

**Ordinance 2019-17 Amending the Code of Ordinance Establishing the Pittsboro Town Board of
Metropolitan Police Commissioners**

**PITTSBORO TOWN COUNCIL MEETING
TUESDAY, OCTOBER 15, 2019 @ 7:00 PM**

QUORUM:

Shelby Smith
Kimberly Carmean
William Majeske
Jim Hill

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

OTHERS: Jason Love, Town Manager; Steve Maple, Building Comm; Melodi Ingalls, Police Comm Rep; Bill Zeunik, Fire Chief; Steve & Melissa Williams, Director INAIAC; Darryl & Susan Begay, 5228 Hill Valley Dr.

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. Doug Joiner 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 October 1st meeting. Bill Majeske made a motion to approve the minutes, Kimberly Carmean seconded. Three (3) ayes, one (1) abstained-Shelby Smith, motion carries 3-0.

TOWN STAFF REPORTS

TOWN MANAGER:

Jason Love, Town Manager, had nothing to report at this time.

POLICE CHIEF:

Scott King sent the attached report. He had nothing else to report at this time. Shelby acknowledged the recognition of the three (3) officers and asked Scott about the medical emergency that they assisted in at Fleece Fitness on July 29th. Scott said they arrived prior to the medical personnel and were able to help the patient.

CLERK TREASURER:

Shari Ping gave each one of the Council members a list of those that have a 60 and/or 90 day balances. Shelby reported that he was meeting with Jason Love and Jim Buddenbaum to go over the agenda and Jim made a recommendation to get a list of actual accounts with past due amounts. Discussion followed about re-establishing the Utility Board to be able to take this burden off of Shari on a day to day basis. Would allow the board that is truly focused on all our utilities to follow up with letters for collections and or shut off. If the homeowner has issues, they would need to come before the Utility Board to remonstrate. Jim Buddenbaum informed the council that the Utility Service Board is more complex in establishing, they'll have more real authority. They would be able to take action on their own without coming to the Council. Advisory Board to advise the Council and Shari. Shelby asked what the risk would be to go with the Utility Service Board...more authority and they would be bonded. Shelby basically wants someone to assist in collection and a centralization of communication. Shelby recommends re-establishing the Advisory Board. Advertise on Facebook to submit resumes by November 19th. Jim Buddenbaum said a resolution would need to be done in order to establish the Advisory Board. Shelby asked Jim to bring it to the next meeting and hopefully we will have some names to consider at the same time.

TOWN COMMITTEE REPORTS

BUILDING MANAGER:

Steve Maple had nothing to report at this time.

BOARD OF ZONING APPEALS:

Larry Herring, President, reported that the BZA did not meet therefore there is no report at this time.

FIRE BOARD:

Bill Zeunik, Fire Chief, sent the attached report. The new engine is in Indianapolis being striped, having radios installed and EMS cabinets being installed. Should be back in service on October 21st.

PLANNING COMMISSION:

Steve Maple reported there was no meeting.

PARK AND RECREATION:

Jason Love reported that the two (2) new diamonds have been dug out. The new basketball courts are complete and kids are playing ball on them already. The fence company has the green light to finish the fence after November 1st. The current basketball court will be saw cut to leave a portion for the Jaycees to build a shelter house on. They are currently getting some prices put together.

POLICE COMMISSION:

Melodi Ingalls went over the attached report. Shelby asked her if they discussed the Police Chief qualifications. She said nothing else was added or changed. Shelby informed everyone that we introduced **Ordinance 2019-17 Amending the Code of Ordinance Establishing the Pittsboro Town Board of Metropolitan Police Commissioners** on September 17th. He read the section being added to include a member of the Town Council may serve as an ex officio member of the Board. Dustin Danai and Landon Karst are both interested in staying on the Police Comm.

Shelby read a letter from Kimberly Carmean resigning from the Council effective immediately due to her moving from the district. Shelby has just been informed that Melodi Ingalls is interested in filling Kim's seat. Melodi will need to go through the process of a caucus on November 6th and then again in January. This will open up a seat on the Commission and Jim Hill has shown an interest in being on the Police Commission. Shelby will appoint Jim Hill to the commission with an expiration date of 01/01/21. With Jim being appointed to the Police Commission, this will open a seat on the Fire Board. Steve Maple asked Jim Buddenbaum if the ratio of Republican to Democrat mattered on the Police Commission. Jim said it was okay. Shelby said we will finalize the ordinance at the November meeting.

REDEVELOPMENT & ECONOMIC DEVELOPMENT:

No report at this time

CONTRACTED BUSINESS:

Jason Love said there should be a payout request. Shari Ping presented a Contractor's Application for Payment from Grady Brothers in the amount of \$160,083.41 for the Community Crossing Grant. Shelby made a motion to allow Jason to sign the Application in order to pay as requested, Bill Majeske seconded. All ayes, motion carries 4-0.

Jason Love also had a payout request from Sub-Surface of Indiana. Shari did not receive that request so Jason will need to print it out. Table until later in meeting.

OLD BUSINESS:

Next Level Grant – Shelby gave an update on the progress of his meetings with the four (4) property owners. Still working with three (3) of them and hopefully have letters of intent soon. The fourth property is the Masonic Lodge and he should have letter of intent soon. Doug does not want to put eminent domain letters for this grant per Shelby. Shelby doesn't feel the three properties should outweigh the desire of the community. Even if it requires us to put three (3) or four (4) eminent domain letters in the packet far outweighs the entire trail package can get us. Shelby is still comfortable with that. The submission needs to be submitted by November 1st. The Masonic Lodge will need to review separately and get it back to Shelby by next week. Jim

Hill does not want to take anyone's property. Kim Carmean agrees with Shelby. Bill Majeske agrees with Doug about eminent domain. But he also agrees with Shelby that the three (3) or four (4) properties shouldn't keep us from submitting.

Property Purchase behind Dollar General Update – Jason Love reported that he is bouncing emails back and forth with Dollar General and the owners. He is trying to push the Dollar General to come to some type of agreement.

Solar Energy Update – Jason Love reported no meeting has been set with IMPA to discuss putting in solar energy. We can not move forward with this until after we meet with IMPA.

Qualifications for Police Chief and Updated Language to Ordinance 2015-01 – discussed above under Police Commission

NEW BUSINESS:

401 Well Field Property Lease Approval – Shelby reported this will postpone until November

INAIAC Proclamation – Shelby introduced Darryl Begay and asked him to tell the Council and audience a little about himself. Darryl said he has lived in the Pittsboro area for 20 years after he retired from the Army. He has raised two (2) children and they have both graduated from Tri-West. One is going to Purdue and one is going to IU. His heritage is Navajo Indian. His mother is Cherokee and his father is Navajo. They met at school and enlisted in the Army after not being able to obtain a job. His children are registered Cherokee Indian. Shelby read an email from Melissa Williams explaining the reason for the Proclamation. Shelby then read the attached Proclamation and presented it to Darryl Begay. (INAIAC - Indiana Native American Indian Affairs Commission)

Red Ribbon Week Proclamation – Shelby read a letter he received from Keith Gurley regarding Red Ribbon Week which will be October 20-26. The Young Marines will be actively participating in this program. Shelby then read the attached Proclamation. Shari will place the Proclamation in a frame and Keith will pick it up tomorrow.

Health Insurance Review and Options – Shelby explained the new Opt-Out Option is not part of our benefits therefore we will need to educate our employees. He would like to get with Mike Steele, Steele Benefits and schedule a time to meet with our employees to go over the options.

Water Plant Operator Advertisement – Jason Love reported that the work on the new water plant is proceeding so we need to begin the application process for an operator. This person will work under Chris York. Shelby asked if there was an online water publication we could advertise in? Jason would look into different places to advertise.

CONTINUATION OF CONTRACTED BUSINESSES:

Jason Love presented the attached Contractor's Application for Payment No. 3 from Sub-Surface of Indiana, Inc. He recommends paying the \$214,380.00 for work completed on the Drinking Water Improvements Phase 2. Shelby asked for a motion. Bill Majeske made a motion to approve the presented payout request and authorizes Shelby Smith to sign, Kimberly Carmean seconded. All ayes, motion carries 4-0.

Manhole Lining – Jason Love informed the Council that after the smoke testing was finished, they found several manholes that needed to be addressed. They picked the 17 worst manholes and presented a bid from Culey Construction for \$34,225.00 to line them to prevent infiltration. Shelby asked for a motion. Bill Majeske made the motion to authorize Jason Love to sign notice of bid, Shelby Smith seconded. All ayes, motion carries 4-0. Jim Hill asked Jason about the warranty/life expectancy of the manholes after they are lined. They would be protected by a Performance Bond.

PUBLIC COMMENT: None

COUNCIL COMMENT: None

ATTORNEY:

Jim Buddenbaum had nothing to report

ACKNOWLEDGEMENT OF CORRESPONDENCE:

Shelby Smith read a letter from IDEM (see attached) notifying the Town that Arbor Homes has applied for a Sanitary Sewer Construction Permit for Jefferson Park, Section 4.

REVIEW & APPROVE OCTOBER DRAFTS AND CLAIMS:

Shari Ping presented the drafts and claims for October 15, 2019. Jim Hill had a question about the same dollar amount being spent on the same item. Shari informed him that the expense was being paid from all utilities, therefore, it was split equally between four (4) utilities. Bill Majeske made a motion to approve the presented drafts and claims, Kimberly Carmean seconded. All ayes, motion carries 4-0.

ADJOURNMENT:

Shelby Smith reminded everyone that the November 5th meeting was cancelled.

Shelby also reminded everyone that there are three (3) Council Positions up for election on November 5th.

Doug Joiner is the only one opposed.

He reminded everyone that the next meeting will be on November 19th.

Jim Hill made the motion, Shelby Smith seconded. All ayes, motion carries 4-0.

Respectfully submitted,

Shari L. Ping
Clerk Treasurer