

## **Trafalgar Town Council**

**April 21, 2016**

Jeff opened the meeting at 7:00p.m.

Roll was taken. Jeff Eisenmenger, David Moore, Jason Ramey, Betty Davis, Donna Moore Clerk Treasurer and Town Attorney Bill Barrett, Steve Scott absent.

Betty Davis led the Pledge of Allegiance.

Wastewater Credits/Utility Office: Thomas Kiskaden 104 E Pearl St, pipes busted in basement and I have fixed the problem. Jeff asks if water was currently on at residence, and Mr. Kiskaden said yes. Wendy said amount of credit is \$191.30. Jeff asks if arrangements had also been made on prior water bills. Wendy gave Mr. Kiskaden a document with options for payment plan. This would be in addition to maintaining current water bill. Jeff suggested making a 9 month plan on paying the arrearages for the prior bills; this would be \$60.00 a month to pay prior water bills. Jason made a motion to allow Mr. Kiskaden to pay the prior water bills over a 9 month payment period and also allowing the wastewater credit of \$191.30. Jeff 2<sup>nd</sup>. All in favor. Motion passed 4-0.

### **New Business:**

Review minutes from Town Council Meeting March 17<sup>th</sup> & March 24<sup>th</sup> 2016, Jeff made a motion to accept the March 17<sup>th</sup> meeting minutes as written, David 2<sup>nd</sup>. All in favor. Motion passed 4-0. Jeff made a motion to accept the March 24<sup>th</sup> Special meeting minutes as written, Betty 2<sup>nd</sup>. All in Favor. Motion passed 4-0.

**Dawn Ray** – I currently work for the DLGF and I am looking for a desk to sit at 2 days a week, Monday & Tuesday, to be more accessible to the taxing districts. It would be about 6 months out of the year, 4 months in the spring and summer and 2 months in the fall. I have all my own equipment and have my own internet. Dawn said the office/desk space would have to be in a municipality. David suggested that the library is setup for individuals to utilize office space; Dawn said she has been using the library. Betty and David both agreed that the Town Hall doesn't have the space available for individuals to use. Dawn was thinking about an area in the basement. Betty did not think that area would be suitable since it could not be locked. Bill Barrett said that this has been done in the past in other units, but it would be a different issue about having space. Jason said he contacted the City of Greenwood because they use to have an agent in their building but since that person has moved out. Greenwood said moving forward that the space would have to be leased and could no longer donate the space due to



usage and utilities. Jeff suggested that Dawn provide documentation regarding needing space and requirements necessary. Betty said this would give the Council time to check the space to see if it would be suitable for an office/desk. Donna also said there was a lot of documents in the basement that has to be reviewed and she was not sure how much privacy Dawn would have. Jeff said the Council will do some research and get back with Dawn on the space availability.

**Phil Hubbard** – Mr. Hubbard has pictures of the sidewalks before and after the new sidewalks was installed. Mr. Hubbard is asking for a better access to his building, we had a small step and with the installation of the new sidewalks it is not wheelchair assessable any longer. On the access to the approach it is at the center of the grass line. Mr. Hubbard said he had called Bill's office to ask for clarification on easements. Mr. Hubbard's concerns are where the previous foundation was the new sidewalks were setback on his property. He was told that the sidewalks were setback on the easement. Bill said an easement is a recorded document that defines rights and obligations and that the easement does prevent the owner of the property from building across the easement. Bill advised Mr. Hubbard if he thought the Town has done something wrong then Mr. Hubbard should hire an attorney and pursue whatever remedies he would have. Mr. Hubbard is also concerned about the approach that was put in at the side of his building, he said when he pulls out and turns right he falls in a hole because of where the parking is. Jeff told Phil Hubbard and Dale Hubbard that he and Bill will consult with the engineer and Lee Rogers, Jeff said that the engineer and legal counsel would know the codes and ADA compliance requirements. If they need to set up a meeting with Phil & Dale they will let them know.

### **Old Business:**

**Cyber Security Appropriation Fund** – This was tabled for this meeting. The Council decided to go with the \$1M policy which is \$1553.00 annually, \$517.67 which will be paid out of the General, Water & Wastewater Fund, from the 342 insurance appropriations for each. Jeff made a motion to purchase Cyber Security Insurance in the amount of \$1M coverage from Edinburgh Insurance for \$1553.00, split 3 ways between General, Water and Wastewater for \$517.57. Jason 2<sup>nd</sup>. All in favor. Motion passed 4-0.

**Indian Creek Elementary School Building-** Jason contacted Ms. Baird the Hensley Township Trustee, Ms. Baird would be happy to help the Town acquire the building, but what she doesn't want to do is assist the town in acquiring a money pit or a liability of a repair issue. She wants to know what the Town's plan is with acquiring the building, what is the cost to occupy and repair it, the cost for maintaining and operating it. Also what effect it will have on the Town and taxpayers here. She didn't want to be involved in handing over a problem from one municipality to another. The next step would be to set up a session with the Town Council, Dr.



Edsel and Beth Baird to see what pieces of the puzzle everyone needs to bring to get something done. David suggested getting with our engineer as well as representatives from Duke Energy and Vectren in order to find out cost associated with our needs of the building. Jason said the cost to operate the building annually was about \$75,000 and our needs would be different which could bring the cost down or up. Judy asks if anyone had been contacted to look at the building. Bill said one fact to consider is that the School District is obligated to offer it to the Township; the Township is not obligated to accept it and has a limited time to make a decision from the time of the offer. And the Township will not take it unless the Town or someone else comports with what they are willing to do. Judy said the school would probably not make it available until the beginning of September. Betty suggested that because of all of the information and facts that the Council should involve the residents, maybe having a public meeting to get input. Jason also thought that hosting an opportunity for the public to speak should also be done. Bill said to acquire the building is not a public vote but a Council vote and it is a huge purchase and the idea of making sure the whole Town knows what your doing is a great idea. Jeff suggested setting up a special meeting to visit the school.

**Police Commission Appointment** – David thought that Todd Bridges would be more suitable on the Police Commission Board with his background. Jeff thought it was wonderful that both Todd Bridges and Tyler Church wanted to serve their Community. Jeff made a motion to appoint Todd Bridges to the Police Commission Board. David 2<sup>nd</sup>. All in favor. Motion passed 4-0. Jeff said Tyler would be appointed to either the Planning Commission or BZA.

**Park Project** – Lee Rogers said he had talked to the Contractors to revisit their quote, he was wondering if we could have a meeting to finalize the design. Bill suggested scheduling an RDC meeting with the next Council meeting. Everyone agreed that there has been a lot of effort and work and the plans of the project should be moved on with. A RDC meeting will be planned on Wednesday May 4, 2016 @ 5:00p.m., to finalize the details of the park project.

**Planning Commission & BZA** – Lee Rogers said that someone might be buying the old grocery store to use for warehouse space.

**Board of Metropolitan Police Commissioners** – Next meeting scheduled June 8, 2016 @ 7p.m.

**Water/Wastewater Treatment Plant and Street Commission** – Potholes Trafalgar Point Way, Wendy will send a letter to the owners that there have been several complaints and they will need to repair the potholes. Steve Appelt has a performance bond that is still pending with the Town; they are finalizing the construction work now in the Lancaster subdivision. Lee said if he finishes his work before the May meeting then he would not have to renew it. Steve just wants to have bond released before May meeting since the work is almost complete. Bill said it could be delegated to the Street Superintendent to release the bond upon satisfactory completion of



the work. Jason made a motion to authorize Lee Rogers to release the bond for Steve Appelt pending his approval of the finished work in the Lancaster subdivision. Jeff 2<sup>nd</sup>. All in favor. Motion passed 4-0. Lee wanted approval for the construction project for Dave O'Mara; this would be a partial payment of \$86,839.50. Jeff made a motion to pay Dave O'Mara Contractors in the amount of \$86,839.50 for the downtown project. Betty 2<sup>nd</sup>. All in favor. Motion passed 4-0. Lee said that due to the trash truck fire in the Spring Lake subdivision last spring he has been working with their insurance company to pay for it, the original quotes were \$6,000-\$9,000; O'Mara will have all the equipment here and can complete this work for \$3,850.00 while they are here. Jeff made a motion to hire Dave O'Mara Contractors to repair the pavement on Clear Spring Lane in the amount of \$3850.00. David 2<sup>nd</sup>. All in favor. Motion passed 4-0. Lee would like to purchase a laser to be able to shoot grade on ditches and other various pipe work we do. It is going to be about \$2365.00 to purchase. Jeff made a motion to allow Lee Rogers to purchase a laser in amount of \$2365.00. Betty 2<sup>nd</sup>. All in favor. Motion passed 4-0. Lee has the quick claim deed for the old water tower site to Brown County Water. Bill said the deed was prepared by Brown County Water's attorney so they will be responsibility for the description of the property. Jeff made a motion to approve the quick claiming of the Town of Trafalgar old water tower site to Brown County Water Utilities Inc. as written. Jason 2<sup>nd</sup>. All in favor. Motion passed 4-0. Bill said there was no payment made and that the Town should not have owned this in the first place and this was just the final step.

**Police** – Charles said that body cameras were discussed in the Merit Board meeting. Bill said new legislation was passed governing body cameras or any camera an officer uses, and that he has advised the Chief and Police Board that we shouldn't be going to body cameras. Charles will compile a SOP on the body cameras. Bill said the Chief has been discussing entering into a contract through Buy Crash.com for accident reports. Bill said the vendor expects the Town to indemnify the vendor, and Bill does not think that should be done. Bill said his office is waiting to hear back from the vendor. Charles said last month a reserve officer's wife passed away and he does not know if he wants to continue working reserve, he is going to take some time off. Charles has asked the Merit Board to hire Brian Wilkerson as a reserve officer. Charles has also asked the Merit Board about hiring a paid part-time office that use to work for us. Charles stated the new Durango has been ordered.

**Clerk Treasurer** – Donna Moore

The Town Council minutes from the March 17<sup>th</sup> meeting and the minutes from the March 24<sup>th</sup>, 2015 meeting will be passed around to sign and the payable vouchers fund report. There are also 2 Resolutions to sign, 2016-001 Application and Match Commitment and Resolution 2016-002 Redevelopment Capital. Jeff made a motion to accept Resolution 2016-001 Application and Match Commitment. Jason 2<sup>nd</sup>. All in favor. Motion passed 4-0. Jeff made a motion to accept



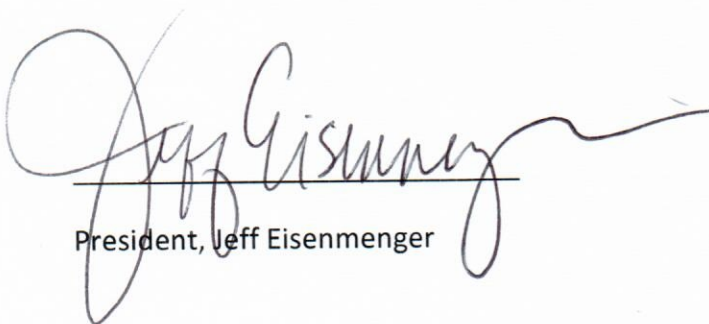
the Fund Report claims. David 2<sup>nd</sup>. All in favor. Motion passed 4-0. Regarding 2016-002 there are 2 TIF Districts and only 1 TIF fund, you should have a fund for each District, so what the 2016-002 Resolution does is creates a new fund and it transfers money in the current fund that is attributable to District 2 into the new District 2 Fund. Jeff made a motion to accept the 2016-002 Resolution establishing a non-reverting redevelopment capital #2 fund for Trafalgar economic development area #2 and authorizing the transfer of funds. Jason 2<sup>nd</sup>. All in favor. Motion passed 4-0. American Legal is in the process of updating the Ordinances and putting those in a format to publish on our Town web page. The cost is going to be within \$2,050.00 to \$2,550.00. Jeff made a motion to pay American Legal to update the Ordinances and placing them on our Town web page not to exceed of \$2,550.00. Betty 2<sup>nd</sup>. All in favor. Motion passed 4-0.

**Attorney** – Bill wanted to thank the Council for the vote to update the Ordinance and place them on the web page so they public can view. The legislation passed a bill that requires all political subdivisions to adopt an Ordinance creating Internal Controls by the end of June. Donna and I have started talking about this. Greenwood has passed an Ordinance and it is pretty simple. I have brought a copy of theirs for Donna to look at for a start and we can draft something from there. The only other thing is the property at 301 W Pearl St. The property is closed; the Saffran's no longer own the property. The order on clean-up was stayed for 60 days, the Court hearing was moved back until June, so everything will remain in place until the property is cleaned up.

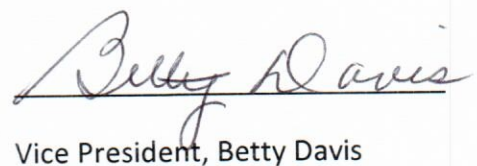
Jeff opened up the meeting to the audience. A resident wanted to know when Pearl St. would be finished. Lee Rogers said it is in the final stage.

### **Adjourn**

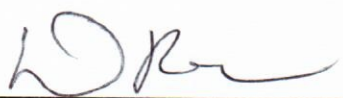
Jeff made a motion to adjourn the Trafalgar Town Council Meeting at 8:51pm, David 2<sup>nd</sup>. All in favor. Motion passed 5-0.



President, Jeff Eisenmenger




Vice President, Betty Davis



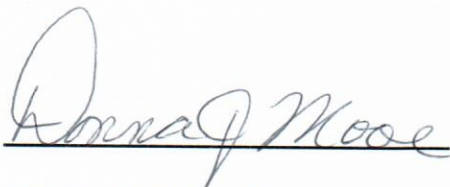
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Member, David Moore



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Member, Jason Ramey



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Attest: Donna J Moore