHEREAS, the Town, by its Council, desires to authorize its advisor, David J. Myers, Principal-Broker, Myers Trust Real Estate (the “Valuation Advisor”) to prepare and present the Town with waiver valuations (“Waiver Valuations”) and for the Town’s advisor, Jones Petrie Rafinski (“JPR”), to review establish and just compensation, taking into account the value of allowable damages or benefits to any remaining property, and for JPR to negotiate the acquisition of Real Property to support the Facilities; and

WHEREAS, the Town, by its Council, desires to follow all applicable procedures under IC 36-1-10.5, *et seq.*, 49 CFR 24, *et seq.*, and 42 USC § 4651, *et seq.*, with regard to the acquisition and valuation of the Real Property.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Bristol, Indiana, as follows:

- Section 1.
- The Council hereby approves and authorizes the method for determining just compensation to be prepared by the Valuation Advisor and JPR.

Section 2. The Council hereby authorizes JPR, following the review of the Waiver Valuations, to establish just compensation and negotiate the acquisition of the Real Property consistent with the recitals contained herein, in each case for presentation to and consideration by the Council.

Section 3. This Resolution shall be in full force and effect upon its adoption by the Council.

\* \* \* \* \*

RESOLVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.

TOWN COUNCIL OF THE  
TOWN OF BRISTOL, INDIANA

\_\_\_\_\_  
Jeff Beachy, President

\_\_\_\_\_  
Cathy Burke

\_\_\_\_\_  
Andrew Medford

\_\_\_\_\_  
Gregg Tuholski

\_\_\_\_\_  
Doug DeSmith

ATTEST:

\_\_\_\_\_  
Cathy Antonelli, Clerk-Treasurer



ORDINANCE NO. 5-4-2023-8

AN ORDINANCE OF THE TOWN COUNCIL OF THE  
TOWN OF BRISTOL, INDIANA AMENDING CHAPTER 51: WATERWORKS OF THE  
TOWN OF BRISTOL, INDIANA CODE OF ORDINANCES

WHEREAS, the Town of Bristol, Indiana (the “Town”) is a duly formed municipal corporation within the State of Indiana governed by its duly elected Town Council (the “Council”); and

WHEREAS, Chapter 51 of the Code of Ordinances for the Town (the “Code”) sets forth certain regulations governing waterworks within the geographical boundaries of the Town; and

WHEREAS, 675 Indiana Administrative Code, Article 16, Rule 1.4, of the Indiana Plumbing Code, as adopted by the Indiana Fire Prevention and Building Safety Commission, requires protection of the public water supply from contaminants due to backflow through connections to fire protection and standpipe systems; and

WHEREAS, the Indiana Department of Environmental Management authorizes the maintenance of a continuing program of cross-connection control which will systematically and effectively prevent the contamination of all potable water systems; and

WHEREAS, the Council is desirous of adopting this Ordinance so as to amend Chapter 51 of the Code to establish new regulations and obligations regarding a continuing program of cross-connection control systems within the Town.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Bristol, Indiana, meeting in regular session, as follows:

- Section 1.     The foregoing Recitals are fully incorporated herein by this reference.
- Section 2.     As of the effective date of this Ordinance, Chapter 51 of the Code shall be amended to include the new Section 51.13 in accordance with Exhibit A attached hereto and incorporated herein.
- Section 3.     The remaining portions of Chapter 51 of the Code are not affected by this Ordinance and shall remain in full force and effect.
- Section 4.     All prior ordinances or parts thereof inconsistent with any provision of this Ordinance are hereby repealed, to the extent of such inconsistency only, as of the effective date of this Ordinance, such repeal to have prospective effect only.
- Section 5.     If any portion on this Ordinance is for any reason declared to be invalid by a court of competent jurisdiction, such decision shall not affect the validity

of the remaining portions of this Ordinance so long as enforcement of the same can be given the same effect.

Section 6.

This Ordinance shall be in full force and effect in accordance with Indiana Law, upon passage of any applicable waiting periods, all as provided by the laws of the State of Indiana. All acts pursuant to the adoption of this Ordinance are hereby ratified.

\* \* \* \* \*

ADOPTED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.

TOWN COUNCIL OF THE  
TOWN OF BRISTOL, INDIANA

\_\_\_\_\_  
Jeff Beachy, President

\_\_\_\_\_  
Cathy Burke

\_\_\_\_\_  
Andrew Medford

\_\_\_\_\_  
Gregg Tuholski

\_\_\_\_\_  
Doug DeSmith

ATTEST:

\_\_\_\_\_  
Cathy Antonelli, Clerk-Treasurer

**51.13 CROSS CONNECTION CONTROL AND BACKFLOW PREVENTION.**

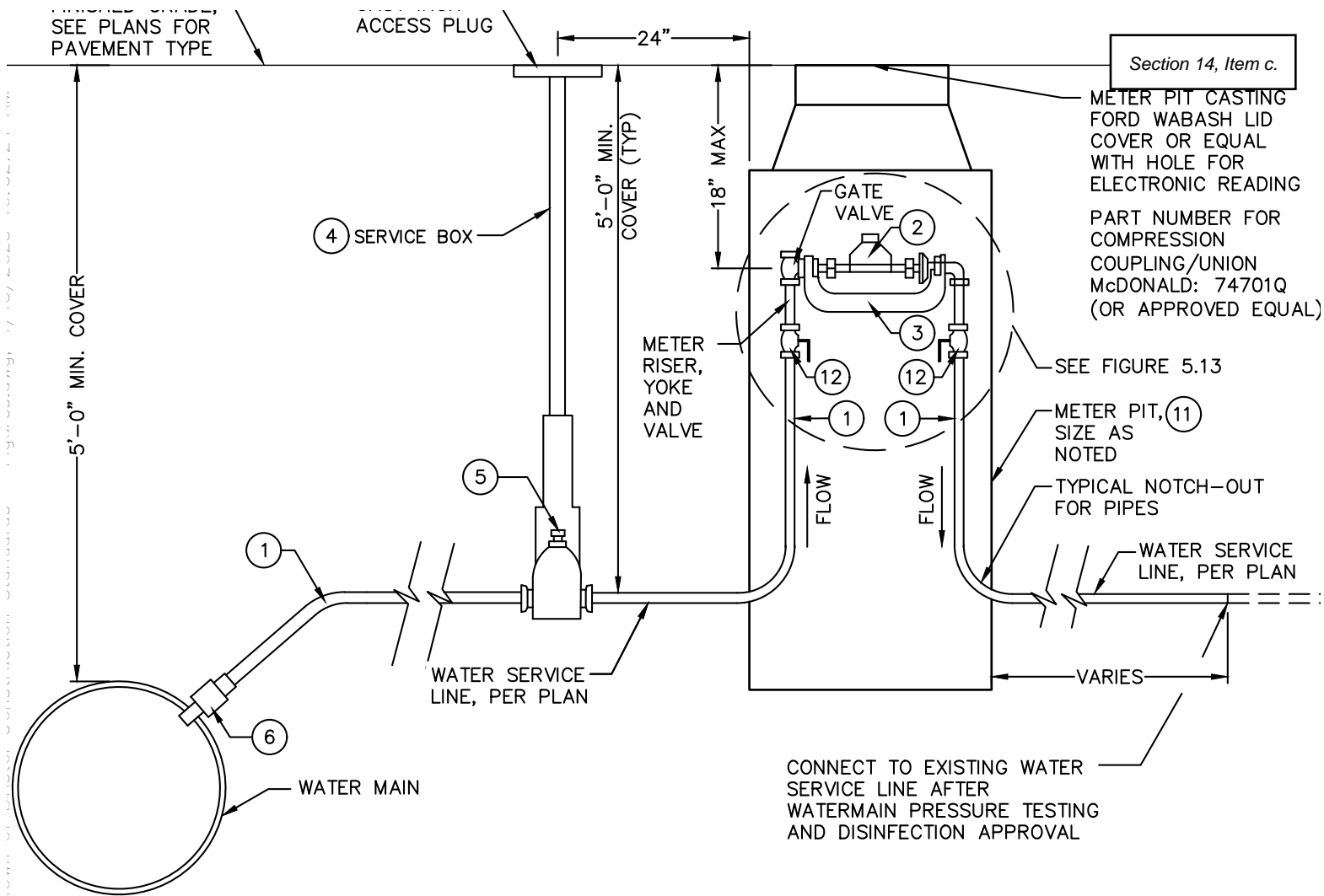
- (A) The regulations located at 327 IAC 8-10 et seq. entitled “Cross Connections; Control; Operation,” as amended or replaced from time to time as promulgated by the Indiana Department of Environmental Management and 675 IAC 16-1.3 et seq. entitled “Indiana Plumbing Code, 2012 Edition,” as amended or replaced from time to time as promulgated by the Indiana Fire Prevention and Building Safety Commission are hereby incorporated and adopted by reference as part of this Ordinance. One copy of these regulations shall be on file with the Town of Bristol Water Works.
- (B) No person, firm, or corporation shall establish or permit to be established or maintain or permit to be maintained any cross connection. No interconnection shall be established whereby potable water from a private, auxiliary, or emergency water supply other than the regular public water supply of the Town of Bristol may enter the supply or distribution system of the Town, unless such private, auxiliary, or emergency water supply and the method of connection and use of such supply shall have been approved by Town of Bristol Water Works and by the Indiana Department of Environmental Management in accordance with 327 IAC 8-10. A cross connection shall be defined as any physical connection or arrangement between two otherwise separate systems, one of which contains potable water from the Town of Bristol water system, and the other, water from a private source, water of unknown or questionable safety, or steam, gases, or chemicals, whereby there may be a flow from one system to the other, the direction of flow depending on the pressure differential between the two systems.
- (C) It shall be the duty of Town of Bristol Water Works to cause inspections to be made of all properties served by the public water system where cross connections with the public water system is deemed possible. The frequency of inspections and re-inspections based on potential health hazards involved shall be established by the Town of Bristol Water Works.
- (D) Upon presentation of credentials, a representative of the Town of Bristol Water Works shall have the right to request entry at any reasonable time to examine the property served by a connection to the public water system of the Town of Bristol for cross connections. On request, the owner, lessee, or occupant of any property so served shall furnish to the inspection agency any pertinent information regarding the piping system or systems on such property. The refusal of access or refusal of requested pertinent information shall be deemed evidence of the presence of cross connections.
- (E) The Town of Bristol Water Works is hereby authorized and directed to discontinue water service to any property wherein any connection in violation of this Ordinance exists, and to take such precautionary measures deemed necessary to eliminate any danger of contamination of the public water system. Water service shall be discontinued only after ten (10) days’ written notice is served on the owner, lessee,

or occupants of the property or premises where a violation is found or suspected to exist. Water service to such property shall not be restored under the violation(s) have been eliminated in compliance with the provisions of this Ordinance.

- (F) If it is deemed by the Town of Bristol Water Works that a cross connection or an emergency endangers public health, safety, or welfare and requires immediate action, and a written finding to that effect is filed with the clerk-treasurer of the Town of Bristol and delivered to the consumer's premises, service may be immediately discontinued. The consumer shall have an opportunity for hearing before the Town Council of the Town of Bristol, or its designated hearing officer, of such emergency discontinuance.
- (G) All consumers using toxic or hazardous liquids, all hospitals, mortuaries, wastewater treatment plants, laboratories, and all other hazardous users install and maintain a reduced pressure principal backflow preventer in the main water line serving each building on the premises. The backflow preventer must be installed in an easily accessible location not subject to flooding or freezing.
- (H) As a condition of new or continued water service, an approved reduced-pressure-principle backflow preventer shall be installed and maintained by the consumer, at the consumer's own expense, in the principal water line servicing each connection to the Town of Bristol water system. In the discretion of the Director, a double-check valve backflow preventer installed previous to the adoption of this Ordinance may be used in lieu of a reduced-pressure-principle backflow preventer. In the event the Director determines that increased risk or hazard exists to the Town of Bristol water system at a connection where a double-check valve backflow preventer was originally allowed to be utilized pursuant to this section, the Director may require the replacement of the double-check valve backflow preventer with a reduced-pressure-principle backflow preventer.
- (I) The backflow preventer used must be an approved assembly as found on the List of Approved Backflow Prevention Assemblies published by the University of Southern California Foundation for Cross Connection Control and Hydraulic Research, which list is available for inspection at the Town of Bristol Water Works. The backflow preventer must be installed in an easily accessible location not subject to flooding or freezing.
- (J) As a condition of continued service, all consumers shall arrange for the inspection of all cross connection and backflow preventer control assemblies by an inspector registered by the Indiana Department of Environmental Management. These inspections shall occur at time intervals specified in 327 IAC 8-10-8(b), as amended, or as otherwise required by any applicable statute, regulation, or ordinance. Completed test reports shall be submitted to the Town of Bristol Water Works by the consumer within thirty (30) days after the consumer's receipt of the test reports. Tests and inspections may be required on a more frequent basis at the discretion of the Director.

- (K) This Ordinance does not supersede the Indiana Plumbing Code as amended or replaced from time to time, the IDEM Rule 327 IAC 8-10 as amended or replaced from time to time, or any plumbing ordinances, sewer use ordinances, or other ordinances currently in force and effect in the Town of Bristol, but rather is supplementary to such. In the event of any conflict with this Ordinance, the requirements which are stricter and more protective of the public health and safety shall control.

\* \* \* \* \*



## WATER SERVICE CONNECTION WITH METER PIT

NOT TO SCALE

**NOTES:**

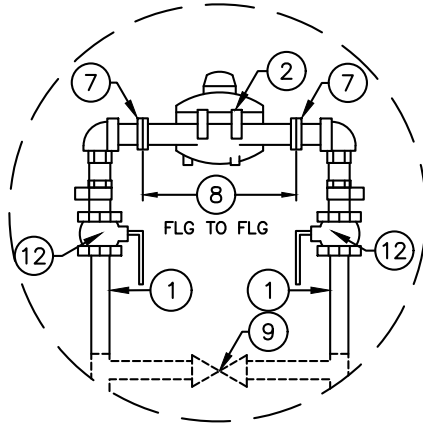
1. TOWN OF BRISTOL WATER DEPARTMENT SHALL SUPPLY METERS FOR INSTALLATION BY CONTRACTOR.
2. TOWN OF BRISTOL WATER DEPARTMENT SHALL SUPPLY ANTENNA ELECTRONIC METER READING TO BE INSTALLED IN METER PIT. ANTENNA SHALL BE ALIGNED WITH HOLE IN MANHOLE LID.
3. HOLE IN MANHOLE LID FOR ELECTRONIC METER READING SHALL BE 1"Ø.

WATER METER PIT COMPONENTS			
ITEM NO.	DESCRIPTION	SIZES (IN.)	
1	PE CTS SDR 9 WATER SERVICE	1	2
2	WATER METER	1	2
3	METER YOKE	1	2
4	SERVICE BOX	1	1
5	CURB STOP	1	2
6	CORPORATION COCK	1	2
7	METER FLANGES - 2 REQ'D	N/A	2
8	SPACE BETWEEN FLANGES	N/A	17.25
9	BY-PASS W/ ISOLATION VALVE	N/A	1.5
10	MANHOLE LID	18	36
11	RIGID PVC MANHOLE STRUCTURE	24	36
12	BALL VALVE	1	2

**FIGURE 5.12**







**INSERT FOR 1 1/2" – 2" METERS**  
**NO METER YOKE USED**

## **WATER SERVICE CONNECTION WITH METER PIT**

NOT TO SCALE

### **NOTES:**

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**FIGURE 5.13**