

Town Council Meeting
Monday, May 23, 2016
6:00 P.M. Town Hall

Edinburgh Town Council met in a regular session on Monday, May 23, 2016 at 6:00 P.M. at the Town Hall, 107 South Holland Street, Edinburgh, Indiana.

President Kami Ervin called the meeting to order and led the Pledge of Allegiance.

Members answering roll call were: Councilman Jack Shepherd, Vice President Jeff Simpson, Councilman Jerry Lollar and President Kami Ervin. Also present were Town Attorney Dustin Huddleston and Clerk Treasurer Scott Finley. Councilwoman Dawn Graham was absent.

President Ervin said next on the agenda were the minutes of the council meeting of May 9, 2016 and the Executive Meeting of May 17, 2016. Councilman Simpson made a motion to approve both sets of minutes as submitted. Councilman Lollar seconded. Motion carried.

President Ervin said next on the agenda were claims and handed it over to Clerk Treasurer Scott Finley.

Mr. Finley said everyone should have received a copy of the claim docket for the period. He said he had passed out a list of five claims that had been added since the docket went out. With the additions, the total for the claim docket was \$685,922.78. He said he had signed off on all the claims in that docket and handed them over to the council for approval. Councilman Simpson made a motion to approve the claims with the additions as submitted. Councilman Shepherd seconded. Motion carried.

President Ervin said next on the agenda was the used vehicle auction. She handed out a packet of information including the legal advertisement with minimum bids and the state statute regarding the disposal of police vehicles to all interested bidders. She explained that the vehicles are being sold as-is and the bidding would be done verbally and competitively until such time that the offers cease.

Mr. Finley said the winning bidders would need to bring cash or certified funds to the Edinburgh Administrative Offices no later than 7 days after the auction. Titles will be given at that time.

The first vehicle up for auction was a 2000 Dodge Van, "AS-IS". The bidding began at \$500. The vehicle sold to Allen Smith for \$1,000.

The next vehicle was a 2001 Ford Crown, "AS-IS". The bidding began at \$500. The vehicle sold to Roger Bense for \$900.

The next Vehicle was a 2005 Dodge Durango, "AS-IS". The bidding began at \$2,500. The vehicle sold to Roger Bense for \$2,525.

The next vehicle was a 2007 Dodge Charger, "AS-IS". The bidding began \$1,000. The vehicle sold to Roger Bense for \$1,550.

The last vehicle was a 2009 Dodge Charger, "AS-IS". The bidding began at \$1,000. The vehicle sold to Roger Bense for \$1,700.

President Ervin thanked everyone for their bids.

President Ervin said next on the agenda was Ordinance 2016-4 Establishing a Fund for LOIT Special Distribution. She asked Mr. Finley to explain the ordinance.

Mr. Finley said Senate Enrolled Act 67 (SEA 67) allows counties to distribute the reserve of the Local Option Income Tax (LOIT) to units within the county. The town will be receiving a little over \$500,000 from this distribution and the state has recommended those funds be placed in a separate fund because the uses for the funds are relatively strict. At least 75% of the funds must be placed in this fund and used for local roads and streets purposes. This ordinance establishes a fund for these funds to be placed.

Councilman Simpson made a motion to introduce and adopt Ordinance 2016-4 at this council meeting. Councilman Shepherd seconded. Motion carried unanimously.

Councilman Shepherd made a motion to approve Ordinance 2016-4. Councilman Lollar Seconded. Motion carried.

President Ervin said next on the agenda was Resolution 2016-5 Ditech Personal Property Tax Abatement and Memorandum of Agreement. Councilman Lollar made a motion to approve Resolution 2016-5. Councilman Shepherd seconded. Motion carried.

Councilman Simpson made a motion to approve the memorandum of agreement for the Ditech personal property tax abatement. Councilman Lollar seconded. Motion carried. Councilman Shepherd made a motion to allow President Ervin to sign the memorandum of agreement on behalf of the council. Councilman Simpson seconded. Motion carried.

President Ervin said next on the agenda was Resolution 2016-6 Sacoma Personal Property Tax Abatement and Memorandum of Agreement. Councilman Lollar made a motion to approve Resolution 2016-6. Councilman Simpson seconded. Motion carried.

Councilman Simpson made a motion to approve the memorandum of agreement for the Sacoma personal property tax abatement. Councilman Shepherd seconded. Motion carried. Councilman Lollar made a motion to allow President Ervin to sign the memorandum of agreement on behalf of the council. Councilman Shepherd seconded. Motion carried.

President Ervin said next on the agenda was Resolution 2016-7 Sacoma Real Property Tax Abatement and Memorandum of Agreement. Councilman Lollar made a motion to approve Resolution 2016-7. Councilman Simpson seconded. Motion carried.

Councilman Shepherd made a motion to approve the memorandum of agreement for the Sacoma real property tax abatement. Councilman Lollar seconded. Motion carried. Councilman Lollar made a motion to allow President Ervin to sign the memorandum of agreement on behalf of the council. Councilman Simpson seconded. Motion carried.

President Ervin said next on the agenda was the staff report on tax abatement CF-1 forms for SAP, Inc. and Amos Hill Associates, Inc. She asked Interim Town Manager Wade Watson to present the report.

Mr. Watson said these are the final CF-1's for the year on active abatements. Companies with active abatements are required to submit a CF-1 for each active abatement to show compliance with the original statement of benefits. Mr. Watson explained the staff report. The recommendation was for approval of the CF-1's for both SAP and Amos Hill.

Councilman Lollar made a motion to approve the CF-1 for SAP, Inc. Councilman Shepherd seconded. Motion carried. Councilman Shepherd made a motion to allow President Ervin to sign the CF-1 on behalf of the council. Councilman Simpson seconded. Motion carried.

Councilman Lollar made a motion to approve the CF-1 for Amos Hill, Inc. Councilman Shepherd seconded. Motion carried. Councilman Shepherd made a motion to allow President Ervin to sign the CF-1 on behalf of the council. Councilman Simpson seconded. Motion carried.

President Ervin said next on the agenda was the staff report on the investigation of the speeding complaint in the Timbergate area. She asked Mr. Watson to present the report.

Mr. Watson said there was a complaint from a citizen in the Timbergate area about excessive speeding on the roads that run through the course. There a number of things that merit change in what the town is currently doing. There is nothing in the ordinances that designates a specific speed for the streets in Timbergate. State statute sets those speeds at 30 miles per hour unless stated otherwise by ordinance. There are 20 mile per hour speed limit signs around the clubhouse but they are probably unenforceable without it specifically stated in an ordinance. There are 30 mile per hour speed limit signs at the entrances of the course. Because the area is not fully developed with sidewalks and there is golf cart traffic going across roads, the staff thinks it is in the best interest of the citizens to establish by ordinance a 20 mile per hour speed limit on St. Andrews Avenue and Constitution Drive and install 4 new speed limit signs.

Councilman Lollar asked over what time period the traffic study was done.

Police Chief David Mann said the study was done at 7 or 8 different times.

Councilman Lollar asked how many speeding tickets have been written in that area.

Mr. Mann said not many have been written.

Councilman Lollar asked where the additional signs would go.

Mr. Watson said the town would like signs someplace between the existing signs in both directions so they are visible when you are leaving the golf course parking lot.

President Ervin said the biggest concern is that there aren't sidewalks in most of the area in Timbergate.

Councilman Lollar said he agrees. He said he has noticed several streets in town do not have speed limit signs. He said he would like to see law enforcement start writing tickets for people speeding in town.

Town Attorney Huddleston said he would recommend at the very least updating the ordinance to add the streets in the Timbergate area.

Councilman Shepherd made a motion to allow Mr. Huddleston to draft an amendment to the traffic ordinance based on the staff recommendation. Councilman Lollar seconded. Motion carried.

President Ervin said next on the agenda was the staff report on a funeral flower and memorial donation policy. She asked Mr. Watson to lead the discussion.

Mr. Watson said this issue came from the town not having any type of written policy regarding flowers or donations for the passing of employee family members. The town found that sometimes multiple departments would purchase flowers for the same funeral. Establishing a policy would eliminate any ambiguity with this issue. The policy would state that in the event of the death of an employee or an employee's immediate family, the town would purchase flowers or make a donation at a set amount at the discretion of the town.

Councilman Lollar asked if other towns of similar size do this.

Mr. Watson said that has not been investigated but this policy would follow what has been done in Edinburgh history.

Councilman Lollar made a motion to table the funeral flower and memorial donation policy discussion until further research can be done including other municipality's policies. Councilman Simpson seconded. Motion carried.

President Ervin said next on the agenda was the vacating an alley request. Mr. Terry had requested some changes to be made to the agreement. Those changes have been made and have been presented to the council for review. She opened the floor for discussion.

Councilman Lollar said it looks like there were three changes proposed. They wanted alcoholic beverages to be consumed but not served in the alley, to allow temporary blockage of the alley, and to lower the liability insurance coverage.

Discussion was held regarding temporary blockages of the alley.

Councilman Simpson made a motion to approve the agreement and vacate the alley. No second. Motion failed.

Councilman Lollar made a motion to deny the petition to vacate the alley. Councilman Shepherd seconded. Councilman Simpson voted nay. Motion carried 3 to 1.

Council Comments

Councilman Lollar said he had received some complaints about the Fletcher property on Brown Street. The vacant lots are not being mowed and are becoming an eyesore.

Mr. Watson said he would send notice out this week.

Councilman Lollar asked about the timetable on East Main Cross Street repairs. There is gravel everywhere from the repairs. He said he is concerned about vehicles sliding through gravel at intersections.

Mr. Watson said he would address the project in totality. The storm water project will be ongoing through this year and most of next year. As water taps are converted, the holes are being backfilled temporarily until it can be asphalt patched on the north side of the street. The resurfacing of the entire street will happen sometime late next year. The south side will be filled with flowable fill to avoid wasting money on something that will be torn out again.

Street Superintendent Curtis Rooks said the street department has been waiting to do repairs until the water department gets further ahead. The work the street department will be doing takes less time than what the water department is doing. In the next few weeks those areas should be under asphalt.

Departmental Comments

Police Chief David Mann said July 13th will be a public inspection of the police department. He hopes everyone can make it to that event.

Parks Director Daniel Teter said the swimming pool will be opening this weekend and they hope to have a large turnout.

Public Comments

Bill Jones of 7795 East State Road 252 said he had talked to the council about the issue of semi-trucks using Jake brakes on State Road 252.

President Ervin said she will look into that issue.

Being no further business or comments, Councilman Lollar made a motion to adjourn the meeting. Councilman Simpson seconded. Motion carried.

EDINBURGH TOWN COUNCIL

Kami Ervin, President

Jeff Simpson, Vice President

Dawn Graham

Jerry Lollar

Jack Shepherd

ATTEST:

Scott Finley, Clerk-Treasurer