

TOWN OF MEDARYVILLE BUDGET HEARING

The Town Council of Medaryville held a Budget Public Hearing on August 17, 2016 at 6:15 pm just prior to the regularly scheduled Council meeting, there was no public comment made. The final Budget Adoption will be scheduled for September 21, 2016 at 6:15 prior to the regularly scheduled Council meeting.

MONTHLY MEETING AUGUST 17, 2016

The Town of Medaryville met in regular session on August 17, 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

Violation Bureau:

Wilcoxon/comments on trash ordinance and citations

Council Member Wilcoxon read her comments to the public and Council Members, a copy of her letter will be kept with the August Council meeting minutes.

Council Member Wilcoxon made a motion to amend the previously adopted April 20th minutes, to read as follows: President Bob Schultz made the motion to send the complaints out and Ray Saltsman seconded the motion. Motion passed 2 to 0 with Council Wilcoxon abstaining from voting.

Council Member Wilcoxon also make a motion to amend the minutes for the Special Meeting May 9th, because she totally disagrees with the \$200 fine and the \$100 extra for each offense, I did not abstain, I violently disagree.

Council Member Wilcoxon made the motion to amend the adopted minutes of May 9th to read Council Member Wilcoxon disagreed, motion was carried with 2 yes 1 no.

Town Attorney Lapaich advised the Council anyone who believes there are errors in the minutes can amend and make corrections. If it is believed there were errors then the motion can be second to make the corrections.

All motions dropped due to lack of second.

It was requested to table the motion to review the minutes of April 20th and May 9th, specifically to the issue of votes on trash violations and fines. Town Attorney asked if the Council wanted the minutes transcribed verbatim or they will just review. The Council agreed verbatim.

Council Member Wilcoxon made the motion this will be tabled and she will bring copies of the minutes for everybody, Clerk Treasurer will supply the Council with verbatim of the meeting, second by Council Member Saltsman Sr.

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

Donna Compton

She questioned why she was written a citation. Council reviewed the records and pictures provided to them, Council President Schultz tried to explain basically the Council is trying to make the Town look better and he suggested clean it up.

Brian Capouch

In compliance of ordinance 2014-01-03, Mr. Capouch submitted a written denial in the Town's drop box for the Violation Bureau to review. No action was taken.

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.

July Council minutes

Council Member Wilcoxon made a motion to approve the minutes from the July 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 July 2016, 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 to approve the adjustment for account #125800 in the amount of .02 due to an error found on the check, second by Council Member Saltsman Sr.

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

Town Marshal:

July monthly stats were submitted to the Council.

The notice of the recall repair on the Police vehicle is still on back order and was advised to check back weekly.

Maintenance:

Quotes for catch basins

Maintenance Supervisor Hauptli submitted one quote from Johns Brothers Tiling & Excavating for \$13,920 to repair 5 catch basins. He felt this quote was high and would like to do some more research.

Council Member Wilcoxon made the motion to table the issue of the catch basins until we receive additional quotes, second by Council Member Saltsman Sr.

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

Donation of lawn mower trailer

White Post Trustee donated a used lawnmower trailer to the Town. Maintenance Supervisor Hauptli said it needs very little repair and can be very useful for him in mowing.

Council Member Wilcoxon made the motion to accept the donation of the lawnmower trailer and to send the donor a thank you, second by Council Member Saltsman Sr.

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

Update on water tower

Maintenance Supervisor Hauptli has been in communication with KIRPC (Kankakee-Iroquois Regional Planning Commission) and MCO (Midwest Contractor Operations) both say grants are not available this year. A letter will be sent to IDEM (Indiana Department of Environmental Management) in regards of the water tower that will help with not making the repairs this year.

Maintenance Supervisor Hauptli requested a special meeting to discuss some changes he wants made to the employee benefit ordinance. Council Member Schultz requested for him to write it out and a meeting can be called because the Council has no idea what he wants.

Ortman Maintenance

During the annual maintenance inspection for the Town's two wells, Ortman reported Well #1 is showing a 28% production loss and Well #2 is showing a 23% production loss. It was recommended both pumps and pumping equipment will need to be pulled for inspection. Maintenance Supervisor Hauptli will check with Nathan and John from MCO on a second opinion and will report back to the Council next month with a quote.

Request for new Town Wide garage sale signs

Maintenance requested to purchase new signs for the Town-Wide garage sales the Town does annually. Council suggested for maintenance to obtain quotes for new signs that can be used every year.

Old Business:

Review Salary and Benefit ordinances

Clerk Treasurer Harwood presented to the Council the ordinances for them to review for any changes they may want before the first reading in the October Council meeting.

Town insurance

The three quotes submitted in the May 2016 meeting that was tabled were reviewed. Council Member Schultz suggested getting back to Gutwein Insurance and Hague Insurance and asks if there are any changes in the quotes and contact Novotny Insurance to update and give a complete quote.

Council Member Wilcoxon made the motion to table the decision on liability insurance for the Town until next month when we have a better idea on what the quotes will be and after the Town Attorney has studied the quotes, second by Council Member Saltsman Sr.

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

New Business:

Ordinance 2016-08-01

Council Member Wilcoxon read Ordinance **2016-08-01 Prohibiting the Unlawful Use of Engine and Compression Brakes (Jake Brake Ordinance)**

Council Member Wilcoxon made the motion to accept the first reading of **2016-08-01 Prohibiting the Unlawful Use of Engine and Compression Brakes (Jake Brake Ordinance)** second by Council Member Saltsman Sr.

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

Council Member Wilcoxon made the motion to suspend Roberts Rule of Order and read the second and third readings by title only, second by Council Member Saltsman Sr.

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

Council Member Wilcoxon read the second reading of ordinance 2016-08-01 by title only **Prohibiting the Unlawful Use of Engine and Compression Brakes (Jake Brake Ordinance).**

Council Member Wilcoxon made the motion to accept the second reading by title only of **2016-08-01 Prohibiting the Unlawful Use of Engine and Compression Brakes (Jake Brake Ordinance)**, second by Council Member Saltsman Sr.

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

Council Member Wilcoxon read the third reading of ordinance by title only **Prohibiting the Unlawful Use of Engine and Compression Brakes (Jake Brake Ordinance)**.

Council Member Wilcoxon made the motion to accept the third reading by title only of **2016-08-01 Prohibiting the Unlawful Use of Engine and Compression Brakes (Jake Brake Ordinance)**, second by Council Member Saltsman Sr.
Motion was carried with a vote of 3 yes 0 no.

Town Issues:

Update on selling of town property

Council had requested for Town Attorney Lapaich to research if the property 104 S. US 421, that was obtained with a Brownfield Grant can be sold.

Town Attorney Lapaich informed the Council the Town acquired this property from the County in 2008 and immediately thereafter, Town remediated the Brownfield property. In 2011, an Environmental Restrictive covenant was recorded on the land as a condition of the Brownfield grant that the property could **NEVER** be used for residential purposes, agricultural purposes, nor could groundwater be extracted from the ground. These restrictions will forever run with the land even if the Town sells the property.

Ultimately, if the Town determines they want to dispose of the land, they would have to follow Indiana Law on how to dispose, IC 36-1-11. If the Town wants to sell they must first obtain two appraisals of the property.

County Zoning

Council Member Schultz asked if there are any laws regarding campers being placed on property and lived in with an extension cord with no sewage hookup. Town Attorney Lapaich advised the Council to contact the county building inspector for the zoning ordinances.

With nothing further to discuss, Council Member Wilcoxon made a motion to adjourn the August 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