

June 14, 2004

The Ellettsville, Indiana, Town Council met in regular session on Monday, June 14th, 2004 at the Town Hall. Patrick Stoffers called the meeting to order at 7:30 PM and welcomed the newest Council Member Dennis Williamson to his first session. William Evans led in the Pledge of Allegiance and Lisa Creech led in prayer.

Roll Call: Patrick Stoffers asked for roll call of the Council Members. Members present were Patrick Stoffers, President; Phillip Rogers; Lisa Creech; William Evans and Dennis Williamson. Also present were Sandra Hash, Clerk-Treasurer; Mike Spencer, Attorney and Jeffrey York, Planning and Zoning Administrator. Rick Coppock, Town Engineer was absent.

Supervisors Present: Jim Davis, Jim Ragle, Ron McGlocklin, Mike Farmer and Jeff Farmer.

Approval of the meeting minutes for May 24th and June 5th, 2004

Lisa Creech made a motion to approve the minutes for May 24th, 2004. William Evans seconded. Motion carried.

Patrick Stoffers read the minutes aloud from the handgun qualifications held in Owen County on June 5th, 2004. William Evans made a motion to approve the minutes for June 5, 2004. Phillip Rogers seconded. Motion carried.

Action to pay Accounts Payable Vouchers

Lisa Creech made a motion to pay the accounts payable vouchers. William Evans seconded. Motion carried.

Resolutions

Resolution 17-04 to assign a portion of the Police bids for furniture, communications system and video surveillance system to the Building Corporation

William Evans read Resolution 17-04 in its entirety. In summary the Resolution states the Town has proceeds from the sale of the land and from the Build Indiana Grant which totals \$277,000.00 to be used toward the Police Station bids.

Lisa Creech made a motion to approve Resolution 17-04. William Evans seconded. Motion carried.

Resolution 18-04 to declare unused office equipment surplus property

William Evans read Resolution 18-04 in its entirety. In summary the Clerk-Treasurer's Office has surplus equipment including two computers with monitors, two ink jet printers, one laser printer and 1 cross cut paper shredder. One computer with monitor and a printer will be donated to the Town of Paragon Clerk-Treasurer and the rest will be donated to the Fire Department for their annual garage sale.

Lisa Creech made a motion to adopt Resolution 18-04. William Evans seconded. Motion carried.

Resolution 19-04 to appoint new director to the Ellettsville Building Corporation

William Evans read Resolution 19-04 in its entirety. In summary Dennis Williamson resigned from the Ellettsville Building Corporation leaving a vacancy. Therefore, the Council will appoint David Drake to fill the vacancy.

Lisa Creech made a motion to adopt Resolution 19-04. William Evans seconded. Motion carried.

Ordinances on First Reading

Ordinance 04-09 Additional Appropriation for the Fire Department due to a DNR Grant

William Evans read the Ordinance in its entirety.

Sandra Hash explained last year the Fire Department received a matching reimbursement grant to buy equipment. The Fire Department purchased the equipment and the Department of Natural Resources reimbursed them \$2,498.80. In order for the Fire Department to spend the money; an additional appropriation is needed. It will be appropriated into F-213 the Fire Office Supplies line.

William Evans made a motion to approve Ordinance 04-09. Phillip Rogers seconded. Motion carried. (This was the first reading)

Ordinance 04-10 to Adopt Supplement 2004 S-1 to the Ellettsville Town Code

William Evans read the Ordinance in its entirety.

Sandra Hash explained she sent in all of the new Ordinances passed since last November to American Legal Publishing for codification to the Town Code. This Ordinance accepts all of those changes into the Code.

New Business

Final Plat Approval for Prominence Pointe Phase II

Bernie Guerrettaz of Bledsoe, Tapp and Riggert requested final plat approval for Prominence Pointe Phase II.

Jeff York reviewed the plat and it meets the requirements. They have a Letter of Credit through Irwin Union for \$53,500 which is appropriate.

William Evans made a motion to approve the final plat approval for Prominence Pointe Phase II. Phillip Rogers seconded. Motion carried.

Final Plat Approval for Union Valley Homestead

Doug Curry of Bynum Fanyo Associates requested final plat approval for Union Valley Homestead.

Jeff York reviewed the final plat and it meets the requirements. They have a Letter of Credit for \$41,000 through Peoples State Bank which is appropriate.

William Evans made a motion to approve the final plat for Union Valley Homestead. Phillip Rogers seconded. Motion carried.

Amendment to extend the Build Indiana Fund Grant to the Monroe County Fall Festival in care of the Town of Ellettsville

William Evans read the First Amendment to the Grant in its entirety.

Sandra Hash explained the Town is a “guardian agency” for the Monroe County Fall Festival and they received \$50,000 in Build Indiana grant money a few years ago. They purchased the garage behind the Shook House for \$16,500 with part of the money leaving a balance of \$33,500. The grant will expire in June, so the Fall Festival wrote for an extension and the Town as the guardian needs to sign off on the approval of the extension.

Lisa Creech made a motion to approve the First Amendment to Grant A141-2-BIF-01-1236 Build Indiana Fund for Monroe County Fall Festival through the Town of Ellettsville. William Evans seconded. Motion carried.

Accept the bids for Communications Equipment and Furnishings at the New Police Station

Sandra Hash stated only one bid was received on furnishings from R. E. Anderson for \$92,152.28 and only one bid was received on communications from B & L Communications for \$205,907.00.

Lisa Creech made a motion to accept the bid from R. E. Anderson for the Police Department furnishings for \$92,152.28. William Evans seconded. Motion carried.

Lisa Creech made a motion to accept the bid from B & L Communications for communications and surveillance for \$205,907.00. William Evans seconded. Motion carried.

Accept the bids for Furnishings and a Generator at the New Fire Station

Sandra Hash stated the generator bid was for \$33,000 from Cummins Mid-States Power, Inc. and the furnishings bid was for \$117,260.40 from R. E. Anderson & Associates.

Lisa Creech made a motion to accept the bid for the generator from Cummins Mid-States Power, Inc. for \$33,000.00. William Evans seconded. Motion carried.

Lisa Creech made a motion to accept the bid from R. E. Anderson & Associates for the furnishings for the Fire Department for \$117,260.40. William Evans seconded. Motion carried.

Representative from M. C. Building Department to discuss Proposal

Jim Gerstbauer, Monroe County Building Commissioner presented the Council with information concerning the proposal for the County to take over issuing building permits and performing building inspections for the Town of Ellettsville. The Monroe County Building Department handles the County, the City of Bloomington and the Town of Stinesville's building permits inspecting each project with the proper inspections required; watching for safety features and the quality of construction. He has a qualified, certified staff including plumbers and electricians, with an average of seven years of experience in the field and since there are several inspectors there wouldn't be any down time for inspections to be performed. The same codes are state wide; all of the rules are the same. They have experience in going in between other jurisdictions. If the Town would chose to contract with Monroe County they would be able to enforce the code while decreasing the burden on contractors so they would have only one place to go to for developments. Currently the County is inspecting the new Fire and Police Stations under construction and helped on the new Edgewood schools. He's worked with Jim Davis on several projects and knows he's capable but realizes Jim has a full-time position as Fire Chief. He doesn't think Ellettsville has enough staff to handle all of the potential projects that may occur and is concerned for the Town. He encouraged the Town to either invest in an actual Building Department or contract with Monroe County to do all of the inspections through an inter-local agreement at no cost, only for the building permit fees charged.

Lisa Creech said this is a home rule state and therefore the responsibility falls on the Town's shoulders. She's heard Jim Davis say that he's a little overburdened dealing with the Building Department. She stated that Mr. Gerstbauer has been very helpful to her in the past and thinks Monroe County would do a wonderful job for the Town. She thanked Jeff York for looking into the County handling the Town's building needs.

Dennis Williamson asked what the time frame would be for them to take over issuing permits and performing the inspections if they did.

Jim Gerstbauer said in a couple of months if approved and after the agreement was signed. He's spoken with Jim Davis several times over the last couple years about this issue. Both agreed if it would ever happen that it would be best if the County would start with the new permits issued and let Jim Davis complete the current ones in progress. This would make for a smoother transition for all parties involved. He's already spoken with the County Commissioners and they have expressed an interest in pursuing this proposal, so the decision is up to the Council whether they wish to proceed. If so, both entities can move forward by having their perspective attorneys draw up an inter-local agreement. The County has examples from the Town of Stinesville and the City of Bloomington to use if Ellettsville agrees.

Patrick Stoffers said he didn't object to starting the paperwork to give the Council more information to look at to make a better informed decision.

Jeff York thanked Jim Gerstbauer for attending the meeting and for all his help since he was hired. He's concerned about the future of the Town because of its rapid growth; in fact, twenty-eight new subdivision lots were approved today. Jim Davis has indicated to him that he (Jim) is overburdened. When Jim volunteered to be the Town's Building Inspector in 1986 there was only a handful of permits issued a year, but the number of permits issued per year has grown increasingly. He's heard there is some concern over the loss of revenue the Town would receive if the County took it over but pointed out it would probably be costly to establish an actual Building Department. He agreed with Mr. Gerstbauer that the Town needs to look closely at both options, either investing in an actual Building Department or signing a contract with Monroe County.

Supervisor's Comments

Ron McGlocklin said he's researched ticketing forms for planning and zoning code and ordinance violations. He showed different examples as a possibility for the Council and Jeff York to review for the Town to use for violations. One example is a "Warning to Property Owner" tag that can be hung on the property owners door handle. Another example is a two part carbonless notice. The cost is minimal; one hundred warning door tags cost \$22 and one hundred two part carbonless notices for \$25 (fifty tickets per book). Currently we do not have any form of tag or ticket to issue ordinance violations.

Lisa Creech figured to send out the number of letters we send currently to citizens with violations it ends up costing approximately the same amount as it would cost to purchase one book.

Jim Davis presented the annual Agreement with Bloomington Hospital Ambulance Service for renewal. He explained it is the same standard agreement last year with a 5% increase in the payment for a total annual sum of \$36,891.24. He added this ambulance is centrally located for the County. The Hospital approved the agreement. The Council just needs to approve and sign it now.

William Evans read the agreement in its entirety and made a motion to approve the agreement between the Town of Ellettsville and Bloomington Hospital Ambulance Service. Lisa Creech seconded. Motion carried.

Jim Davis added a little information to Mr. Gerstbauer's speech saying when he first took on performing the inspections for the Town it was easy. That was when there were on 30 or 40 permits issued a year and only a few hundred fire runs per year. However, last year we issued 118 building permits and the fire runs have increased up into the 1,100 call range per year. 118 permits with four inspections each becomes quite a task while still performing Fire Department functions. If the Council decides not to sign an agreement with the County they should hire someone to do the building department inspections even if only for part-time. Monroe County has an excellent staff that is certified and we (Jim and Bill) are not. If the Council decides to hire an actual Building Inspector that person needs to be or become certified.

Sandra Hash presented a Thank You card from Mrs. Cowden's fourth grade class for the allowing them to tour Town Hall. She and Amber will be attending State Board of Accounts training on Thurs., June 17th & Fri., June 18th.

Jeff York said he has written a letter to INDOT requesting a speed study be conducted along State Road 46 between Ridge Springs Lane and Red Hill Road because concerns have been brought to his attention about high speed travelers in this section of the highway. The current speed limit is 45 m. p. h. and some citizens would like a reduction in the speed limit.

Dennis Williamson thanked the Street Department for their work on the Town's parking lots and installing bumper blocks. He also thanked the Council for allowing him to be on the Ellettsville Building Corporation over the last several months.

Lisa Creech revised the Health Ordinance. She gave each Council Member a copy and explained the changes, thanking Jeff York and Ron McGlocklin for their input as

well. Some of the changes were to reflect the current procedures in place and to follow State Codes. She and Jeff have also looked at and she has revised the Noise Ordinance. She thanked Dennis Williamson for joining the Council and Ron McGlocklin for his research on the parking tickets. She also commended Robinson for bringing 31 new jobs to Ellettsville at the Eagles Landing.

Phillip Rogers said the Council needs to elect a Vice-President for the Town Board.

Phillip Rogers nominated Bill (William) Evans for Vice-President of the Ellettsville Town Board. Patrick Stoffers seconded. Motion carried with Lisa Creech abstaining.

- **Elected William Evans for Town Council Vice-President**

Phillip Rogers stated school is out and there are a lot of kids in the street so everyone needs to drive slower and watch out for the kids.

William Evans thanked Dennis Williamson for accepting the Council position. He also stated the Reserves put in 196.75 patrol hours during the month of May. Harry Bowen is retiring at the end of the month from the Reserves after 20 years of service and he wished him the best. He read two thank you letters from Smithville Telephone Company. One thanked the Council for granting the tax abatement and the other was a thank you to Police Reserve Officers Mike Hendricks, Bob Sowder and Officer Brian Mobley for their pursuit and apprehension of alleged vandals to their storage facility on June 2nd. He added the Police Station is coming along.

Pat Stoffers inadvertently omitted a set of meeting minutes from March 20th, 2004 concerning the Police handgun qualification shoot and he requested approval. He read aloud.

William Evans made a motion to approve the minutes of March 20th, 2004 Town Council Meeting. Phillip Rogers seconded. Motion carried.

Adjournment

Patrick Stoffers asked for a motion to adjourn. William Evans made a motion to adjourn. Phil Rogers seconded. Motion carried. Meeting adjourned at 8:40 p. m.

Patrick Stoffers, President

William Evans, Vice-President

Lisa Creech

Phillip Rogers

Dennis Williamson

Sandra C. Hash, Clerk-Treasurer