

**TOWN OF MEDARYVILLE
MONTHLY MEETING
March 16, 2016**

The Town of Medaryville met in regular session on March 16, 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.

February Council minutes

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

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

FJF Services Inc. invoice 3351

Clerk Treasurer Harwood requested payment for the repairs and replacement of the transducer and controller on the lift station by the cemetery and to remove and reinstall the Greyline flow meter along with calibration of lift stations.

Council Member Wilcoxon made the motion to pay FJF Services, Inc. invoice #3351 in the amount of \$525, second by Council Member Saltsman Sr.

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

Phoenix Innovations invoice 256

Council Member Wilcoxon made the motion to pay Phoenix Innovations, LLC invoice #256 in the amount of \$947.50, second by Council Member Saltsman Sr.

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

Utility Report:

No adjustments for the month of February 2016.

Town Marshal:

February monthly stats were submitted to the Council.

Council President Schultz after reviewing the monthly stats questioned the five vehicles that have been recently tagged. Chief Town Marshal Galliard said the owner of the vehicles is deceased with no family members to contact. When he went to tag the visible vehicles that can be seen from the road he saw vehicles that are sinking in the ground in the back of the house. The vehicles are not yet towed because the Town will incur the costs and he is concerned with the additional vehicles, camper, and bus. He feels the bus will need a larger tow truck and will have to be towed by a company outside of Pulaski County.

There was a concern if the Town had the funding for the towing and storage within the Town budget. Chief Town Marshal Galliard will speak with the local towing company on the cost of removing the vehicles and ask for suggestions on how to remove the others and report back to the Council.

New Business:*Pulaski County Purdue Extension Director*

Doctor Natalie Daily Federer, Director of Pulaski Purdue Extension in Winamac was awarded a grant through the state of Indiana that will allow four (4) Little Free Libraries in Pulaski County and would like to set one in Medaryville. The library basically looks like an oversized birdhouse and can hold up to thirty (30) books that will be stocked from the 300 to 400 books that have been donated to the program. It is up to the Town's discretion where to place and where it will be most useful for the young people. Doctor Federer and one of her 4-H clubs or Homemakers club will help to monitor the library.

Council Member Wilcoxon made the motion to allow the placement of a Little Free Library outside the Town Hall, and to contact Clerk Treasurer for the placement, second by Council Member Saltsman Sr.

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

Pulaski Commissioner/Pulaski Building Inspector

Terry Young, County Commissioner wanted to express his support after reading the County Paper of the concerns the Town Council was having with trash removal. There are County ordinances that may be used to help with the removal of trash. He recommended checking the County website where they have complaint forms for trash and Teresa Hanson, Environmental Health Director will also help.

He also provided information of the ADA Committee (Americans with Disabilities Act). The County will be getting more involved and Clerk Treasurer Harwood will be representing Medaryville on the committee.

Council President Schultz asked County Building Inspector Doug Hoover about building permits. He asked when does a building permit expire and how many times can the permit be renewed? Mr. Hoover explained there is a \$50 initial permit fee with each renewal another \$50 charge, on how many times they can renew is up to his discretion.

Council Member Saltsman Sr. asked if a property owner who requests a permit within the floodplains who would be responsible for the permit. Mr. Hoover advised any property within floodplain area would first approach the DNR (Department of Natural Resources) before he can address any building issues.

Lease for Baseball Diamond

Council Member Suzanna Wilcoxon made the motion to renew the annual license for the Ball Diamond for the dates of April 4 to July 14, 2016, second by Council Member Ray Saltsman Sr. **Motion was carried with a vote of 3 yes 0 no.**

Animal Control Ordinance

Council President Schultz introduced the ordinance titled “**Keeping of Livestock within Town Limits**”. Several residents were in attendance to voice their opinions of the proposed ordinance.

Property owner Joan Yount requested to address the Council. She lives on the edge of Town and believes half of her property is within Town limits where she lives, but the horses she owns she believes to be out of Town limits. She offered the Council a packet of information on benefits of urban chickens, rabbits and horses. As for her horses, she has not had complaints from anyone, when she moved in Town in the year of 2000 there were no animal ordinances and she personally asked her neighbors if they would have a problem with her horses. She asked for the Town to formally document complaints so the public can see who are making the complaints. She asked if the Town would possibly make regulations or if the Town would grandfather the existing animals.

Council Member Wilcoxon has a problem with the proposed ordinance, she has a neighbor who has rabbits and another who has horses. She feels there is nothing that would be detrimental to the health and welfare of the neighbors.

Council Member Saltsman Sr. the Council feels 90% of Town residents would not want chickens as a neighbor and the Council has no control on horses outside of the Town limits.

Council Member Schultz commented people are complaining about hens, ducks and goats that are in Town.

Council President Schultz read the ordinance “**KEEPING OF LIVESTOCK WITHIN TOWN LIMITS FORBIDDEN**”.

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

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

Abandoned Vehicle amendment

The last time the abandoned vehicle ordinance was amended was in the year of 2000 and the Council is working on amending the ordinance for a better definition and restrictions on abandoned cars. Council President Schultz believes there should be more discussion with Town Attorney Lapaich regarding the amendment.

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

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

Town Hall furnace

Council Member Saltsman Sr. explained the Town Hall furnace has not been working properly and issues that were thought to be carbon monoxide or a gas leak was determined to be dirt being pulled up into the burner. He recommended calling a professional to service the furnace.

Council Member Wilcoxon made the motion that Jackson Refrigeration Air Conditioning & Heating LLC should be contacted to come and look at the furnace and to provide a quote for repairs or replacement for what is necessary, second by Council Member Saltsman Sr.

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

Request for replacement of server

In 2008 when the Council purchased new computers for the Town Hall the existing outdated computers were used to build a server, that server now is shutting down and a mother board has been recommended or a new replacement. Clerk Treasurer Harwood presented to the Council two quotes for the purchase of a new server.

Council Member Wilcoxon made the motion to accept the quote for the new server at the price of \$991.99 from MainStreet Communications, second by Council Member Saltsman Sr.

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

Ordinance Violation Board:

Chris Shepperd requested to be on the agenda to address a letter sent of an ordinance violation. He has removed the unused chicken coup and the truck will be removed shortly. He does not understand why the Council would call his firewood trash and the items in the yard are for the building he is constructing. He provided by email a copy of his renewed building permit and submitted a complaint along with pictures of his property flooding.

Maintenance Supervisor Hauptli provided Mr. Shepperd with a drawn map of a tile running alongside of his property that he could use to drain his property but it is at the owners' expense to tie into the tile.

Council President Schultz recommended his property still needs attention and on April 1st the Council will be revisiting properties to be cleaned up.

Maintenance Supervisor:

Byron Bachman of 1250 N US 421 approached the Town about the Medaryville sign that was damaged during the November 2013 tornado. He has been maintaining the flower bed but has had knee surgery and can no longer continue. He asked if the Town was going to replace the sign and maintain the flower bed again. He suggested if the Town is not going to maintain the area and it is on his property he will clean the area.

Council President Schultz will look at the sign and decide what can be done. Maintenance Supervisor Hauptli said if the Town decides to replace the sign he will maintain the flower bed.

Purchase of charts for Lagoon

Maintenance Supervisor Hauptli requested to purchase a two year of charts for tracking the Lagoon Stats. He has ordered them from the USA Blue Book and he knows the order will be over the \$300 limit he has been approved to spend.

Council Member Wilcoxon made the motion for maintenance to purchase the charts for tracking the Lagoon, second by Council Member Saltsman Sr.

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

Purchase of chlorine pump

Maintenance Supervisor Hauptli explained one of the chlorine pumps that are still under warranty needed to be shipped for repairs. He submitted a quote and stated it is essential to purchase an additional pump for a backup.

Council Member Wilcoxon made the motion for maintenance to purchase one MC-2241XV2 BLUE AND WHITE PUMP, from Living Waters Company, in the amount of \$1,695 not including shipping and handling, second by Council Member Saltsman Sr.

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

Baseball Diamond barricade

Maintenance Supervisor Hauptli suggested with the traffic and the amount of small children around the ball field he would like to see the baseball parking blocked to ensure a safer area.

Council Member Wilcoxon made the motion for a barrier to be erected to stop the through traffic at the Baseball Diamond, second by Council Member Saltsman.

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

Lagoon Update:

Claim 7 Wastewater CDBG WW-13-105

Council Member Wilcoxon made the motion to pay from Local Shares, Town claim voucher #8436, and invoice 500237, invoice 5-16-00002.9 to McMahon in the total amount of \$14,600.00, second by Council Member Saltsman Sr.

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

Council Member Wilcoxon made the motion to pay from local shares, Town Claim voucher # 8438, invoice 7230-1724 Gaskill & Walton Construction in the amount of \$100,118.90, second by Council Member Saltsman Sr.

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

Council Member Wilcoxon made the motion to pay Gaskill & Walton Construction, Town Claim Voucher #8437, invoice 7230-1724 in the amount of \$137,670.00 waiting for the 5 (five) day notification of EFT of the Grant Fund, second by Council Member Saltsman Sr.

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

Council Member Wilcoxon made the motion for a transfer from Local Shares Town Claim Voucher #8439 to the Retainage Fund in the amount of \$6,989.10, second by Council Member Saltsman Sr.

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

Council Member Wilcoxon made the motion to pay from Local Shares Town Claim Voucher #8440, invoice 3174 to KIRPC in the amount of \$12,000.00, second by Council Member Saltsman Sr.

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

Certificate of Substantial Completion

Clerk Treasurer Harwood submitted copies of the Certificate of Substantial Completion that has been signed by the Engineer (McMahon) and Contractor (Gaskill & Walton Construction). The certificate states the work has been substantially completed but does not constitute an acceptance of work not in accordance with the contract documents, nor is it a release of Contractor's obligation to complete the work in accordance with the contract.

Council Member Wilcoxon made the motion for Council President Schultz to sign the Certificate of Substantial Completion for the waste Stabilization Lagoon Project, second by Council Member Saltsman Sr.

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

HICKSGAS purchase of propane

A statement in the amount of \$770.45 was submitted for the purchase of propane that was delivered for the Lagoon.

Council Member Wilcoxon made the motion to pay HICKSGAS, LLC (Rensselaer) in the amount of \$770.45 for the delivery of propane to the Lagoon, 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 March 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