

January 12, 2015

The Ellettsville, Indiana, Town Council met for a regular meeting on Monday, January 12, 2015, at the Fire Department Training and Conference Room. Scott Oldham called the meeting to order at 6:30 p.m. Dianna Bastin led the Pledge of Allegiance followed with a prayer by Scott Thomas.

Roll Call: Members present were Scott Oldham, President; David Drake, Vice President; Dianna Bastin, Scott Thomas and Kevin Farris. Sandra Hash, Clerk-Treasurer, Jim Davis, Town Manager, and Darla Brown, Town Attorney, Rick Coppock, Bynum Fanyo and Associates, Town Engineer, were also present.

Supervisors present were: Mike Cornman, Danny Stalcup, Tony Bowlen, Jeff Farmer, Mike Farmer and Kevin Tolloty.

Approval of Minutes

Scott Oldham entertained a motion for approval of the minutes for the regular meeting on December 22, 2014. David Drake so moved. Dianna Bastin seconded. Motion carried.

Accounts Payable Vouchers

Scott Oldham entertained a motion for action to pay Accounts Payable Vouchers. David Drake so moved. Dianna Bastin seconded. Motion carried.

Election of Officers

Dianna Bastin nominated Scott Oldham for Town Council President. David Drake seconded. Roll call vote: Scott Oldham – abstained; David Drake – yes; Dianna Bastin – yes; Kevin Farris – yes and Scott Thomas – yes. Motion carried 4-0 with one abstention.

David Drake nominated Scott Thomas for Town Council Vice President. Scott Oldham seconded. Roll call vote: Scott Oldham – yes; David Drake – yes; Dianna Bastin – yes; Kevin Farris – yes and Scott Thomas – abstained. Motion carried 4-0 with one abstention.

David Drake and Scott Thomas were appointed to be the Town Council representatives to the Plan Commission. Roll call vote: Scott Oldham – yes; David Drake – yes; Dianna Bastin – yes; Kevin Farris – yes and Scott Thomas – yes. Motion carried 5-0.

Appointments

Terry Baker and Don Calvert were appointed to the Plan Commission by Town Council President, Scott Oldham.

Sandra Hash, Clerk-Treasurer, explained Terry Baker is the Plan Commission appointment to the Board of Zoning Appeals. This leaves one Democrat position open and there has been an additional vacancy for a long time.

Dianna Bastin made a motion to pend the appointments to the Board of Zoning Appeals. Scott Oldham seconded. Roll call vote: Scott Oldham – yes; David Drake – yes; Dianna Bastin – yes; Kevin Farris – yes and Scott Thomas – yes. Motion carried 5-0.

The following appointments were made by Town Council President Scott Oldham:

- Amy Slabaugh was appointed to the Park and Recreation Board.
- Fire Chief Mike Cornman was appointed to the Monroe County Ambulance Advisory Board.
- Town Manager Jim Davis was appointed to the Monroe County Emergency Management Advisory Board.
- Dianna Bastin was appointed to the Monroe County Solid Waste Management Board.
- Sandra Hash was appointed to the Ellettsville Chamber of Commerce.
- Pat Mitchell was appointed to the Monroe County Animal Control Commission.

A vote was taken to accept the aforementioned appointments. Roll call vote: Scott Oldham – yes; David Drake – yes; Dianna Bastin – yes; Kevin Farris – yes and Scott Thomas – yes. Motion carried 5-0.

Resolutions

Resolution 01-2015 Cancellation of Warrants (Old Outstanding Checks)

Sandra Hash, Clerk-Treasurer, explained this is an annual procedure. The resolution is for checks over two years old and sewer checks that are over seven years old that have not cleared the bank.

Scott Oldham entertained a motion to adopt Resolution 01-2015. David Drake made a motion to adopt Resolution 01-2015. Dianna Bastin seconded. Roll call vote: Scott Oldham – yes; David Drake – yes; Dianna Bastin – yes; Kevin Farris – yes and Scott Thomas – yes. Motion carried 5-0.

Old Business

Heritage Trail Update

Darla Brown, Town Attorney, advised all of the easement documents have been signed. Mr. Oldham asked what the next procedure will be. Ms. Brown replied as soon as the weather clears the Town can start building the trail. Ms. Hash commented there is \$50,000 allotted for construction in the 2015 Budget.

Flood Abatement

Scott Oldham stated the Town has moved forward with clearing out debris in the summer and fall. They may possibly do more clearing with the pasture and proceeding on to the north. He requested Rick Coppock of Bynum Fanyo and Associates, Town Engineer, put together a plan in the next 60 days.

New Business

Lease Between Trustee and Town of Ellettsville and Richland Township Trustee for Marci Jane Lewis Park

Darla Brown, Town Attorney, explained this lease is for the premises situated along Park Street, specifically the shelter house and basketball courts. This is a 15 year contract and it is to start January 1, 2015 and end on December 31, 2029. The sum for leasing the property is \$1. In exchange the Town agrees to use the area for a park only and prohibit the use of all alcoholic beverages on the leased premises. The Town agrees to maintain liability insurance of at least \$1 Million and name the Township as an additional insured. The Town is also responsible for fire and other insurance on the property. The Ellettsville Park and Recreation Board needs to approve the contract. Under Town code the Park and Recreation Board has its own budget and they approved the last contract. Town code states the Park and Recreation Board has the power to perform all acts necessary to acquire and develop sites and shall have all powers listed in I.C. 36-10-3. Those powers include entering into contracts and leases for facilities and services. Mr. Oldham asked if an evergreen clause is not provided. Ms. Brown answered no and will try to approach the Township attorney before they approach the Park and Recreation Board. Mr. Oldham thinks it's make sense, particularly if the Town begins to make improvements. That way they would have some protection.

Dianna Bastin remarked they discussed gatherings and what would be allowed in the parks. If people rent the big shelter house and no alcohol is allowed then they can't toast their weddings. Ms. Brown said that is correct. Ms. Bastin thought they had decided not to govern this. Mr. Oldham thought they had discussed not governing it under the mass gathering ordinance. Ms. Bastin asked if the Parks would be exempt from mass gatherings. Ms. Brown will inquire about whether or not there is an exception to allow alcohol at weddings.

Scott Oldham entertained a motion to table the lease agreement between the Town of Ellettsville and the Richland Township Trustee for Marci Jane Lewis Park. Dianna Bastin made a motion to table the lease agreement between the Town of Ellettsville and the Richland Township Trustee for Marci Jane Lewis Park. David Drake seconded. Roll call vote: Scott

Oldham – yes; David Drake – yes; Dianna Bastin – yes; Kevin Farris – yes and Scott Thomas – yes. Motion carried 5-0.

Council Comments

Dianna Bastin wants the public to be aware that with the freezing weather and gradual thawing water pipes can burst in their house. This is not an Ellettsville Utilities or police matter. It needs to be researched before calling Ellettsville Utilities. People need to find the shutoffs inside their houses and be prepared.

Scott Oldham welcomed Kevin Farris to the Town Council.

Supervisors Comments

Jim Davis, Town Manager, would like for the Town Council to schedule an Executive Session for the property acquisition of the proposed Town Hall site and a few other things. After a discussion, it was decided to hold the Executive Session on Tuesday, January 20, 2015, at 6:00 p.m. at the Fire Station.

Town Marshal Tony Bowlen is requesting permission to hire Leah Fiegle as a part-time receptionist. Mr. Oldham asked if the funds were in the budget. Marshall Bowlen replied yes. Mr. Oldham asked the rate of pay. Marshal Bowlen answered it is \$13.94 an hour and her start date will be the day on which she signs her employment papers.

Scott Oldham entertained a motion to hire Leah Fiegle as the office person for the Police Department. David Drake made a motion to hire Leah Fiegle as the office person for the Police Department. Scott Thomas seconded. Roll call vote: Scott Oldham – yes; David Drake – yes; Dianna Bastin – yes; Kevin Farris – yes and Scott Thomas – yes. Motion carried 5-0.

Privilege of the Floor

Stephen Volan, member of the Bloomington City Council and President of the Monroe County Solid Waste (“Solid Waste”) Board of Directors, thanked the Town Council for appointing a member to the Solid Waste Board. It was discovered the week prior that Ellettsville does not have an automatic seat on the Solid Waste Board because there is no other incorporated city within the county. The commissioners are to choose from another town or village board in the county. It has always been an Ellettsville seat and it is his belief that it should continue to be so considering it is more populous than Stinesville. The commissioners have the choice of appointing Ms. Bastin. He is requesting the Town notify the commissioners that they have made a choice and that no other council be the representative. He has postponed the normal meeting of the Solid Waste Board awaiting appointment of the Town Council representative.

Dianna Bastin is interested in the position on the Solid Waste Board. However, she works for Monroe County and she doesn’t want to be pushy.

Town Manager Jim Davis will inform the Monroe County Commissioners of the Town Council’s appointment to the Solid Waste Board.

Adjournment

Scott Oldham entertained a motion to adjourn. Dianna Bastin made a motion to adjourn. David Drake seconded. Scott Oldham adjourned the meeting at 6:53 p.m.

<hr/> Scott Oldham, President	<hr/> Scott Thomas, Vice-President
<hr/> Dianna S. Bastin	<hr/> David Drake
<hr/> Kevin Farris	<hr/> Sandra C. Hash, Clerk-Treasurer, IAMC, MMC