

TOWN OF MEDARYVILLE
MONTHLY MEETING
April 20, 2016

Before the regular business meeting on April 20, 2016 there were more residents at the meeting than the Town Hall could hold and the venue was moved to the Medaryville Potato Fest building at 506 E. Main Street.

The Town of Medaryville met in regular session on April 20, 2016 at 6:30 pm with the following members present:

Robert Schultz	Council President
Suzanna Wilcoxon	Council Vice President
Raymond Saltsman Sr.	Council Member
Judy Harwood	Clerk Treasurer
Jackie Hines	Deputy Clerk
Brian Gaillard	Chief Town Marshal
Keith Hauptli	Maintenance Supervisor
Amber Lapaich	Town Attorney

Minutes:

The public reading of the minutes was waived this month; copies of the minutes were made available for the Council and the public to read prior to the meeting and also available on the Town's website (medaryville.net). Copies are on file in the Clerk Treasurer's office.

March Council minutes

Council Member Wilcoxon made a motion to approve the minutes from the March 2016 Council Meeting, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Claims:

Council Member Wilcoxon made the motion to approve claims as presented for March 2016, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Motion was made by Council Member Wilcoxon to pay invoice 859891 to Riggs Outdoor Power-Valparaiso in the amount of \$337.03 for repairs on the 2005 Dixie Chopper, along with a lawnmower lift, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Utility Report:

Council Member Wilcoxon made the motion for the adjustments of account #107802 in the amount of \$123.33 and account #143403 in the amount of \$223.01 leak affidavits are on file, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Town Marshal:

March monthly stats were submitted to the Council.

Chief Town Marshal Gaillard will be taking the Police vehicle to Rick's Service to address the leaking antifreeze.

Maintenance Supervisor:

Gravel for alleys

Maintenance Supervisor Hauptli requested to purchase two loads of gavel for the alleys and for the pot holes in the streets.

Council Member Wilcoxon made the motion to purchase two truckloads of gravel to repair alleys and pot holes in the streets, at the estimated cost of \$600, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Council Member Saltsman Sr. asked maintenance to look into putting some gravel along the edges of the 200 block of North Waldron. He also asked if something can be placed in front of the new hydrant on North Waldron Street, he feels it is hard to see and it will be hit again.

Hot patch for pot holes

Maintenance Supervisor Hauptli submitted a suggestion that Pulaski County Highway Department in the previous years to repair pot holes within the Town was \$1,500 to \$3,000. He acquired a quote from Xtreme contractors for a hotbox with Driver and two tons of asphalt for four (4) hours at the cost of \$832 and the quote includes travel time to and from Medaryville.

The Council was concerned with the amount of travel time and if the job can be done in the remaining time left. If from Reynolds to here is half hour one way the town would only have three hours remaining to complete the work. At an additional time at \$210 an hour and if additional asphalt is needed at \$150 a ton this makes them concerned with the time frame.

Council Member Wilcoxon questioned if this repair could wait until May when the town will be receiving \$65,768.84 additional funds for Street repair. All Council Members were in agreement the roads need repairs with Council Member Schultz suggestion to get an answer for the travel time.

Council Member Wilcoxon made the motion for the proposal to purchase asphalt for the pot holes to be tabled, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Update for Tornado Siren

Maintenance Supervisor Hauptli reported that the tornado siren is up but the Town is waiting on NIPSCO to approve the siren rewiring. The Town has been waiting for two weeks and is still waiting for a reply. EMA Director Sherri Galliard said Federal Signal will finish the work on all the Sirens in one trip so the additional sirens are also on hold till NIPSCO makes its approval.

Maintenance Supervisor Hauptli reported damage has been caused to the baseball bleachers and a Police report has been filed with our Town Police Department. No one could decide on the extent of the damage or how to repair the bleachers so all agreed to tape off the bleachers until a decision can be made.

Council Member Wilcoxon made the motion to table till the next meeting and until then the damaged portion be taped off or blocked so no one can use it, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Town hall sewer

Maintenance Supervisor Hauptli said fumes are coming up from the sewage in the clerk's office that use to be a restroom that was blocked off. There is a full wrench line coming in from the sewage that they filled with expandable foam and certain days it smells in the office. He is not sure how to fix the problem or if there is a way to cap it off. Council came up with several suggestions and maintenance will look into it further.

Town Issues:

Martha Losh was not present for the meeting she had requested to be on the agenda to discuss Town ordinance.

Council President Schultz will not be able to attend the meeting on May 18th so it was agreed by all Council Members the May 18th regular scheduled monthly meeting will be changed to May 25, 2016.

Clerk Treasurer Harwood announced the annual Budget meetings will be on May 3, 2016 at 4:30 pm at the Town Hall and the 4th and 5th dates to be held open at the same time if needed.

Clerk Treasurer Harwood announced the Town will be receiving Insurance quotes and has placed a deadline of May 20, 2016 no later than 2:30 pm to be received at the Clerk's office.

New Business:

Annual Keystone software maintenance agreement

Clerk Treasurer Harwood presented to the Council the annual Boyce Maintenance Terms & Conditions Agreement from June 1, 2016 and end May 31, 2017.

Council Member Wilcoxon made the motion to renew the annual license and maintenance fees for the amount of \$5,280 for Keystone Control, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Training for grading streets

Council Member Wilcoxon attended the CDC (Community Development Commission) meeting in April and Larry Brady suggested it is important for the Town to send someone to the

Pavement Surface Evaluation and Rating class on Wednesday, May 18, 2016 at the County Highway Department.

Robert Baker added the grading of the streets will be needed to obtain additional 50/50 match for any grant funding. When the invitations are sent he would be very interested to attend the class as a volunteer.

Motion was made by Council Member Wilcoxon to send the Maintenance Supervisor, Keith Hauptli and Robert Baker, a town employee, as a volunteer to the May 18, 2016, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Ordinance Violation Board:

Town Council Members reviewed 18 possible violations of the 2009-05-01 trash ordinance with a 10 (ten) day notice to clean up the properties.

Council Member Wilcoxon made the motion to send the initial violation letter to the following 18 properties:

604.5 S. Monroe Street	113 E. Ridge Street	313 West Street
215 S. Waldron Street	113 E. Main Street	214 S. Railroad Street
310 E. Maple Street	314 E. Maple Street	210 S. Railroad Street
418 S. Jefferson Street	408 S. US 421	201 S. Jefferson Street
427 S. US 421	109 E. Pearl Street	208 E. Pearl Street
204 E. Ridge Street	116 N. Jefferson Street	509 E. Pine Street

Motion was second by Council Member Saltsman Sr.

Motion was carried with a vote of 2 yes 0 no 1 abstain.

Clerk Treasurer Harwood requested the Council to approve for her to enter into a contractual obligation of \$200 per hour and to retain attorney Tim Murray for the ordinance violation bureau.

Council Member Wilcoxon made the motion to approve the payment of \$200 an hour to Attorney Tim Murray as on a contractual basis for the violation Bureau, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Lagoon Report:

It was discussed the Town's Lagoon upgrade project is near completion and was recommended an inspection of the project by the Council should be done to ensure all contractual requirements have been met. Maintenance Supervisor Hauptli reported there are some issues that need to be addressed and made the suggestion for the Council to visit the Lagoon to better understand the system.

In achieving the standards for internal control the contractors (Gaskill) was hired by the engineer (McMahon) who along with the Town's Maintenance Supervisor will be completing a check list of the contractual requirements. The Common Council who are the owners of the Lagoon will then review on the recommendations and will on site oversee all projects are completed before the retainage is released.

Council Member Wilcoxon made the motion for one of the Town Council Members who is available to inspect the completion of the Lagoon project, and upon their recommendation for the final payment of retainage, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Old Business:

Second reading of Animal Control Ordinance

Council President Schultz announced because of the number of residents that have shown up to voice their concerns the Council will allow for those in the audience to talk for three minutes on one issue that they feel needs to be addressed. The Town Council will first speak on what they want to discuss and the floor will be opened for the public for their comments. It will come back to the Council for further discussion but during the three minutes of the person speaking no one of the Council or audience will interrupt.

Council Vice President Wilcoxon was first to speak. After last month's meeting it was said 90% of the residents were in favor of the proposed new animal ordinance, so she wanted to personally know how people felt. According to her research, there are about 302 registered voters in the Town of Medaryville, she obtained 175 signatures most from the east side of US 421 with a few from the west side. Only 5 people were willing to sign the survey in favor of the new animal ordinance, the remaining 167 were in favor of following the County ordinance that gives a 55% of the Medaryville voters wanting to follow the Pulaski County Zoning Ordinance.

Council Member Saltsman Sr. said he does not understand why anyone would want farm animals in Medaryville other than maybe to teach young children a "respect of life".

Bill Hammonds, 315 South Jefferson Street, understands the cleaning up of the Town, but his concern is abandoned fallen down homes?

Kelly Jackson, 302 E. Pine Street, said she moved into her home in September 2015 and has been cleaning her property from people dumping garbage for several years. She did not appreciate the letter she received in March since they have been working so hard on the property.

Joan Yount, 620 South Monroe Street, when they moved in Town 16 to 17 years ago there were no ordinances prohibiting her horses, she feels with having no complaints this long that she should be made to remove her horses.

Melissa Gafin, 506 South Jefferson, they moved to Medaryville because there was not an animal ordinance and does not see it as fair as she has rabbits and chickens.

Robert Baker, 409 West Main Street, suggested that if Suzanna's survey was not enough the Council could attach a survey to the water bills. If the Town would institute a permit program and need someone to enforce he volunteered to do the job at no charge. He has finally retired and he would like to have chickens.

Josic Wilcoxon, 515 South Jefferson, he has visited towns in Lake and Porter county who have strict policies said if you go to all your neighbors around you and they don't have a problem with animals then you should be allowed to have them.

Mike Tiede, owner of several properties in town, wanted to thank the Council for addressing the trash issue. One renter of his property has rabbits and chickens and he feels they should have the opportunity to have them.

Peggy Ransburg, 626 South US 421, wanted to let the Town know she is in support of Joan Yount keeping her horses.

Billy Gower, 418 West Street, they have goats and their grandchildren are learning responsibility through the 4H programs.

Randy Danford, 204 Ridge Street, he has chickens and is in supports of keep them.

Deb Nedza, 322 South Jefferson, she feels the survey is a good idea because it will show what people really think. She does not feel it is fair with some of the fines on people who can barely exist.

Scarlet Kennedy, 302 E. Main Street, she don't understand the problem with goats and rabbits when the Town has not addressed the problem with dogs and cats. She keeps goats at her family's house on the other side of Town and she has rabbits that are quiet.

Kenny Smith, 502 S. Jefferson, since the Town is enforcing ordinances there is a pickup truck parked now in the 10 minute parking area and he would like to see a ticket issued.

Donna Compton, 201 S. Jefferson, question the Council on who determines what is trash and how long something like building material can sit before it is determined trash? Why doesn't the Town have a clean-up day before it writes citations for what you don't like?

Cheryl Stone, 404 N US 421, she appreciates and support those trying to clean up our Town. She chose to live in town because she did not want to live next to farm animals and commented she had not been approached for the survey.

Jack Barnett, 306 S. Jefferson, has lived in this area all his life and lived in the country next to animals this is why he moved into Town was to get away from farm animals. He is in favor of our Town being cleaned up.

Dale Cole, 117 N US 421, has a tree that has fallen within his property, his question will the Town fine him for burning the tree?

Jordan Kennedy, 302 E Main Street, why are the Town Park bathrooms never opened?

Council President Schultz closed the floor to the public and the Council was given opportunity to comment.

Council Vice President Wilcoxon apologized she was not able to cover the west side of Town for her survey.

Council Member Saltsman Sr. didn't know where to draw the line on permitting farm animals within Town Limits. He said we all live in Town and this is your home so let's all try to work together and bring pride to our home Town Medaryville.

Council President Schultz addressed:

Dale Cole of 117 N US 421 that basically the fallen tree is the property owners responsibility.

Jordan Kennedy of 302 E. Main Street the Park bathrooms are closed due to vandalism.

Kenny Smith of 502 S. Jefferson, he must take up the problem with the 10 minutes parking with the Town Police.

Kelly Jackson of 302 East Pine Street, he commented they have done an excellent job of cleaning the property.

Billy Gower, 418 West Street, as for 4-H the Council might consider animals for 4-H projects, but only during part of the year.

Former Town Council Member, Corrie Hauptli of 311 South Waldron Street said the trash ordinance has been for several years been a work in progress and will continue to be a work in progress.

As for the animal ordinance Council Member Wilcoxon has talked to a third if not half of the Town people that are for animals. She suggested the Council could table the reading of the animal ordinance and move forward with the survey on the water bills and after the survey if more people are in favor of animals set some guidelines. The Town has the County zoning that has set those guidelines. You as a Council can make them stricter but you need to do what is right for all the people in Town not just a handful.

Council Member Saltsman Sr. made the motion to suspend Roberts Rules of Order and read by title only for the second reading, second by Council Member Wilcoxon.

Motion was carried with a vote of 3 yes 0 no.

Council President Schultz read the ordinance by title only "**KEEPING OF LIVESTOCK WITHIN TOWN LIMITS FORBIDDEN**".

Council Member Ray Saltsman Sr. made the motion to accept the **second reading** of ordinance "**KEEPING OF LIVESTOCK WITHIN TOWN LIMITS FORBIDDEN**", second by Council Member Wilcoxon.

Motion was carried with a vote of 3 yes 0 no.

Abandoned Vehicle amendment

Town Attorney Lapaich drafted the ordinance the Council requested but she encourages the Council to review her comments before they pursue or to table the ordinance to give them more time to read it further.

Council Member Wilcoxon requested to have additional time to study the old ordinance along with the amendment.

Council Member Wilcoxon made the motion to table the discussion of the amendment of the 2000 Abandoned Vehicle Ordinance until the May Council meeting, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

With nothing further to discuss, Council Member Wilcoxon made a motion to adjourn the April 2016 monthly Town Council meeting, second by Council Member Saltsman Sr.

Motion was carried with a vote of 3 yes 0 no.

Robert Schultz, Council President

Suzanna Wilcoxon, Council Vice President

Raymond Saltsman Sr., Council Member

Attest: Clerk Treasurer, Judy Harwood