

The Pendleton Town Council met in regular session at 6:00 PM on August 8, 2019, at Pendleton Town Hall, 100 West State Street, Pendleton, Indiana. All documents presented are on file in the Clerk-Treasurer's office and may be reviewed upon request. Town Council President Jessica Smith called the meeting of the Pendleton Town Council to order. Smith called for a moment of silence, and Helen Reske led the Pledge of Allegiance.

Council Members present were President Jessica Smith, Vice President Robert Jones, Chet Babb, Jessica Bastin, and Shane Davis. A quorum was established with five members present. Clerk-Treasurer Matthew Roberts was present.

Also representing the Town were Town Manager Tim McClintick, Interim Town Marshal Randy Sidwell, Deputy Clerk-Treasurer Dawn Speedy, Fire Chief Jeff Moore, Judge George Gasparovic, Park Director Aaron Burris, Assistant Planning Director Rachel Christenson, and Town Attorney Alex Intermill. The minutes from the regular meeting of July 11, 2019 were read and approved. Resolution 2019-02, Proclamation of tornado recovery, was added to the agenda.

**A MOTION TO APPROVE THE AGENDA WAS MADE BY JESSICA BASTIN AND SECONDED. MOTION CARRIED WITH A VOTE OF FIVE TO ZERO.**

**A MOTION TO CERTIFY THAT ONLY THE SUBJECT(S) NOTICED WERE DISCUSSED AT THE EXECUTIVE MEETINGS OF JULY 17, 2019, WAS MADE BY JESSICA BASTIN AND SECONDED. MOTION CARRIED WITH A VOTE OF FIVE TO ZERO.**

#### **MONTHLY CLAIMS & CLERK-TREASURER'S REPORT**

Clerk-Treasurer Matt Roberts presented claims and the treasurer's report for July 2019.

Total claims for the month of July 2019	2,561,860.76
Electric revenue receipted	644,791.88
Water revenue receipted	92,031.72
General fund balance	515,075.70
Park fund balance	164,011.22
Cumulative Capital fund balance	145,249.35
Cumulative Capital Improvement fund balance	7,658.54
Motor Vehicle Highway fund balance	369,828.78
Motor Vehicle Highway Restricted fund balance	55,693.73
Local Roads and Streets fund balance	289,224.80

General fund balance comparison as of July 31, 2019

2017	505,871.65
2018	579,756.64
2019	515,075.70

**A MOTION TO APPROVE THE CLAIMS AS PRESENTED WAS MADE BY JESSICA BASTIN AND SECONDED. MOTION CARRIED WITH A VOTE OF FIVE TO ZERO.**

Department budget estimates are to be submitted to the Clerk-Treasurer's office by August 31.

**A MOTION TO APPROVE THE CLERK-TREASURER'S REPORT AS PRESENTED WAS MADE BY JESSICA BASTIN AND SECONDED. MOTION CARRIED WITH A VOTE OF FIVE TO ZERO.**

#### **DEPARTMENT REPORTS**

##### **Fire Department – Fire Chief Jeff Moore**

- Moore left for a fire run.

**A MOTION TO ACCEPT THE FIRE DEPARTMENT REPORT WAS MADE BY SHANE DAVIS AND SECONDED. MOTION CARRIED WITH A VOTE OF FIVE TO ZERO.**

##### **Police Department – Interim Town Marshal Randy Sidwell**

- Sidwell attended Indiana Criminal Justice Institute training on a new crash reporting system to be implemented later this year.

**A MOTION TO ACCEPT THE POLICE DEPARTMENT REPORT WAS MADE BY ROBERT JONES AND SECONDED. MOTION CARRIED WITH A VOTE OF FIVE TO ZERO.**

##### **Pendleton Town Court – Judge George Gasparovic**

- Gasparovic was absent.

**A MOTION TO ACCEPT THE COURT REPORT WAS MADE BY JESSICA BASTIN AND SECONDED. MOTION CARRIED WITH A VOTE OF FIVE TO ZERO.**

**Park Department – Park Director Aaron Burris**

- Burris recognized lifeguards Ella Dixon, Preston Dixon, Emily Brown, Madison Painter, and Grace McKinney for their efforts in saving a life at Brown Pool June 27, and said they were given a Community Hero Award by Community Hospital.
- Burris gave an update on capital projects.
- Community Forum is next Thursday at the Community Building.

**A MOTION TO ACCEPT THE PARK REPORT WAS MADE BY JESSICA BASTIN AND SECONDED. MOTION CARRIED WITH A VOTE OF FIVE TO ZERO.**

**Town Manager Tim McClintick**

- McClintick presented his report.
- Heritage Way roundabout is open.
- Kyle Dishman has completed his apprenticeship and is now a journeyman lineman.

**A MOTION TO USE INFRASTRUCTURE BOND MONEY TO PAY FOR SIDEWALK REPAIR, THEN REIMBURSE WITH INSURANCE MONEY, UP TO \$20,000 WAS MADE BY ROBERT JONES AND SECONDED. MOTION CARRIED WITH A VOTE OF FIVE TO ZERO.**

**A MOTION TO ACCEPT THE TOWN MANAGER REPORT WAS MADE BY JESSICA BASTIN AND SECONDED. MOTION CARRIED WITH A VOTE OF FIVE TO ZERO.**

**OLD BUSINESS**

**Long term recovery group update by Bill Hutton**

- Bill Hutton, Long Term Recovery Group chairman, gave an update.
- The group needs volunteers to clean up yards.
- Feel Better Together is an emotional healing counseling event on Sunday at Pendleton Community Library.
- Bastin suggested circulating the form for volunteer needs again.
- SBA loan applications are available to residents and business owners.

## **NEW BUSINESS**

### **Discussion regarding updates to Employee Handbook**

- Bastin and Jones will work on a draft and report back in September.

### **Thoroughfare Plan overview – Rachel Christenson**

- Christenson gave an overview on the Town's Thoroughfare Plan.
- This plan allows the Town to help determine future planning and is currently being updated.

### **Falls Pointe progress report – Tim McClintick**

- Park 100 has decided not to build a facility.
- Community Health and Wellness construction is progressing.
- Business Park – unnamed buyer has purchased 10 acres.
- 67<sup>th</sup> Street road extension – matching funds are available for the design, if the Town decides to take it.

### **Summary of 8/1/19 COG meeting – Bob Jones**

- Jones said Madison County Council of Governments will be having public meetings to get public input on wants and needs for the area. COG manages Federal funds for area projects.
- COG public meeting dates are August 20 / September 3 / October 10 – 6pm public meetings at Art Gallery.
- Reske expressed concern about the Westport subdivision and thought it would lessen quality of life for residents.

## **PUBLIC INPUT**

- Shane Davis said the police station needs a generator, so the station can still be open during events such as the tornado. This request was made previously during renovations, but was denied. Smith asked Sidwell to resubmit the proposal for a generator.

- Davis would like to find the funds to hire one or two more police officers. Smith said she asked all departments to make a five year projected budget/plan to help with the growth of the Town.
- Helen Reske, South Pendleton Avenue, suggested the Town look into impact fees.
- Lisa Floyd, 239 South Main Street, was representing herself, not SMCF. Floyd asked about the police chief job that was posted and said it was taking a long time to take care of this.
- Sandy Butler, 178 Fall Creek Parkway, asked for an extra five minutes. Smith agreed. Butler previously submitted a complaint to Town Council and wanted to respond to the replies she received from them.
  - Butler believes McClintick did not tell the truth and is not a qualified building inspector.
  - Butler asked if any Town Council members had heard the audio of Jeff Barger telling Josh Blake he would not replace clothing because of a political sign in Blake's yard. Babb said he heard the audio, including Barger telling Blake to remove the sign. Bastin asked why the audio wasn't given to the Town's attorney during investigation. Butler said because the employees are afraid for their jobs. Babb said Blake offered the audio to the attorney and was told no thanks. Butler said the employees were forced to sit with the attorney and the Town Manager during the investigation interviews, even though the Town Manager was one of the employee complaints. Butler said she had affidavits from past and present employees stating why they left employ, and what they are going through now.
  - Butler was offended by McClintick's memes on Pinterest and said they were degrading to women, and stated four reasons for this. Butler said:
    - 1. McClintick said in a meeting with Wayne Goodman from Indiana Landmarks, 'you women from the Historic Society are trying to take over the town'. Goodman told McClintick and Doug McGee the meeting would be shut down if they did not change their negative remarks to Sandy.
    - 2. Butler was meeting with Christenson and McClintick walked in and said 'causing problems again', which made Butler feel uncomfortable.
    - 3. Christenson asked all the people who were interested in board appointments to turn in a resume. At a Town Council meeting McClintick said he did not add Butler's resume to a binder of applicants because everyone knows Sandy Butler's credentials. Butler said that was demeaning and discriminating to leave her out.
    - 4. In a Town Council meeting, Butler volunteered her services to help create an employee evaluation form. McClintick said he did not want the public in Town business. Butler said that was demeaning and embarrassing.

- Butler said McClintick is not qualified, has a high turnover, does not have the required skill sets, his employees have no respect for him, he does not follow the handbook.
- The Town changed Butler's electric meter without notice.
- Butler would like to see the new policy on dirt, wood, and employee use of Town equipment. Smith told Butler to use public records request for that information.
- Butler said she had affidavits from employees stating nepotism is happening.
- Butler asked who was in charge of staff when the planning department went to New Orleans.
- Butler stated per IC final action from and executive meeting had to be taken in a public meeting, and since the Town Council reply to Butler's letter was emailed to her, Butler said the letter means nothing.
- Dinah Shirley Wright, 8088 Surrey Drive, said the Town Council should be more transparent and asked for an organizational chart, to clarify who is in charge of Hunter Barger. Smith said he reports to the direct supervisor of the street department. That position is vacant so he currently reports to McClintick. Wright said all the salary increases for McClintick and Christenson since 2012 are 70,871.46, which would pay for at least one police officer. The Town Manager in Ingalls makes 54,260.18, and Pendleton Town Manager makes 94,651.14. Wright asked what justifies their salaries and what is the difference? Smith said one difference is Pendleton owns an electric utility and water utility. Wright said the Town Council doesn't talk about personnel issues, but Farrer's personnel issue was public. Smith said that is due to State Statue.
- Jane Sabie, 604 West State Street, discussed speeding on State Street. Sabie said she didn't care about the average speed, but about the one car going 50 mph, and the speeding semi. Sabie said the Town Council doesn't care about safety, look at the employee issues and that need for another police officer. Sabie asked Town Council to do something about this.
- Shane Davis said although he wasn't on the Town Council during Farrer's discipline, he was able to review the information. Davis said he based his decision on the information and the conversations he had with police officers, and then made a motion. Davis would like to hire more police officers and fire personnel. Jones suggested they wait until next month to do this when they can add it to the agenda. Babb asked for a roll call vote.

**A MOTION TO RELIEVE MARC FARRER OF HIS CURRENT CONTRACT AND REINSTATE HIM BACK AS CHIEF WAS MADE BY SHANE DAVIS AND SECONDED. BABB VOTED YES. DAVIS VOTED YES. JONES VOTED YES. SMITH VOTED NO. BASTIN VOTED NO. MOTION CARRIED WITH A VOTE OF FIVE TO ZERO.**


**ADJOURNMENT**

- There being no other business brought before this Town Council, the public meeting adjourned at 8:30pm.

Prepared by

  
Dawn Speedy  
Deputy Clerk-Treasurer

Approved by

  
\_\_\_\_\_  
Jessica Smith  
Council President