

**PITTSBORO TOWN COUNCIL MEETING  
TUESDAY, FEBRUARY 19, 2019 @ 7:00 PM**

**QUORUM:**

Shelby Smith  
Doug Joiner  
William Majeske

Jim Buddenbaum, Attorney  
Shari L. Ping, Clerk Treasurer  
Chief Christi Patterson

**OTHERS:** Jason Love, Town Manager; Steve Maple, Building Comm; Eric Wathen, RQAW; Kevin Hill, NFP Rep.; Amber & Tom Stinson, 388 Karen Dr.; Alan & Jerry Stolz, 382 Karen Dr.; Danny & Mary Stogsdill, 414 Karen Dr.; Jeff & Stacey Lewis, 394 Karen Dr.; Mark Fink, 376 Karen Dr.; Larry Hart, 400 Karen Dr.

**PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE:**

7:00 p.m. – President Shelby Smith brought the Council Meeting to order by establishing a quorum. Three (3) of four (4) members present. Jim Hill is absent. Shelby informed everyone that there will be a caucus on March 2<sup>nd</sup> at the Town Hall at 10:00 a.m. to fill the seat left vacant by John Hart's passing. He 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 January 7, 2019 meeting. Bill Majeske made a motion to approve the minutes, Doug Joiner seconded. All ayes. Motion carries.

**TOWN STAFF REPORTS**

**TOWN MANAGER:**

Jason Love presented two (2) estimates for car and tire damage due to pot holes. Jim Buddenbaum asked if it had been reported prior to the claim. No report of pot holes had been given prior to this claim. No negligence on the Town's part. The Council denied the claim.

**POLICE CHIEF:**

Chief Christi Patterson reported they were awarded the JAG grant for \$12732.50 to replace their server and five (5) computer work stations.

The Citizens Police Academy will be starting up in March.

The Town Hall meetings start tomorrow (2/20/19) with Teen Relationships and Technology.

**BUILDING COMMISSIONER:**

Steve Maple reported the Town has had five (5) building permits this year, last year we had two (2) at this same time. Shelby Smith asked Steve about the construction trucks using the correct travel lanes into Jefferson Park. Steve said he has followed them a few times and each time they were using the correct lanes.

**CLERK TREASURER:**

*Collections*-Shelby Smith asked Shari Ping to give an update on the collection of past due accounts (see attached report). Shelby then referred to the email he received from an account that was shut off in December. He went through a timeline of events and explained that we did our due diligence in this matter. Jason Love explained that the Town was not really out of any water since it was still going through the meter after the locks were removed. They will pay for it in the end.

*Keystone Quote*-Shelby Smith went over the quote we received from Boyce/Keystone. The cost would be \$.19 per statement plus postage. The total One-time Setup Fee would be \$1175.00. After much discussion, Shelby asked for a motion to accept the quote. Doug Joiner made a motion not to exceed \$1175.00 per quote. Bill Majeske seconded. All ayes, motion carries.

*Electronic Pay*-Shelby Smith talked with Jason Ellis from the State Bank of Lizton as did Shari Ping. Jason will send over a representative to talk to Shari in the next week or two. Update at the March 5<sup>th</sup> meeting.

**FIRE BOARD:**

Bill Zeunik, Chief, was not able to attend so Bill Majeske gave a report. They hired two (2) firefighters and getting quotes on a new tanker.

**PARKS & REC BOARD:** No report

**PLAN COMMISSION:**

Steve Maple gave an update on the parking along one side of the streets in Jefferson Park.

They will have a Public Hearing at the March meeting.

The February meeting will be cancelled.

**POLICE COMMISSION:** (see attached report)

**REDEVELOPMENT/ECONOMIC DEVELOPMENT:** No Report

**CONTRACTED BUSINESS:****OLD BUSINESS**

*Street Parking/Downtown Parking* – tabled

*PTO Donation* – Shelby Smith presented **Resolution 2019-02 Adopting an Employee Medical Leave-Sharing Policy**. He asked if Jason Love and Christi Patterson had any questions regarding the Resolution. They both said they were okay with it. Shelby then asked for a motion to approve said Resolution 2019-02. Bill Majeske made a motion to approve, Doug Joiner seconded. All ayes, motion carries.

*Codifying of Ordinances* – Shelby Smith asked Shari Ping what the quote was from American Legal Publishing. Shari said it was \$3000-\$4000. She then asked if we should get a new quote to finish the 2018 Ordinances and Resolutions. After much discussion it was decided to include the rest of 2018 and ask American Legal Publishing to send a new quote. Shelby Smith made a motion to approve the codifying of Ordinances not to exceed \$4500. Doug Joiner seconded. All ayes, motion carries.

*Granicus* – Shelby Smith gave an update on Granicus system to record our meetings. He said the cost would be lower based on the number of citizens. The Council should watch a demo before making a decision.

*Next Level Grant Trail System* – Shelby Smith sent an email to the ten (10) residents from Deer Meadows of which most of them are in attendance tonight. The approval for the grant won't come until May or June. The land owners can make a decision at a later date. There will be additional meetings to discuss the trail and the option to build that portion of the trail later.

Open discussion followed: Amber Stinson, 388 Karen Dr., asked if the Council members have been in her backyard. Putting a trail next to the train track where a train travels fast several times a day. Why would this be a good idea? There are safety concerns with children playing that close to the tracks. Why were we not sent a letter sooner? My builder told me he was contacted a year and a half ago about an easement. Steve Maple said the letters were given at a meeting with the homeowners or at the meeting on February 5<sup>th</sup>. Why was it done 2 or 3 days prior to the grant deadline? Part of the process was to meet one on one and explain the procedure or the packets were mailed after the February 5<sup>th</sup> meeting. Shelby Smith told her communication on a daily basis would not be possible. It's not the Council's job to monitor the children of the community. We're not going to have all the answers. Doug Joiner told her that the B & O trail has a lot more areas to hide and do bad things and they don't have a lot of runs in Brownsburg.

Alan Stolz, 382 Karen Dr., asked if the grant money was the only deciding factor in putting in the trail? Shelby Smith said he doesn't like to use eminent domain to take steps to get the grant. If we get the grant, ultimately we'll have to include Karen Dr. Not saying we have to do the whole thing. Doug Joiner said the Council is here for you guys, he's not convinced that the trail is a good idea.

Jeff Lewis, 394 Karen Dr., said the Council doesn't understand because you don't live there. I'm taking care of the land and it doesn't matter if you put lighting on the trail, then I will need curtains. I don't want this in my backyard. You don't live it. I worked three (3) jobs to be able to afford the house while his wife dealt with cancer. He's upset about the whole thing. You can't send a letter in advance, that's disrespectful.

Larry Hart, 400 Karen Dr., said he received a certified letter from the Parks Dept. when they purchased the 19 acres and wanted to rezone it. What is going on in the park? If you can't tell me what you are doing with the property until the master plan was presented. There should have been meetings to discuss the trail because once you get the money it will be spent. He will fight eminent domain. There will be ten (10) hearings on Karen Dr. to fight eminent domain. You can not prove that a walking trail is essential to the citizens of Pittsboro. Brownsburg will connect on the east side all the way to Arbuckle Acres which will open up for all kinds of trouble for the Police Dept. to take care of. Monon Trail is bad and it will come here. The Police Dept. doesn't have the manpower to patrol the trail 24 hours. You're not going to stop them from walking through our property with a fence. I have trees along the area you want to put in the trail which adds value to my property. And you want to tear them down. You can't go closer to the utility poles because Duke won't allow it. I enjoy spending time in my back yard. He asked Jason Love at the meeting on February 5<sup>th</sup> if he would want this in his back yard and he said no. Shelby Smith told Larry that Jason should not have said that being in the position he is in. No one in Deer Meadows is happy about the trail. They should have been contacted before the application was submitted. I lived in Avon for 40 years and chose to retire in Pittsboro because it was quiet. People walk on my property now and the cause damage and if you put the trail in there will be more damages.

Jeff Lewis said Jason Love should be applauded for his honesty. He called Jason that evening to discuss what happened in the meeting on February 5<sup>th</sup>. Larry Hart said he had no problem with Jason. He was nice enough to explain the Park and he appreciates that he took the time to explain.

Shelby Smith said we will have this dialogue for the next three (3) months. We can't talk about borders or lighting until we know if we get the grant. This will be an agenda item until we know if we get the grant. Not many updates until later since we won't know anything until May or June.

Doug Joiner thanked everyone for coming and he was glad they were there. You think we have our minds made up, but we don't. The three (3) of us voted to move forward with the grant application. He's not comfortable with eminent domain either. But the grant would definitely be rejected without the paperwork. Additional meetings outside the two (2) regular meetings. Glad you brought your concerns tonight. I'm not a yes vote at this time.

Jason Love thanked everyone for coming. The community doesn't get involved until there's a hot item on the table.

Doug Joiner informed them about John Hart and Jim Hill. John Hart passed away and his seat will be filled on March 3<sup>rd</sup>. Jim Hill is out of town for the winter. He will be back for the March meetings.

*Water Plant SRF Funding* – Eric Wathen, RQAW, in order to get a chance at first round SRF funding they will need to advertise for bids quickly. Jason Love said that if we back out of the pool this time, we are done according to Sue from London Witte. SRF goes out to get the investors and then if we back out they will not allow us to go for SRF Funding in the future. There will be a rate increase of 37% and Shelby Smith said he was reluctant to do this without firm numbers. He would like to have a special meeting to discuss the firm numbers before March 1<sup>st</sup>. The special meeting will be February 25<sup>th</sup> at 5:30 p.m. Shelby and Doug explained the above discussion. Financial due diligence with an amortization schedule around April 19<sup>th</sup> and April 23<sup>rd</sup>.

*Insurance Medicare Qualifying Event* – discussion later

## **NEW BUSINESS**

*2019 Insurance Quotes* – representatives will be here on March 5th

*Fleece MOU* – Jason Love said they would like an invoice for the promised money. Jim Buddenbaum presented the Bill in lieu of payment. Doug Joiner made a motion to approve, Shelby Smith seconded. All ayes, motion carries.

**PUBLIC COMMENT:**

Eric Wathen informed the Council that they are up for re-election in Wards 1, 2, 3. Register by August 1, 2019.

**ATTORNEY:**

Jim Buddenbaum went over the JAG Grant. Certify the Town will assist the immigration and homeland security. He needs a motion to authorize Shelby Smith to sign the JAG grant. Bill Majeske made a motion, Doug Joiner seconded. All ayes, motion carries.

**COUNCIL COMMENT:**

Doug Joiner asked if SDI resolved the drainage on 150. Shelby Smith said they received a letter from SDI.

**ACKNOWLEDGEMENT OF CORRESPONDENCE:**

Shelby Smith read the attached letter signed by Dan McKeown. Jason Love said we should hold them to 150 and not the county. This has been three (3) years in the making. Doug Joiner said we should take them up on their offer to visit. They haven't lived up to their commitment on the drainage issue. We should put something along 150 to block the area until they are finished with drainage.

**REVIEW & APPROVE FEBRUARY DRAFTS AND CLAIMS:**

Shari Ping presented the drafts and claims for February 19, 2019. Doug Joiner made a motion to approve the February 19<sup>th</sup> drafts and claims, Bill Majeske seconded. All ayes, motion carries. The drafts and claims were passed for Council signatures

**ADJOURNMENT:**

Doug Joiner made a motion to adjourn, Bill Majeske seconded the motion. All ayes, motion carries.

Respectfully submitted,

Shari L. Ping  
Clerk Treasurer