

The Pendleton Town Council met in regular session at 6:00 p.m. on October 10 2019 at its regular place of business located at 100 West State Street Pendleton Madison County Indiana

All documents presented during the same are on file in the Clerk Treasurer's Office

Town Council President Smith called the regular meeting of the Town Council to order, called for a moment of silent prayer and asked Adam Truman to lead the pledge to the flag.

Roll was called and a quorum established.

Council members present: Robert Jones, Jessica Smith, Shane Davis, Jessica Bastin, Chet Babb and Clerk Treasurer Matt Roberts.

Also, present: Town Attorney Alex Intermill, Town Manager Tim McClintick, Assistant Planning Director Rachel Christenson, Public Works Supervisor Jeff Barger, Fire Chief Jeff Moore, Judge Gasparovic, Park Director Aaron Burris, Police Chief Marc Farrer and Deputy Clerk Treasurer Linda Kreigh.

APPROVAL OF AGENDA

A MOTION TO APPROVE THE AGENDA WAS MADE BY COUNCIL MEMBER BASTIN SECONDED BY COUNCIL MEMBER JONES. MOTION CARRIED

APPROVAL OF THE SEPTEMBER 12 2019 TOWN COUNCIL MINUTES

A MOTION TO APPROVE THE MINUTES OF THE SEPTEMBER 12 2019 TOWN COUNCIL MEETING AS PRESENTED WAS MADE BY COUNCIL MEMBER JONES AND SECONDED BY COUNCIL MEMBER BASTIN. MOTION CARRIED.

AT 6:05 OPEN PUBLIC HEARING FOR THE 2020 BUDGET

Clerk Treasurer Matt Roberts stated the adoption date for the 2020 budget is schedule for October 24 2019 at 6:00 p.m. The state allowed a 3.5% increase in the tax levy and the town due to annexation will have an additional estimated increase of 4.5%. The wage appropriations will support a 3% increase.

Kim Barnhart asked if the budget included a 3% increase in wages for the park. Clerk Treasurer Roberts explained it was included in the park budget. Kim Barnhart felt in the past the park was excluded in any wage increase the town council gave to town employees and suggested that any employee that makes over \$65,000 should be excluded in the increase given for 2020. Town Manager informed the park board determines the salaries of the park employees.

Connie Whetsel stated that the propose increase in wages is 3% but the medical insurance increase 5% therefore the employees will not benefit from the 3% raise. Clerk Treasurer

Roberts explained the increase wages would be more than the increase in medical premium but empathetic about the employees not having the benefit of the total 3% increase.

Council Member Babb asked if the wage appropriations have changed, Town Manager replied no.

Sandi Butler asked for additional fund for the Historic Preservation Commission as the revenue from the rent of the building, regarding the artist society has been paid in full and the Historic Preservation Commission would still like to continue to provide grants to the community.

AT 6:20 CLOSE PUBLIC HEARING FOR THE 2020 BUDGET

CLERK TREASURER’S REPORT

Matt Roberts presented the following report.

Total Claims for the month of September 2019	\$	1,609,032.43
Electric Revenue Receipted	\$	815,088.84
Water Revenue Receipted	\$	101,018.72
General Fund Balance	\$	446,581.41
Park Fund Balance	\$	238,183.73
Cumulative Capital Fund Balance	\$	145,249.35
Cumulative Capital Improvement Fund Balance	\$	3,077.84
Motor Vehicle Highway Fund Balance	\$	406,030.94
Motor Vehicle Highway Restricted Fund Balance	\$	8,611.05
Local Roads and Streets Fund Balance	\$	300,292.24

General Fund Comparison Balance For The End of September

General Fund 2017	General Fund 2018	General Fund 2019
\$ 431,184.75	\$ 488,789.51	\$ 446,581.41

A MOTION TO APPROVE THE CLERK TREASURER’S REPORT AS PRESENTED WAS MADE BY COUNCIL MEMBER BASTIN AND SECONDED BY COUNCIL MEMBER BABB. MOTION CARRIED.

A MOTION TO APPROVE THE CLAIMS FOR THE MONTH OF SEPTEMBER WAS MADE BY COUNCIL MEMBER BASTIN AND SECONDED BY COUNCIL MEMBER JONES. MOTION CARRIED.

DEPARTMENT REPORTS

Fire Report

Fire Chief reported last week the Town of Pendleton had fire prevention week due to fall break at the school; national fire prevention week is actually this week.

A MOTION TO APPROVE THE FIRE CHIEF'S REPORT AS PRESENTED WAS MADE BY COUNCIL MEMBER BASTIN AND SECONDED BY COUNCIL MEMBER JONES. MOTION CARRIED

Police Report

Chief Farrer reported Officer Nat Carpenter graduated from the police academy, pistol and rifle qualifications were completed, homecoming parade, outfitters block party and the PHMS evacuation drill went well.

A MOTION TO APPROVE THE POLICE CHIEF'S REPORT AS PRESENTED WAS MADE BY COUNCIL MEMBER DAVIS AND SECONDED BY COUNCIL MEMBER JONES. MOTION CARRIED

Court Report

Judge Gasparovic

Judge Gasparovic informed that the implementation of the new state software program for the court has been delayed. The Judge had discussions with the South Madison County School Superintendent and Assistant Superintendents on what direction of the Court's Choices presentation should take in the schools in the next year. The Judge stated the school's main focus will be on reemphasizing good mental health and presented information on signs to look for in an individual that might be struggle with the issue

A MOTION TO APPROVE THE JUDGE GASPAROVIC'S REPORT AS PRESENTED WAS MADE BY COUNCIL MEMBER DAVIS AND SECONDED BY COUNCIL MEMBER BASTIN. MOTION CARRIED

Park Report

Park Director Burris informed the community day will be held on October 19th, the morning will feature service projects and a community fair in the afternoon. Reminded everyone about the online survey, regarding the park's master plan is available through the park web site, the town's web site and paper copy can be obtained at the park office. He presented the Town Council with a copy of a letter from the Park Board members concerning their interest in being involved in the impact fee study.

A MOTION TO APPROVE THE PARK DIRECTOR'S REPORT AS PRESENTED WAS MADE BY COUNCIL MEMBER BASTIN AND SECONDED BY COUNCIL MEMBER JONES. MOTION CARRIED

Town Manager Report

Town Manager McClintick informed the Town received a grant from the South Madison Community Foundation in the amount of \$9,999.00, this is part of the funds needed to update the tree inventory. Open house will be held this month for Town residents to learn and apply for the different boards and commission. Stated Public Works Director Barger is finalizing the purchase of the new water meters and planning for the installation. The cleaning and inspection are completed on both water towers. Council Member Jones asked about the completion of the predestination bridge project, Town Manager McClintick replied it is scheduled to be totally completed in the summer of 2020. Informed insurance funds have been received from the storm damage but there are still issues to be address. Informed the glass for the windows and the door concerning the town hall meeting room should be completed next week.

A MOTION TO APPROVE THE TOWN MANAGER'S REPORT AS PRESENTED WAS MADE BY COUNCIL MEMBER BASTIN AND SECONDED BY COUNCIL MEMBER JONES. MOTION CARRIED

OLD BUSINESS

LONG TERM RECOVERY GROUP AT THIS TIME HAD NOTHING TO UPDATE.

Long Term Recovery member Bill Hutton stated the group exists to return households to pre-memorial day conditions, materially and emotionally. Helping residents to connect to needed resources and volunteer to projects. The top need was for emotional support in which the Town of Pendleton, Pendleton Library and South Madison Community Foundation held an event at the library with four counselors available. Informed that 159 intake forms were received, 98 cases have been completed, 27 cases were closed due to no response for the owners, leaving 34 cases left to complete. Informed of the upcoming projects that will be conducted by Ninestar employees and the local churches to help with the cleanup. The Long Term Recovery Group is supported greatly by the South Madison Foundation; members of the recovery group are Sue Patton, Tammy Bowman, Norma Gasparovic, Luke Renner and Bill Hutton.

DISCUSSION REGARDING ORDINANCE 18-23 GOVERNING PARKING AND THE TOWN'S PARKING SCHEDULE

Town Attorney Intermill stated the proposed changes regarding Ordinance 18-23 were given to each town council member to review and the amended Ordinance will be presented at the next regular town council meeting. Council Member Bastin asked if this could be made available to

the public, Council President Smith stated it could be posted on the town's website. Council Member Babb asked if vehicles would be allowed to park in the side yard of their property Town Attorney Intermill stated if this was a concern the language could be added to the amendment

UPDATE REGARDING THE EMPLOYEE HANDBOOK

Council Member Jones explained the committee felt non-exempt employees should be using some kind of time keeping system, this will be discussed at the next department head meeting as to what type of time keeping system would apply to each department.

DISCUSSION REGARDING INFRASTRUCTURE BOND

Public Works Supervisor Barger presented to the Town Council a summary of projects and quotes for the use of the infrastructure bond funds. The projects include stormwater improvements on Water Street and the depot parking lot reconstruction estimated to cost \$450,945, East Street school crossing using two speed tables estimated to cost \$40,000, initial sidewalk repair due to storm damage estimated to cost \$20,000, sidewalk improvements approximately estimated to cost \$300,000 and also a quote to complete the town's stormwater mapping estimated to cost \$20,000 stating about one third of the stormwater mapping has been completed at this time.

MOTION WAS MADE BY COUNCIL MEMBER BASTIN TO APPROVE FUNDING FROM THE INFRASTRUCTURE BOND FUNDS ON STORM WATER IMPROVEMENT ON WATER STREET AND INCLUDE A STUDY ON THE FIRE STATION DRAINS, PARK LOT PROJECT, EAST STREET SCHOOL CROSSINGS, COMPLETE THE TOWN'S STORMWATER MAPPING AND SIDEWALK IMPROVEMENTS THE MOTION WAS SECONDED BY COUNCIL MEMBER JONES. MOTION CARRIED.

DISCUSSION REGARDING IMPACT FEES

Town Attorney Intermill stated the Town will need to request for proposals from engineering firms to engage in a road study and then have a financial firm assign value to the engineering study and then have legal counsel to construct an ordinance.

MOTION WAS MADE BY COUNCIL MEMBER BASTIN FOR THE TOWN MANAGER TO OBTAIN REQUEST FOR PROPOSALS FROM ENGINEERING AND FINANCIAL FIRMS REGARDING IMPACT FEES FOR STREETS, PARK, WATER AND ELECTRIC AND THE MOTION WAS SECONDED BY COUNCIL MEMBER JONES. MOTION CARRIED

UPDATE FROM THE REDEVELOPMENT COMMISSION

Council Member Bastin gave an update on the wellness center stating the construction on the steel structure has begun. Informed that the Redevelopment Commission is reexamining the economic development revolving loan program as there has been no participation

NEW BUSINESS

LETTER TO THE TOWN OF INGALLS/INGALLS BZA

Council President Smith explained Newco Metals is proposing a smelting plant, the decision ultimately will be made by the Ingalls BZA and Town of Ingalls

Adam Truman 6973 South Foster Ridge voiced his concerns about the Newco Metals proposed secondary aluminum smelting plant.

Doctor James Rybarczyk an environmental chemist gave his opinion regarding the effects of a smelting plant and the IDEM application submitted by Newco

Council President Smith stated the planning commission submitted a letter of concern to the Town Council about the proposed smelting plant asking the Town Council to address these concerns to the Town of Ingalls and the Ingalls BZA.

A MOTION WAS MADE BY COUNCIL MEMBER BASTIN TO DRAFT A LETTER TO INGALLS BZA AND THE TOWN OF INGALLS REGARDING CONCERNS FOR THE PROPOSED NEWCO METALS SMELTING PLANT AND IF ANY LEGAL COUNCIL IS NEEDED CONCERNING THIS MATTER THE TOWN WILL SEEK LEGAL COUNCIL OTHER THAN BOSE MCKINNEY AND EVANS AND THE MOTION WAS SECONDED BY COUNCIL MEMBER BABB. MOTION CARRIED

ROLE CALL VOTE: CHET BABB VOTED YEA, JESSICA BASTIN VOTED YEA, JESSICA SMITH VOTED YEA, ROBERT JONES VOTED YEA AND SHANE DAVIS VOTED YEA.

DISCUSSION REGARDING CORPORATION FOR ECONOMIC DEVELOPMENT (CED)

Council Member Jones explained Madison County CED receives funding from the sale of land in the flagship area, the land has all been sold and the corporation is in need of funding. The CED is asking for funding from the local entities, Pendleton share would be \$12,000. Council Member Bastin thought this should be an issue for the Redevelopment Commission.

REZONING REGARDING COOK/RIFFEY PROPERTY

A MOTION TO APPROVE THE PLANNING COMMISSION RECOMMENDATION OF REZONING PROPERTY LOCATED ON 425 WEST FROM AG TO RESIDENTIAL WAS MADE BY COUNCIL MEMBER BASTIN AND SECONDED BY COUNCIL MEMBER BABB. MOTION CARRIED

FALLS SUBDIVISION STREET NAME CHANGES

Town Attorney stated the authority to change street names is given to the Town Council President. The Council President agreed to the suggested street name changes that are in the Falls subdivision.

PUBLIC INPUT

Sandi Butler 178 Fall Creek Parkway explained she filed a formal complaint against Tim McClintick in July of this year and received a reply for the Town Council President regarding this issue but felt this was not the consensus of the whole Town Council. She asked Council Member Babb and Council Member Davis if the reply express their views about the issue. They replied they did not agree with the reply. Council President Smith stated she signed the letter based on the majority consensus of the Town Council.

George Gasparovic representing the Drug Free South Madison Coalition explained the coalitions concerns regarding the use of marijuana as compared to alcohol and the revenue benefit seen by state legislators that may cause the state to legalize the drug. He wanted the Town Council to take a stand on marijuana by adopting an ordinance on the conditional use by the Town if the state makes it legal.

Prepared by 
Linda Kreigh
Deputy Clerk Treasurer

Approved by 

Jessica Smith
Town Council President