

The Santa Claus Town Council & Santa Claus Town Council met in regular session on December 30, 2022 at the Santa Claus Town Hall located at 90 N Holiday Blvd Santa Claus, In. The meeting was called to order by President, Michael Johannes at 12:00 pm

Pledge of Allegiance

YouTube- Issues with connection

Town Council Present: Patricia Vaal, Michael Johannes, & Seth Windell

Absent: Jason Little & Kevin Burke

Also, Present: Water Board President; Scot Elliott, Clerk-Treasurer; Kelly Greulich, & Town Attorney; Kevin Patmore

OPENING OF PUBLIC HEARING

Michael Johannes asked if there were any questions concerning Ordinance 2022-18 the increase in water rates? With no questions from the public Patricia Vaal made a motion to close the public hearing and Seth Windell seconded the motion.

Ayes: All Nays: None Motion carried

Seth Windell Made a motion for the 2nd reading and adoption of ORDINANCE 2022-18 AN ORDINANCE AMENDING SECTION 10.04 OF THE MUNICIPAL CODE OF THE TOWN OF SANTA CLAUS CONCERNING WATER RATES AND CHARGES and Patricia Vaal seconded the motion.

Ayes: All Nays: None Motion carried

COMMENTS FROM THE FLOOR

No Comments

CLERK-TREASURER

Kelly Greulich stated the council has to approve the expenditure from the Cum Cap Fire 426 fund in the amount of \$ 5,000.00 for a portion of the match on the Fire Department FEMA Grant per the ordinance.

Seth Windell made amotion to approve the expenditure from the fund 426 CCF in the amount of \$ 5,000.00 and Patricia Vaal seconded the motion.

Ayes: All Nays: None Motion carried

MISCELLANEOUS

Nothing

VOUCHERS

Seth Windell made a motion to approve general vouchers in the amount of \$ 14,699.98 and Patricia Vaal seconded the motion.

Ayes: All Nays: None Motion carried

Seth Windell made a motion to approve wastewater vouchers in the amount of \$ 48,513.59 and Patricia Vaal seconded the motion.

Ayes: All Nays: None Motion carried


Seth Windell made a motion to approve the payroll vouchers in the amount of \$ 81,151.83 and Patricia Vaal seconded the motion.

Ayes: All Nays: None Motion carried

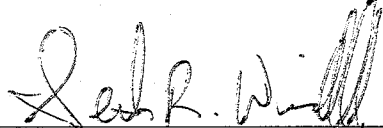
ADJOURNMENT

Patricia Vaal made a motion to adjourn the town council meeting at 12:06 P.M. and Seth Windell seconded the motion.

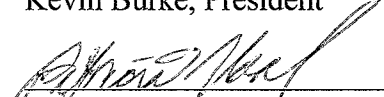
Ayes: All Nays: None Motion carried



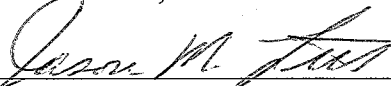
Kevin Burke, President



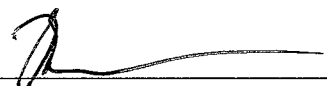
Seth Windell, Member



Patricia Vaal, Vice President



Jason Little, Member



Brian Warran, Member

ATTEST:


Kelly K. Greulich, Santa Claus Clerk-Treasurer

ORDINANCE 2022-18

**AN ORDINANCE AMENDING SECTION 10.04 OF
THE MUNICIPAL CODE OF THE TOWN OF
SANTA CLAUS CONCERNING WATER RATES AND CHARGES**

WHEREAS, the Town of Santa Claus operates a water utility by and through its Waterworks Board; and,

WHEREAS, the Town recently was notified that the supplier of a part of its potable water, Patoka Lake Regional Water & Sewer District, has determined to alter its rate structure to increase the cost of water purchased by the Town; and,

WHEREAS, the Town is required by I.C. §8-1.5-3-8 to charge “rates and charges that produce sufficient revenue to:

(1) pay all the legal and other necessary expenses incident to the operation of the utility, including:

(A) maintenance costs;

(B) operating charges;

(C) upkeep;

(D) repairs;

(E) depreciation;

(F) interest charges on bonds or other obligations, including leases; and

(G) costs associated with the acquisition of utility property under IC 8-1.5-2;

(2) provide a sinking fund for the liquidation of bonds or other obligations, including leases;

(3) provide a debt service reserve for bonds or other obligations, including leases, in an amount established by the municipality, not to exceed the maximum annual debt service on the bonds or obligations or the maximum annual lease rentals;

(4) provide adequate money for working capital;

(5) provide adequate money for making extensions and replacements to the extent not provided for through depreciation in subdivision (1); and

(6) provide money for the payment of any taxes that may be assessed against the utility;” and,

WHEREAS, the Town has had a study of the rates and charges necessary to meet the Town’s statutory obligations conducted by London Witte Group; and,

WHEREAS, the Town’s Waterworks Board has recommended that the Town Council implement an 18% increase in its charges for water used by the Town’s water utility to meet the requirements of I.C. §8-1.5-3-8; and,

WHEREAS, the Town has published and mailed all notices required by I.C. §8-1.5-3-8.1, and conducted a public hearing on this Ordinance as required by such section on December 30, 2022.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Santa Claus, Indiana, that:

Section 10.04.050 of the Municipal Code of the Town of Santa Claus is hereby deleted in its entirety and replaced with the following Section 10.04.050:

“10.04.050 Water Rates and Charges. There shall be and there is hereby established the following rates and charges for the production, storage, transmission, sale and delivery, and furnishing of water delivered by the water utility of the Town of Santa Claus to retail customers, excepting Koch Development Corporation, or its successors and/or assigns, for water delivered to Holiday World and Splashing Safari Theme Park:

MONTHLY RETAIL CUSTOMER CHARGES

5/8 inch meter	\$5.64
3/4 inch meter	8.46
1 inch meter	14.10
1 1/2 inch meter	31.48
2 inch meter	56.40
3 inch meter	84.59
4 inch meter	141.00
6 inch meter	264.08

RETAIL USAGE CHARGES

Monthly Metered Usage - Rate Per 1,000 Gallons

First	5,000 Gallons	\$ 8.64
Next	15,000 Gallons	8.15
Next	25,000 Gallons	7.36
Over	45,000 Gallons	6.93"

BE IT FURTHER ORDAINED, that Section 10.04.060 of the Municipal Code of the Town of Santa Claus is hereby deleted in its entirety and replaced with the following Section 10.04.060:

“10.04.060 Fire Protection Service Charges. Pursuant to I.C. §8-1-2-103, there shall be and herby is established for the rates and charges for the production, storage, transmission, sale and delivery, and furnishing of water for public fire protection purposes, the following amounts to be payable as part of the basic rate of each retail customer who is located within the territorial limits of the Town of Santa Claus and each retail customer of the water utility located outside the territorial limits of the Town of Santa Claus, Indiana whose property is located within one thousand (1,000) feet of a fire hydrant (measured from the hydrant to the nearest point on the property line of the customer):

MONTHLY PUBLIC FIRE PROTECTION SURCHARGE

5/8 inch meter	\$8.04
3/4 inch meter	12.06
1 inch meter	20.11
1 1/2 inch meter	48.23
2 inch meter	80.39
2 1/2 inch meter	100.49
3 inch meter	120.58
4 inch meter	200.98
6 inch meter	376.44

On or after adoption of this Ordinance, the construction cost of any fire hydrant installed at the request of a municipality, township, county, or other governmental unit or other person or party shall be paid for by or on behalf of the municipality, township, county, or other governmental unit or person or party requesting such hydrant.”

BE IT FURTHER ORDAINED, That Section 10.04.070 of the Municipal Code of the Town of Santa Claus is hereby deleted in its entirety and replaced with the following Section 10.04.070:

“10.04.070 Private Fire Protection. There is hereby established for the rates and charges for the production, storage, transmission, sale and delivery, or furnishing of water by the water utility of the Town of Santa Claus for private fire protection purposes, the following amounts:

Monthly Charge

2 inch connection	\$27.13
3 inch connection	63.65
4 inch connection	119.33
6 inch connection	238.67
8 inch connection	413.70
10 inch connection	636.43
12 inch connection	954.68”

BE IT FURTHER ORDAINED, That Section 10.04.075 of the Municipal Code of the Town of Santa Claus is hereby deleted in its entirety and replaced with the following Section 10.04.075:

“10.04.075 Theme/Water Park. There shall be and there is hereby established the following rates and charges for the production, storage, transmission, sale and delivery, and furnishing of water delivered by the water utility of the Town of Santa Claus to Koch Development Corporation, d/b/a Holiday World and Splashin' Safari, its successors and/or assigns, through Meter Number 218991, and such additional or replacement meters as may be installed hereafter which provide water to the Holiday World and Splashin' Safari theme Park:

Monthly Customer Charge	\$11,340.80
Usage Charge (Per 1,000 gallons)	\$ 6.86”

BE IT FURTHER ORDAINED, That Section 10.04.080 of the Municipal Code of the Town of

Santa Claus is hereby deleted in its entirety and replaced with the following Section 10.04.080:

“10.04.080 Wholesale Customers. There shall be and there is hereby established the following rates and charges for the production, storage, transmission, sale and delivery, and furnishing of water delivered by the water utility of the Town of Santa Claus to the Town's wholesale customers:

<u>Customer</u>	<u>Monthly Metered Rates(per 1,000 gallons)</u>
Town of Gentryville	\$ 6.17
Town of Chrisney	6.17

All wholesale customers are subject to the specific terms of their Water Purchase Contract.”


BE IT FURTHER ORDAINED, That Section 10.04.110 of the Municipal Code of the Town of Santa Claus is hereby deleted in its entirety and replaced with the following Section 10.04.110:

“10.04.110 Disconnect/Reconnect Charge. In addition to any and all unpaid charges for water supplied through the meter, a disconnect/reconnect charge in the amount of \$50.00 shall be paid to the Town prior to resumption of service at and through any meter at which water service previously was provided which has been disconnected at such location for any reason if such disconnection and reconnection is performed during the Town's regular business hours. If such disconnection or reconnection is performed outside normal business hours, a disconnect/reconnect charge in the amount of \$80.00 shall be paid to the Town prior to resumption of service. No person shall turn on, turn off, adjust, bypass or otherwise tamper with the meters and valves owned by the Town, except with the express permission of the Town's Utilities Superintendent allowing such action. Any such action without permission may result in disconnection of service, a disconnect/reconnect charge and penalty charge in the amount of \$100.00 which shall be paid prior to reconnection of service.”

This Ordinance shall be effective for water supplied on and after January 1, 2023.

PASSED AND ADOPTED by the Town Council of the Town of Santa Claus, Indiana on the 30th day of December, 2022.

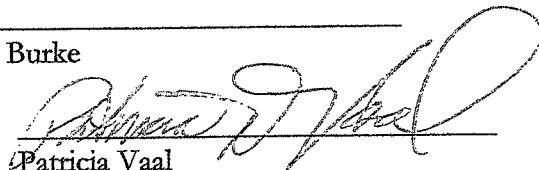
SANTA CLAUS TOWN COUNCIL



Michael Johannes President

Kevin Burke

Jason Little




Patricia Vaal



Seth Windell

Attest:



Kelly Grulich, Clerk-Treasurer