

Ordinance 2019-16 for Appropriations and Tax Rate (2020 Budget)
Ordinance 2019-17 Amending the Code of Ordinance Establishing the Pittsboro Town Board of Metropolitan
Police Commissioners
Ordinance 2019-15 Amending Fees, Charges and Rates by Adding Costs of Collection for Delinquent Accounts for
Municipal Utility Services
Resolution 2019-08 Approving Town Health Insurance Opt Out Policy
Ordinance 2019-18 Amending the Jefferson Park PUD District, and Approving the Preliminary Plan for Future
Sections
Ordinance 2019-19 to Amend Sections 7 & 8 of the Unified Development Ordinance 2015-02.

**PITTSBORO TOWN COUNCIL MEETING
TUESDAY, SEPTEMBER 17, 2019 @ 7:00 PM**

QUORUM:

Shelby Smith
Kimberly Carmean
William Majeske
Doug Joiner

Jim Buddenbaum, Attorney
Shari L. Ping, Clerk Treasurer
Police Chief Scott King
Asst. Police Chief Carl Carson

OTHERS: Steve Maple, Building Comm; Eric Wathen, RQAW; Larry Herring, BZA Rep.; Adam Peaper, Rundell Ernstberger; Jeff Porch, Park Board Pres.; Landon Karst, Police Comm. Rep.; Paul Munoz, Arbor Homes Rep.

PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE:

President Shelby Smith brought the Council Meeting to order by establishing a quorum. Four (4) of the five (5) members are present. Jim Hill was absent. Shelby then asked the Council, staff and audience to stand for the Pledge of Allegiance and to follow with a Moment of Silence.

APPROVAL OF MINUTES:

President Shelby Smith asked if there were any additions or corrections to the minutes from the September 3rd meeting. Bill Majeske made a motion to approve the minutes, Kimberly Carmean seconded. Three (3) ayes, one (1) abstained-Doug Joiner, motion carries 3-0.

PUBLIC HEARING

Shelby Smith opened the Public Hearing for the 2020 Budget. Shelby went over the proposed budget for next year. The total Adopted Budget is \$2,017,400 with an adopted tax rate of .6310. Shelby asked if there was any comment from the Public, there being none he then asked for a motion to introduce **Ordinance 2019-16 for Appropriations and Tax Rate**. Doug Joiner made a motion to introduce said ordinance, Shelby Smith seconded. All ayes, motion carries 4-0. Shelby then closed the Public Hearing.

TOWN STAFF REPORTS

TOWN MANAGER:

Shelby Smith reported he received the attached report from Jason Love, Town Manager, who would not be able to attend tonight's meeting.

POLICE CHIEF:

Scott King sent the attached report. He also mentioned the date for National Night Out will be October 1, 6:00 - 9:00 pm at Scamahorn Park.

CLERK TREASURER:

Shari Ping had nothing to report on.

BUILDING MANAGER:

Steve Maple reported on the attached report on permits. At this time the total number of permits is up 120% and new homes is up 170%.

BOARD OF ZONING APPEALS:

Larry Herring, President, reported that the BZA has had four (4) meetings-Fleece Performance variance, fence variance, driveway variance and turned down allowing chickens on a property located on 136.

FIRE BOARD:

Bill Zeunik, Chief, sent the attached report. Bill Majeske reported the new engine is ready for final inspection by Bill Zeunik. Should be on the street by October 1st. The tanker should be here March/April.

PLANNING COMMISSION:

Steve Maple reported that the Council will need to vote on two (2) ordinances under New Business.

PARK AND RECREATION:

Jeff Porch went over the attached report. He then presented the Council with a US Flag and Certificate. The flag was flown on the 28th day of April 2019 on board a C-130J aircraft during a combat mission into Kuwait and Iraq. Discussion followed on how to display the Flag and Certificate. Shari Ping will look into purchasing a display case.

POLICE COMMISSION:

Landon Karst, President, had nothing to report. Shelby Smith congratulated Landon on the birth of his baby.

REDEVELOPMENT & ECONOMIC DEVELOPMENT

No report at this time

CONTRACTED BUSINESS:

Eric Wathen, RQAW, presented the Contractor's Application for Payment from Sub-Surface of Indiana, Inc. for \$216,450. He is requesting that Shelby Smith have authorization to sign the request in the absence of Jason Love tonight. Bill Majeske to authorize Shelby to sign the request, Kimberly Carmean seconded. All ayes, motion carries 4-0.

Eric reported that we should receive the Contractor's Application for Payment from Grady Brothers for the Community Crossing Grant next week. It will be less than the original bid.

OLD BUSINESS:

Follow up from Community Planning Meeting – Adam Peaper, Rundell Ernstberger Associates, reported that approximately ten (10) people showed up for the final meeting tonight. Shelby Smith asked about updated information being sent to the Council. Adam said it was sent out today. Adam's company will work along with RQAW to finalize the plans for the submission of the application due between October 1 and November 1. The cost would be approximately \$8000, they will create new plan sheets/maps to submit to the Council. Shelby feels it is a risk we have to take. Shelby asked Steve Maple what the process is in notifying all the affected residents. Shelby would like to contact the homeowners personally. Doug Joiner is not for using eminent domain in the application this time. Shelby made a motion to move forward with the process and for RQAW not to exceed \$8000 in the finalizing of the application before it comes to the Council. Bill Majeske seconded. All ayes, motion carries 4-0. Adam wanted to make sure everyone understood the Comprehensive Plan update would not be done prior to submitting the trail grant application. There will be one more work session to go over changes before submitting to the Advisory Plan Commission. Will try to have grant application to the Council on October 1 or October 15.

Property Purchase behind Dollar General Update – Shelby reported that Jason was not here but he told Shelby that there are issues with Dollar General deliveries with semis. State Bank of Lizton has no issues with allowing the entrance to be south of the bank.

Solar Energy Update – Will be discussed later under new business.

Qualifications for Police Chief and Updated Language to Ordinance 2015-01 – Shelby Smith informed the Council that he met with Scott King, Jim Buddenbaum, Jim Hill, Landon Karst and Jayson Marksberry to go over the qualifications of the Police Chief and changing the provisions of Ordinance 2015-01 (see attached Ordinance 2019-17). Shelby asked for a motion to introduce **Ordinance 2019-17 Amending the Code of Ordinance Establishing the Pittsboro Town Board of Metropolitan Police Commissioners**. Doug Joiner made the motion, Bill Majeske seconded. All ayes, motion carries 4-0. Next the qualifications were discussed in detail (see attached list). After much

discussion it was decided to go with a minimum of ten (10) years in the service. Should have a resolution at the next meeting to approve.

Ordinance 2019-15 Amending Fees, Charges and Rates by Adding Costs of Collection for Delinquent Accounts for Municipal Utility Services – Shelby asked for a motion to approve. Shelby made the motion, Kimberly Carmean seconded. All ayes, motion carries 4-0.

Resolution 2019-08 Approving Town Health Insurance Opt Out Policy – Shelby asked for a motion to approve this resolution. Doug Joiner made the motion, Bill Majeske seconded. All ayes, motion carries 4-0.

NEW BUSINESS

Advisory Plan Commission 2019-08 – Shelby turned the meeting over to Paul Munoz, Arbor Homes. He went over the attached Original Proposed Exhibits and New Proposed Exhibits. Shelby admitted he was totally against the changes at first. But after some education, he feels they aren't trying to weasel out of something. The HOA does not want to have the current percentage. They are in favor of it now. Paul said the current percentages would not work with their plans. Doug is concerned if someone else comes in and no percentage is in the language. Shelby asked for a motion to approve *Ordinance 2019-18 Amending the Jefferson Park PUD District, and Approving the Preliminary Plan for Future Sections*. Bill Majeske made the motion and Shelby seconded. All ayes, motion carries 4-0.

Advisory Plan Commission 2019-07 – Shelby turned the meeting over to Steve Maple to explain the UDO changes. Steve said there are three (3) items to go over. 1) Portable signs/flags that are 2' wide x 6' tall that rest on the ground and are not designed to be permanently anchored. 2) Wind Energy will be allowed as long as it follows the provisions in the UDO, changes need to go to the BZA. 3) Solar Energy will be allowed as long as it follows the provisions in the UDO, changes need to go to the BZA. Shelby asked for a motion to approve *Ordinance 2019-19 to Amend Sections 7 & 8 of the Unified Development Ordinance 2015-02* as written. Doug Joiner made the motion, Kimberly Carmean seconded. All ayes, motion carries 4-0. Shelby thanked Adam for all his work on the Town of Pittsboro projects.

October Meeting(s)/1st Meeting Next Steps – October 1st will be for the 2020 Budget adoption only. Shari will present the Drafts & Claims. October 15th meeting will have enough for a quorum, so regular meeting agenda.

PUBLIC COMMENT:

COUNCIL COMMENT:

Doug Joiner asked if the Town was protected against hackers? Shari informed everyone that our IT company takes care of protecting our computers on a daily basis. Also we purchased insurance to cover if needed.

ATTORNEY:

Jim Buddenbaum had nothing to report

ACKNOWLEDGEMENT OF CORRESPONDENCE:

REVIEW & APPROVE SEPTEMBER DRAFTS AND CLAIMS:

Shari Ping presented the drafts and claims for September 17, 2019. Bill Majeske made a motion to approve the presented drafts and claims, Kimberly Carmean seconded. All ayes, motion carries 4-0.

ADJOURNMENT:

Doug Joiner made the motion, Shelby Smith seconded. All ayes, motion carries 4-0.

Respectfully submitted,

Shari L. Ping
Clerk Treasurer

Shelby Smith, President

William Majeske

William Majeske

Kimberly Carmean

Kimberly Carmean

James Hill

Doug Joiner

Doug Joiner

Attest: *Shari L. Ping*

Shari L. Ping