

**Trafalgar Town Council**  
**Meeting Minutes**  
**July 21, 2016**

Jeff opened the meeting at 7:10p.m.

Roll was taken. Jeff Eisenmenger - President, Betty Davis - Vice President, Jason Ramey, Steve Scott, David Moore – Absent, Donna Moore - Clerk Treasurer and Town Attorney Stephen Watson.

Betty Davis led the Pledge of Allegiance.

Wastewater Credits/Utility Office: No credits to report for this month.

**New Business:**

Review and approve the minutes from Town Council Meeting and Special Meeting for June 16, 2016, Jason made a motion to accept and approve the Trafalgar Town Council Minutes from June 16<sup>th</sup> and also the Special Meeting Minutes from June 16th as written, Steve 2<sup>nd</sup>. All in favor. Motion passed 4-0.

Becky Allen with ACCESS Johnson County did not attend the meeting.

Mike Wood- Owner of the Touch Me Not Carwash, about 3 years ago they put in a new water reclaim system to become more efficient. We started out with a 2 inch water meter because that's what was originally needed, but since we have installed the reclaim we no longer need that size of meter. We would like to reduce the meter size to 1 inch. Jeff asks if any of the Council had any questions for Mr. Wood. Jeff has been advised by the Attorney that they are going to look into this issue and give the Town advice on changing the size of the meter. Mr. Wood asks if there was any timeframe. Steve said the Town was currently doing a rate study on the Commercial properties and that had not been completed at this time. Lee said there were several Commercial properties that were asking to change meter size. Lee said he had spoken with the Town of Bargersville today and they have multiple commercial properties that have requested smaller meters and they have an Ordinance that states if you request a smaller meter it's at the property owner's expense for the meter, labor to install. Jeff let Mr. Wood know that after the Attorneys reviewed the request that he should receive an answer at the next meeting. Mr. Wood said that was fine with him.

Perry Richardson – 105 S Ward St. had received a letter from the Town regarding cleaning his property up. Mr. Richardson said the letter only gave him 14 days. He stated because of his health and his brother's health who actually owns the property 14 days will not be enough



time. He said they have been currently working on the property and is asking for a little more time. Jeff asks Mr. Perry how much more time he thought would be necessary. Mr. Perry stated they were hoping to have things cleaned up within a 30 day period. Jeff thought that was a very viable request. Steve suggested giving 45 days. Mr. Perry said he would also come to the next meeting to give an update as well. Mr. Perry also wanted to find out whom to contact to make sure that the work being done on the house meets approval with building codes. Jeff said the Town inspector David Parsley could answer any questions they would have. Mr. Perry said they would continue working on cleaning up the property first then they would start on the repair of the house.

Resident Complaint – 202 E Ohio (Trailer) - a complaint was made on the property that the property has not been kept up and that it is an abandoned mobile home that has been rotting for over 8 years. It has weeds growing inside and many varmints are living in and around the property. Children have also been trying to get into and under the trailer and it needs to be condemned and moved before someone is hurt. Jeff said a letter had been sent to the property owner in April. Stephen asks if there has been any response from the property owners since sending out the letter. Donna said the property owner called and they said they had mowed and cleared the property of the weeds and that the trailer was being used as storage. Stephen suggested this could possibly fall within the Town's unsafe building Ordinance and that Mr. Parsley could take a look at the property to see if there were safety issues.

### **Old Business:**

**Park Project** – Lee said the contactors are ready to start on the basketball court. Jason asks if the survey issues had been taken care of and Jeff said no they were still working on the survey. Stephen said there was still one particular issue he was still checking on. Lee said the shelter house construction would probably start in September. Lee said he would talk with Dan Able and see if he can start the construction sooner.

**Indian Creek Elementary** – Stephen said Bill had told him that the Council wanted to look into finding some consultants that would consider doing a feasibility study on what uses might work for the building and what issues might be with it physical at this point. They have contacted four different consultants who do that type of work and Stephen will provide those names and contact information to Jason to set up meetings and further discuss what the Town's considering and interested in getting out of a feasibility study. Jason said at some point it would probably have to be determined what is enough and what would be too much, what are we willing to spend to get some answers. Ms. Betty wondered if any of the utility providers have been contacted on what the utilities would cost if the school no longer occupied the building. Jason said doing the feasibility study they would be able to provide that information. Jason will try and get information from the four different consultants for the next meeting.



Stephen suggested consistency with all four consultants so that they are all hearing the same thing would have some benefits. Steve said he will work with Jason on meeting with the four consultants before the next meeting.

**Water/Wastewater Treatment Plant and Street Commission** – Lee received the bill from O'Mara and suggested that the money come from the Stormwater fund. Jeff made a motion to pay Dave O'Mara a forth payment in the amount of \$38,716.90 out of the Stormwater fund and to retain \$2,037.73 to be held for the retainage. Jason 2<sup>nd</sup>. All in favor. Motion passed 4-0.

Lee also wanted to update the Council on the streetlight at Pearl and Watson, Lee was told if we just put a light on the existing pole at that intersection there would be no cost to the Town just the monthly fee. But if we wanted to go with the same style that is currently in Spring Lake they would have to run power out to that intersection and REMC is working on that quote. Everyone seemed to have the consensus that using the existing pole would be sufficient. Jeff made a motion to have the street light installed at the intersection of Pearl and Watson. Betty 2<sup>nd</sup>. All in favor. Motion passed 4-0.

Lee also gave an update on building permits and said several had been issued.

The ground up asphalt millings that was left over from Pearl St. cannot be used for the basketball court, the contractor said they would not compact well. There has been multiple people inquire about the millings. Everyone said first come first serve to get the millings removed.

**Police-** Doug said the Trafalgar Police Department has their Facebook page up. The new Durango is ready and will be picked up tonight. Doug said over the last three weeks several of the officers including him have been stopped several times with people just thanking them for their service, and there was a very nice food basket dropped off from one of the local churches. Jeff said the Town also appreciated their service as well.

**Clerk Treasurer** – The Town Council will need to review and accept the July 21, 2016 Fund Report. Jeff made a motion to accept the July 21, 2016 Fund Report. Jason 2<sup>nd</sup>. All in favor. Motion passed 4-0. Donna also has one claim approval for Wells Fargo Bank this would be for the Frist Mortgage Bond in the amount of \$22,500.00 due by August 5, 2016. Jeff made a motion to pay Wells Fargo Bank the amount of \$22,500 for the First Mortgage Bond. Jason 2<sup>nd</sup>. All in favor. Motion passed 4-0.

Donna would like to find out about selling the two Time Guardian Fingerprint Timeclocks to the Town of Bunker Hill. Bunker Hill made an offer of \$200-\$210. The Timeclocks have never been used and have been currently just sitting in storage for approx. 2-3 years. Jason made a motion



to sell the two timeclocks to the Town of Bunker Hill in the amount of \$210.00 each. Jeff 2<sup>nd</sup>. All in favor. Motion passed 4-0.

**Attorney** – Stephen has two matters first related to the Park Project, Stephen circulated a proposed Ordinance No. 2016-001 closing a portion of Kentucky St. and repealing all Ordinances or parts of Ordinances in conflict herewith. The last page has an aerial diagram identifying the particular area of the street that would be closed. Stephen understands that this is the area which has previously been discussed by the Town Council. Stephen said that since there were four members present they could pass both readings tonight and it would become effective after the meeting or they could consider it and take action at the next meeting. Jeff made a motion to accept Ordinance No 2016-001 Closing a Portion of Kentucky St., and Repealing All Ordinances or Parts of Ordinances in Conflict Herewith as written. Betty 2<sup>nd</sup>. All in favor. Motion passed 4-0. Stephen said Jeff would like to suspend the rules to adopt the Ordinance tonight and in order to do that there would have to be unanimous consensus to suspend the rules. Jason made a motion to suspend the rules the second reading for the Ordinance 2016-001. Jeff 2<sup>nd</sup>. Steve was opposed. Steve suggested giving the Town a month to find out about the street closing to see if anyone was opposed. The motion to approve at the second reading failed with lack of the unanimous vote.

Stephen had a request from Donna asking about the recent changes to the Fair Labor Standards Act rules, whether the new rules would have any impact on the Town. In summary the change really only affects what might be considered traditional white collar workers working on a salary, those having an administrative type job, executive type job, a professional type job or a computer professional. One rule under the current rule would be a threshold of \$23,660 per year as a salary if you were making more than that under the old rule you were not entitled to overtime, the new rules raised that threshold to almost \$48,000. As for the Town the salary Ordinance that is in place already provides that certain employees even if they are except and not required to get overtime or still provided overtime under the Town's salary Ordinance. So the changes being made Federal will have no impact on the Town employees.

### **Open discussion**

Jeff asks Donna to explain what she had found out from Kristie Jerrell regarding the grants for the Town. Donna said Kristy will be at the next meeting in August to give us an update on the numerous grants that would be available to the Town for various things for the Indian Creek School Project that the Town could apply for. Donna also asks Kristie about grants available to property owners with low income to improve property.

Jason was ask by a neighbor to get clarification on if there is a liability issue in working security details or being present or covering school functions what the difference is about the bus detail

duty that releases that liability. Jeff said it was because they are on a public road when doing the bus detail duty. Doug said that when they do the bus detail they mark themselves off duty. The School does pay the Town for the bus detail.

Mike Walker asks if the Town meetings had to be publicized in the newspaper. Stephen said the regular meetings do not have to be published in the paper that it is up to the Daily Journal if they want to put it in the paper. Stephen said we provide the Daily Journal the list of the regular meeting for the year and that satisfies our requirement for giving notice and it has to be posted at the Town Hall as well. As long as we do those two things then we have satisfied the law in terms of notice for our meetings. If there is a Special Meeting we have to give the Daily Journal and post at the Town Hall as well notice of that Special Meeting at least 48 hours in advance not including weekends or holidays. If we have a Public Hearing that does have to be published in the newspaper.

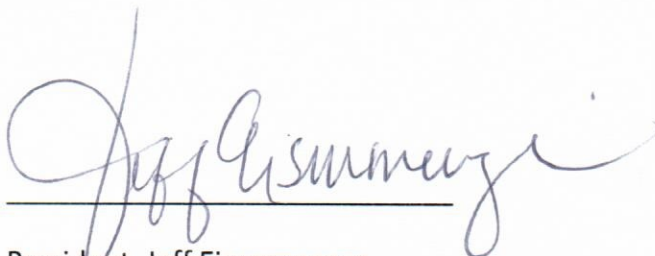
Mr. Walker said he had damage from one of the Town's water leaks. The damage is in the field behind the Pig's Tail. Stephen said Mr. Walker would need to provide something in writing that says your filing a claim with the Town for your damages and itemize your damages.

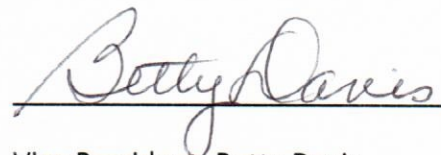
Mr. Walker said the drainage on the lot on the northeast corner of Pearl and SR 135, the lot has a ditch and Mr. Walker wants to move the ditch to the south. Mr. Walker said it was just a ditch and it was on private property. Lee said it would have to not affect any of the current drainage in that area. Stephen would recommend talking to Dave Parsley. The Council said Mr. Parsley could then report back to the Town.

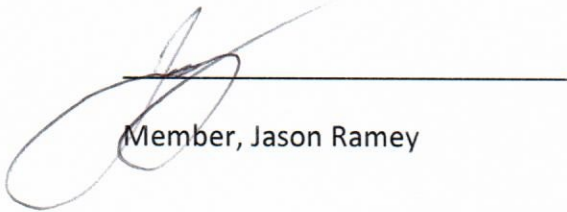
### **Adjourn**

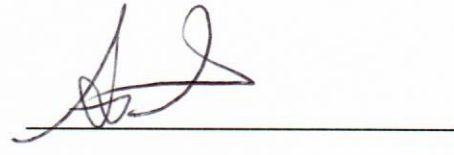
Jeff made a motion to adjourn the Trafalgar Town Council Meeting at 8:08p.m., Steve 2<sup>nd</sup>. All in favor. Motion passed 4-0.

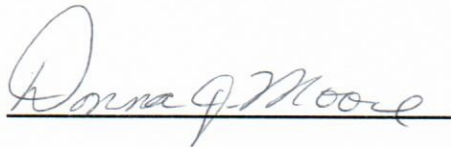


  
President, Jeff Eisenmenger

  
Vice President, Betty Davis

  
Member, Jason Ramey

  
Member, Steve Scott

  
Attest: Donna J Moore