

The Pendleton Town Council met in regular session at 6:00 PM on November 14, 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 Jo Scott led the Pledge of Allegiance.

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

Also representing the Town were Deputy Clerk-Treasurer Dawn Speedy, Fire Chief Jeff Moore, Judge George Gasparovic, Park Maintenance Foreman Donnie Meyer, Town Marshal Marc Farrer, Town Manager Tim McClintick, and Town Attorney Alex Intermill. The minutes from the regular meeting of October 10th, 2019, and special meeting of October 24th, 2019, were approved.

Jones acknowledged and thanked all the veterans for their service.

A MOTION TO APPROVE THE AGENDA WAS MADE BY SHANE DAVIS AND SECONDED. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

PUBLIC HEARING REGARDING AN ADDITIONAL APPROPRIATION / RESOLUTION R19-05

At 6:04pm the public meeting recessed and the public hearing opened.

Sandi Butler asked how this will be funded. Speedy explained it is taken from the unappropriated general fund money.

At 6:06pm the public hearing closed and the public meeting resumed.

A MOTION TO APPROVE RESOLUTION R19-05 WAS MADE BY ROBERT JONES AND SECONDED. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

MONTHLY CLAIMS & CLERK-TREASURER'S REPORT

Deputy Clerk-Treasurer Dawn Speedy presented claims and the treasurer's report for October 2019.

Total claims for the month of October 2019	3,624,731.92
Electric revenue receipted	751,955.74
Water revenue receipted	94,935.68
General fund balance	344,499.71
Park fund balance	219,697.14
Cumulative Capital fund balance	145,249.35
Cumulative Capital Improvement fund balance	3,077.84
Motor Vehicle Highway fund balance	362,826.12
Motor Vehicle Highway Restricted fund balance	16,667.93
Local Roads and Streets fund balance	308,188.75

General fund balance comparison as of October 31, 2019

2017	426,981.15
2018	371,817.79
2019	344,499.71

A MOTION TO APPROVE THE CLAIMS AS PRESENTED WAS MADE BY SHANE DAVID AND SECONDED. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

A MOTION TO APPROVE THE CLERK-TREASURER'S REPORT AS PRESENTED WAS MADE BY SHANE DAVIS AND SECONDED. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

DEPARTMENT REPORTS

Fire Department – Fire Chief Jeff Moore

- Moore presented his report.

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

Police Department – Town Marshal Marc Farrer

- Farrer presented his report.

A MOTION TO ACCEPT THE POLICE DEPARTMENT REPORT WAS MADE BY CHET BABB AND SECONDED. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

Pendleton Town Court – Judge George Gasparovic

- Gasparovic presented his report.

A MOTION TO ACCEPT THE COURT REPORT WAS MADE BY ROBERT JONES AND SECONDED. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

Park Department – Park Maintenance Foreman Donnie Meyer

- Meyer presented his report.

A MOTION TO ACCEPT THE PARK REPORT WAS MADE BY SHANE DAVIS AND SECONDED. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

Town Manager Tim McClintick

- McClintick presented his report.

A MOTION TO ACCEPT THE TOWN MANAGER REPORT WAS MADE BY SHANE DAVIS AND SECONDED. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

OLD BUSINESS

None

NEW BUSINESS

Discussion regarding a fire territory

- Fred Gaskill, Fall Creek Township Trustee and Tim Pritchard, Fall Creek Township Board of Trustees President, gave a history of the Pendleton/Fall Creek Township Fire Department and discussed their vision to move forward with a fire territory.

- The Township's support has always been significant, with the Township/Town split for purchasing equipment and for constructing the actual building being 67% Township / 33% Town. The recent equipment purchased was 55% / 45%.
- The TIF district and circuit breakers have hurt the Township by significantly reducing the funds received. The Township has no resources to accommodate any increase to purchase services for fire and ambulance, and will have to go elsewhere for protective services if that happens.
- The Township has been researching fire territories for several years. The Township proposes to have a fire territory in place by January 2022, which would provide the needed tax revenue for these services. Pendleton and Fall Creek Township would be a part of the territory, and possibly Ingalls as well. At some point changing to a fully paid department would be needed.
- Because of the relationship, the Town and Township are basically working as a fire territory now, but are not receiving any fire territory funds since it has not been officially established.
- Current debt would be kept with each entity, and when paid in full the assets would be turned over to the territory.
- Town Council needs to approve to have Baker Tilly do the study. However, and based on other Town experiences, it is crucial to set up the financing correctly in the beginning. To ensure this, Chief Moore requests Baker Tilly services and additional services from a man in Chicago.
- Split of cost for the study is to be determined.
- Speedy asked how much this study will cost and how this is to be paid. Smith said the work is charged at an hourly rate not to exceed \$20,000 without authorization from the client, and this could be paid out of Rainy Day fund. Smith asked CT office to see if other options are available.

A MOTION TO PROCEED WORKING WITH FALL CREEK TOWNSHIP TO HIRE BAKER TILLY AND PROCEED WITH FIRE TERRITORY DISCUSSIONS WAS MADE BY ROBERT JONES AND SECONDED. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

Ordinance 2019-04 to address marijuana use and related business

- Judge Gasparovic, Drug Free South Madison County Coalition Co-Chair discussed the ordinance.
- Coalition wants to put this in place before any State laws happen.
- Three reasons are safety of the children, mental development of the children, economic impacts.
- Letters from SMCSC Board and the Coalition were presented.
- Helen Reske spoke in support of the ordinance.

A MOTION TO APPROVE ORDINANCE 2019-04 ON FIRST READ WAS MADE BY CHET BABB AND SECONDED BY ROBERT JONES. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

Ordinance 2019-07 2020 Wage & Salary Ordinance

- Proposed budget includes a 3% increase across the board
- McClintick discussed proposed changes for his department
 - Change Rachel Christenson's title from Assistant Planning Director to Planning Director
 - Code enforcement/building inspector is new. Would like to use same distributions and rate as a utility office clerk instead of replacing the 4th person in the utility office
 - Change on call pay increase from \$12/day to \$20/day
 - Vacation day schedule changes
 - Add a foreman rate that adds \$1/hour to regular rate
- Farrer discussed proposed changes for his department
 - Change holiday pay from 8 hours/day to 12 hours/day
 - Change training pay from \$600/year to \$1000/per year
 - Add shift premium of \$1.00
 - Change longevity from \$100/year to \$200/year

A MOTION TO APPROVE ORDINANCE 2019-07 AS PRESENTED ON FIRST READ WAS MADE BY ROBERT JONES AND SECONDED BY SHANE DAVIS. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

Update regarding opioid litigation

- Town Council has the option to continue with this class action suit or drop out
- All attorney fees for this issue will be taken out of the settlement

A MOTION TO CONTINUE WITH THE CLASS ACTION SUIT WAS MADE BY ROBERT JONES AND SECONDED. MOTION CARRIED WITH A VOTE OF FOUR TO ZERO.

Discussion regarding the change to the Plan Commission meeting date

- Plan Commission meeting date was moved to first Wednesday of the month effective February 2020.

PUBLIC INPUT

- Steve Denny has had many people express interest in boards and commission since the election, and would like the deadline moved back so these people have the opportunity to apply. Denny suggested waiting until January to make appointments, so the new Town Council can make those decisions. McClintick said the people can submit their names/resumes to Christenson.
- Keira Goff said the proposed changes to the parking ordinance are not good and are worse than the original. Goff asked what was taking so long with this. McClintick said staff is still gathering information on this. Smith suggested adding it to December's agenda.

McClintick gave a copy of the electric and water budget to the Town Council.

ADJOURNMENT

- There being no other business brought before this Town Council, the public meeting adjourned at 8:13pm. The next regular Town Council meeting is December 12, 2019.

Prepared by


Dawn Speedy
Deputy Clerk-Treasurer

Approved by


Jessica Smith
Council President