

September 10, 2018

The Ellettsville, Indiana, Town Council met for a regular meeting on Monday, September 10, 2018, at the Ellettsville Town Hall Meeting Room located at 1150 W. Guy McCown Drive. Scott Oldham called the meeting to order at 6:30 p.m. Brice Teter led the Pledge of Allegiance followed with a prayer by Jimmie Durnil.

Roll Call: Members present were Scott Oldham, President Brian Mobley, Vice President; Brice Teter and Scott Thomas. Kevin Farris was absent. Sandra Hash, Clerk-Treasurer; Darla Brown, Town Attorney; Mike Farmer, Interim Town Manager; and Rick Coppock, Bynum Fanyo & Associates, Town Engineer; were also present.

Supervisors present were: Mike Cornman, Danny Stalcup, Jimmie Durnil and Kevin Tolloty.

Approval of Minutes

Scott Oldham entertained a motion for approval of the minutes for the regular meeting on August 27, 2018. Brice Teter so moved. Scott Thomas seconded. Motion carried.

Accounts Payable Vouchers

Scott Oldham entertained a motion for action to pay Accounts Payable Vouchers. Mr. Mobley asked questions about the claims which were answered by the supervisors. Brian Mobley made a motion to pay accounts payable. Scott Thomas seconded. Motion carried.

Paving Quotes

Darla Brown, Town Attorney, advised two bids were received. The first is from E & B Paving for \$59,280. The second is from Milestone Contractors for \$61,450.

Scott Oldham entertained a motion. Brice Teter made a motion to take the bids under advisement to allow Danny to take a look at them to make sure they're to the right specifications. Scott Thomas seconded. Roll call vote: Scott Oldham –yes; Brian Mobley – yes; Brice Teter – yes and Scott Thomas - yes. Motion carried.

Pre-Adoption Public Hearing of the 2019 Budget

Sandra Hash, Clerk-Treasurer, presented a summary of the 2019 Budget. General Fund increased by \$87,378 and includes Administrative, Planning, Fire and Police. There was an additional \$100,000 for Fire Department equipment from the Richland Township which is not included in the General total. The remainder of the budgets for MVH, Parks, Local Roads and Streets, CCI and CCD are reduced collectively by \$27,684. Mr. Oldham requested that a link to the budget be put on the website.

Resolutions

Resolution 17-2018 to Adopt the Comprehensive Plan Update for the Town of Ellettsville

Scott Oldham advised this was tabled at the last meeting to allow for public comment and asked if any had been received. Mr. Tolloty answered no.

Valerie Dewar asked how the Comprehensive Plan was publicized so there could be more encouragement from the last meeting. Mr. Tolloty explained it was mentioned at the Town Council meeting and put on the Planning Department's website. It had been publicized in *The Ellettsville Journal* over the last 1.5 years and discussed at many public meetings. Ms. Dewar clarified she wanted to know the efforts in the past two weeks. Mr. Oldham explained the reason they tabled it for two weeks was because it was the first time it had been mentioned at Town Council in two to three months. So, it was more of a reminder. Ms. Dewar asked if the Town employed anyone with grant writing capacity. Mr. Oldham answered Denise Line and Kevin Tolloty write grants. A lot of it depends on what the grants are for. Grants at the federal and state level are specialty grants and not blanket grants. It takes someone with a specific expertise to write the grants.

Scott Oldham entertained a motion. Brice Teter made a motion to approve Resolution 17-2018 to adopt the Comprehensive Plan Update for the Town of Ellettsville. Scott Thomas

seconded. Roll call vote: Scott Oldham –yes; Brian Mobley – yes; Brice Teter – yes and Scott Thomas - yes. Motion carried.

Scott Oldham thanked everyone involved for the work that went into the Comprehensive Plan Update.

Resolution 20-2018 to Purchase Real Estate – Parcel Number 53-04-10-100-018.000-013

Darla Brown, Town Attorney, explained this resolution is for 105 W. Vine Street and is a follow-up from the last Town Council meeting regarding the offer to purchase. Pursuant to statute the first step in the process is to pass a resolution indicating the Council's interest in purchasing real estate and getting appraisals which has been done. The resolution authorizes her and Mike Farmer to negotiate for the real estate and to serve as the Town's purchasing agents for the purchase price in the parameters set by the Council.

Scott Oldham asked how the Town will pay for the property. Ms. Brown advised Ms. Hash spoke with Peoples State Bank and while they did not say no they were to send information which has not been received. Another option is to have the sewer utility loan it to stormwater. Then, stormwater would pay it back.

Scott Oldham entertained a motion. Brice Teter made a motion to approve Resolution 20-2018 to Purchase Real Estate, Parcel No. 53-04-10-100-018.000-013. Scott Thomas seconded. Roll call vote: Scott Oldham –yes; Brian Mobley – yes; Brice Teter – yes and Scott Thomas - yes. Motion carried.

Ordinances on First Reading

Ordinance 2018-33 to Adopt the 2019 Budget

Sandra Hash, Clerk-Treasurer, explained this is the first reading of the budget ordinance explained under Pre-Adoption Public Hearing of the 2019 Budget above. Mr. Oldham advised it will be considered for adoption at the next Town Council meeting.

Ordinances on Second Reading

Ordinance 2018-27 to Amend Section 35.01 of the Ellettsville Town Code Regarding the Town Police Alliance

Marshal Jimmie Durnil explained the ordinance changes the reserve status to Alliance terminology.

Scott Oldham entertained a motion. Scott Thomas made a motion to adopt Ordinance 2018-27 to Amend Section 35.01 of the Ellettsville Town Code regarding the Town Police Alliance. Brice Teter seconded. Roll call vote: Scott Oldham –yes; Brian Mobley – yes; Brice Teter – yes and Scott Thomas - yes. Motion carried.

Ordinance 2018-28 to Amend Section 36.126 of the Ellettsville Town Code Regarding Paid Sick Leave

Chief Mike Cornman explained the ordinance replaces "vacation" with "PTO". PTO will now match the rest of the terminology.

Scott Oldham entertained a motion. Scott Thomas made a motion to adopt Ordinance 2018-28 to Amend Section 36-126 of the Ellettsville Town Code regarding Paid Sick Leave. Brice Teter seconded. Roll call vote: Scott Oldham –yes; Brian Mobley – yes; Brice Teter – yes and Scott Thomas - yes. Motion carried.

Ordinance 2018-29 to Amend Section 36.159 of the Ellettsville Town Code Regarding the Return of Property

Chief Mike Cornman explained when police reserves and volunteer firefighters resign or move they have to return their equipment. "Reserves" has been replaced by "Alliance".

Scott Oldham entertained a motion. Scott Thomas made a motion to adopt Ordinance 2018-29 to Amend Section 36-159 of the Ellettsville Town Code regarding Return of Property. Brice Teter seconded. Roll call vote: Scott Oldham –yes; Brian Mobley – yes; Brice Teter – yes and Scott Thomas - yes. Motion carried.

Sandra Hash, Clerk-Treasurer, advised several ordinances tabled at the last Town Council meeting have been withdrawn.

Old Business

Flood Report

Brian Mobley presented photographs of heavy rains taken on September 8, 2018. Although downtown did not flood, it came close and is still an issue. Mr. Oldham agreed.

Agreement between ERSC and Town of Ellettsville

Darla Brown, Town Attorney, explained two or three meetings prior, an agreement was presented to Town Council for approval. The Council authorized approval of the agreement and for it to be revised as necessary. There is an agreement with ERSC for the hiring of this third-party rate consultant to look over the report prepared by H.J. Umbaugh & Associates and any other documentation provided by the Town or ERSC necessary in calculating the sewer rate. The agreement allows the independent rate consultant to set forth deadlines and calculate the sewer rate. As it was previously approved by Town Council, she requested Mr. Oldham sign the agreement. Mr. Oldham asked if the parties have agreed to abide by the rate consultant's decision. Ms. Brown answered that is correct. It is treated as an arbitration. Paragraph 6 of the agreement states *"The IRC's determination of a treatment rate or billing services fee shall be final and shall be binding on both Parties."* They can also ask for an advisory non-binding opinion on things like the Town's operation and maintenance expenses and how those are accounted for and managing the capital reserve funding accounts and equipment replacement funds. If they wanted to ask the gentleman's opinion as to how they should be doing that they can but it is non-binding. All agreed for Mr. Oldham to sign the agreement.

New Business

2019 Animal Control Agreement

Sandra Hash, Clerk-Treasurer, explained this is the annual Animal Control Agreement. It is less than the budgeted amount. Ellettsville had 3.23% of the total animals in the county. The highest number of animals are surrendered by owners.

Scott Oldham entertained a motion. Scott Thomas made a motion to adopt the 2019 Animal Control Agreement as written. Brian Mobley seconded. Roll call vote: Scott Oldham – yes; Brian Mobley – yes; Brice Teter – yes and Scott Thomas - yes. Motion carried.

Purchase of a Half-Ton Pick-Up – Street/Utilities

Kip Headdy, Street Department Foreman, explained one of the ¾ ton trucks will be made into a dump bed to be shared by the Utilities and Street Departments. The half-ton truck to be purchased will be used for administrative purposed by the Street Department. Mr. Farmer added this prevents them from purchasing a truck for that purpose. It frees up the Utilities truck for moderate use by the Fire Department as they are selling it to them for \$1. It saves money and realigns resources for the correct use of vehicles. Chief Cornman stated the truck they're purchasing from Utilities will replace a 1986 Chevrolet Pickup Truck. Mr. Oldham asked how this will be paid. Mr. Farmer answered the funds are available in MVH and Utilities. Mr. Headdy obtained a quote of \$33,199.25 for a Ford F150 from Community Ford and \$31,869.75 from Curry Auto Center for a 2019 Chevrolet Silverado 1500. Mr. Thomas asked if they're 4-wheel drive. Mr. Headdy answered yes. Mr. Farmer advised pickup trucks are usually kept in the inventory for five to seven years.

Scott Oldham entertained a motion. Brice Teter made a motion to approve the purchase of a half-ton pickup truck for Street and Utilities usage. Scott Thomas seconded. Roll call

vote: Scott Oldham –yes: Brian Mobley – yes; Brice Teter – yes and Scott Thomas - yes.
Motion carried.

Offer to Purchase 105 E. Vine Street

Darla Brown, Town Attorney, explained this is a follow-up to the resolution. She will put together an offer to purchase and include language it is contingent on Council approval, financing and the completion of a Phase 1 environmental study.

Town Council Comments

Brian Mobley announced the Monroe County Festival (“Festival”) is coming up. Everybody be prepared for the road blockage before the parade and times will be posted. Chief Cornman advised roads will be closed at 11:00 a.m. and the parade begins at 12:00 p.m. Park Street between Turtleback Creek Road and Ritter Street will be open during the Festival with an exception on Friday during Education Day. Marshal Durnil noted they will be utilizing water barricades on Park Street.

Town Manager’s Comments

Mike Farmer, Interim Town Manager, thanked the Ellettsville Chamber of Commerce for hosting a luncheon with Lieutenant Governor Suzanne Crouch at Town Hall today. It was a great event. Thank you to the organizers of the produce stand by Jiffy Treat all summer.

Supervisors Comments

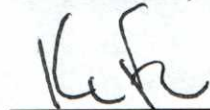
Fire Chief Mike Cornman explained two meetings prior he made a presentation on the status of the Fire Department. There have been a lot of telephone calls and conversations. A meeting has been scheduled with other people and he hopes to have an update for the next Town Council meeting.

Privilege of the Floor

Adjournment

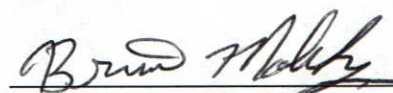
Scott Oldham entertained a motion to adjourn. Brice Teter so moved. Scot Thomas seconded. Scott Oldham adjourned the meeting at 6:57 p.m.

Scott Oldham, President

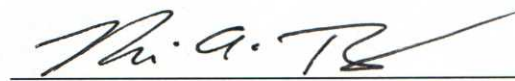


Kevin Farris

Scott Thomas



Brian Mobley, Vice President



Brice Teter



Sandra C. Hash, Clerk-Treasurer, IAMC, MMC