

Town Council Meeting  
Tuesday November 13, 2012  
6:00 P.M. Town Hall

Edinburgh Town Council met in a regular session on Tuesday November 13, 2012 at 6:00 P.M. at the Town Hall, 107 South Holland Street, Edinburgh, Indiana.

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

President Hoffman thanked everyone for coming.

Members answering roll call were: Councilman John Drybread, Councilman Jeff Simpson, Councilwoman Kami Ervin, Vice President Curtis Rooks and President Ron Hoffman. Also present was Clerk Treasurer Jackie Smith and Town Attorney Dustin Huddleston.

President Hoffman presented the minutes of the October 22, 2012 council meeting and the November 1, 2012 special meeting. Councilman Rooks made a motion to approve the minutes. Council Simpson seconded. Unanimous.

President Hoffman said claims were next on the agenda and turned it over to Clerk Treasurer Smith.

Clerk Treasurer Smith said he had signed all the claims presented to him and turned them over to the council for approval. Councilman Simpson made a motion to approve the claims. Councilwoman Ervin seconded. Unanimous.

President Hoffman said next on the agenda was Ordinance 2012-12 amending chapter 101 fair housing that has been tabled a couple of times and turned it over to Dustin.

Town Attorney Huddleston said the agency we use to help write our grants told us the state of Indiana said we have to pass this to get any grants from Indiana. I contacted OCRA the division of grants for the state of Indiana and confirmed that this ordinance needs to be adopted. They said it needs to be in our codes and you can deviate from this a little bit, but any changes would be scrutinized.

Councilman Drybread said this is one of our check offs for grants.

Councilwoman Ervin asked John if there is anything in it that we need to be concerned about.

Councilman Drybread said no it could be approved as is.

Town Attorney Huddleston said these are all the decisions made by the Supreme Court in the last 50 years.

Councilman Simpson made a motion to approve Ordinance 2012-12. Councilman Rooks seconded. Unanimous.

President Hoffman said next on the agenda was Ordinance 2012-14 control over noise and thanks should go out to Kami for putting this together. We have discussed this before and this is the final document we need to vote on.

Councilman Rooks thanked Kami for what she has done and made a motion to approve Ordinance 2012-14. Councilman Drybread seconded. Unanimous.

President Hoffman said next on the agenda was Ordinance 2012-15 amending chapter 75 parking on Walnut Street. Ron said this was alongside the old Danner's building before the post office. The owner petitioned it and we agreed to do so in order that people could park close to the building and not walk so far.

Councilwoman Ervin said this is creating two parking spaces on either side and for the two hour parking time that applies to East Main Cross. The two hour parking and enforcement is a question that came up after we had discussed this.

Councilman Drybread said one side use to be a bus stop and one side a loading zone.

Councilman Rooks asked if this included parking on East Main Cross?

Councilwoman Ervin said that basically parking in downtown is two hour parking.

Councilman Drybread said we continue to have issues with downtown parking by the business owners that park in front of their business and then there is no place for their customers to park and I am sure Chief Mann will hear about this.

Councilman Rooks asked if we have two hour parking downtown now?

Councilman Drybread said we have the signage.

Councilwoman Ervin said I didn't mean to be confusing, I was just confirming that parking was the same for these new spaces.

President Hoffman said there is two hour parking.

Town Marshall Mann said if you want the two-hour parking enforced we could do that.

President Hoffman said check with the business owners so you can get a feel as what their opinions are on enforcement. I know one where they park all across the business front and customers can't park there to get in.

Councilwoman Ervin made a motion to approve Ordinance 2012-15. Councilman Rooks seconded. Unanimous.

President Hoffman said next on the agenda was Clerk Treasurer Jackie Smith's resignation letter that was submitted to Sue Anne Misiniec and that makes the document official. It should be in your packet and it has a city of Franklin letterhead. Ron said officially December 31 would be Jackie's last day. We looked into the procedures per Indiana Code and it is the Town Council's responsibility to appoint another Clerk Treasurer since he is an Independent. This must be done within 30 days after Jackie Smith's last day. The Town Council will make the decision because he is not a democrat or republican, but an independent.

Councilwoman Ervin said this is a good opportunity for us, like we did the Town Marshall, to allow anyone from the outside to give us his or her qualifications for us to check out. It is a 3-year period and then it will be put back in the hands of the voters after those 3 years.

Councilman Rooks said he agreed with Kami to do it the way we did the chief of police. Take applications and try to get the best person to finish out the 3 years and then leave it up to the voters.

Councilman Simpson said he agreed with Kami and Curtis.

Councilman Drybread said he was on the same page and he is not sure what is down the road because legislators could change it to an appointed position. My question is how do we put it out to the public.

President Hoffman said I agree that anyone that is interested should be able to submit a resume. I know Jackie Burton is interested and we have a time line drawn up by John for our information that we can revise and have Dustin figure out the legal qualifications to run an ad on November 17 and 18 with deadlines for receiving the resumes November 30 and the council will make a decision by December 10 and a new Clerk could start by December 17 so Jackie could get that individual up and running before he walks out the door. One thing that is certain is that individual has to be a resident of Edinburgh.

Councilman Drybread said we have to know the process and get an ad in the paper and give them 48-hour notice and start at that point and go forward.

Councilwoman Ervin asked if there are any specific qualifications we need to mention or should we leave it open to the residential part? I think it is okay because for this position a lot of people have different types of experience that might make them qualified for this position and I don't want to turn anybody away.

Councilman Simpson said when it's an elected position there are no qualifications.

President Hoffman said I think you are right.

Councilwoman Ervin said my suggestion is since we have 48 hours notice to have an executive meeting to do interviews and we are in a very tight calendar with the holidays we need to do this as soon as possible.

Councilman Drybread said this is a good point since from Thanksgiving to December 10 we would have to try and squeeze it in.

President Hoffman said we have to run it 48 hours before December 10 and is the 8th on a weekend?

Town Attorney Huddleston said actually it is 48 hours before any meeting before December 10.

Councilwoman Ervin said December 10 is a regular meeting so it looks like we would have to meet to discuss the applicants the week before the 10th. I am open to any schedule.

President Hoffman said we want to have two executive meetings.

Councilwoman Ervin suggested that we put this in the Edinburgh Courier since it is the town's paper as well as the Journal and Republic.

President Hoffman said let's make one on Monday the 3rd.

After some discussion the council decided to meet on the 5th at 4:00 and the 6th at 5:00.

Councilman Simpson asked if we need to accept the letter of resignation?

President Hoffman said that has already been filed by Jackie.

Councilwoman Ervin congratulated Jackie.

President Hoffman said next on the agenda was the Timbergate update and turned it over to Wayne Gibbs.

Wayne said he had two reports one for September and one for October. The September one is actual numbers from the town. Revenues for September were \$117,693 and expenses \$70,000 for a profit of \$47,620.00, which is a little lower, compared to other years as well as the expenses being lower. Wayne said he is okay with that because September's numbers are due to weather patterns and changes. Wayne said there were increases in alcohol sales, green fees, range balls and snack bar. Three quarter revenues were \$872,848 compared to the other years we are in excellent shape. Some of the expenses include the expansion of the bar, sand for the traps and some large items that normally would not be in there. If you deduct the bond payment from the loss we would have a profit of \$220,712.00 October's revenues of \$69,300 were down due to the weather and expenses

of \$ 67,000 for a profit of \$ 1,634 and 2006 is the only year we beat. Expenses are in line with what we have seen in the past except for 2006. Green fees were down do to weather and the other items are pretty much in line of where they should be.

Councilwoman Ervin asked what the simulator fees were?

Wayne said \$20 per round and it will take people to get cabin fever before it will pick up.

Councilwoman Ervin asked what is the schedule for the pro shop and the bar?

Wayne said sunrise to sunset.

Councilwoman Ervin asked how was Saturday?

Wayne said it was a very good weekend.

Councilman Drybread said its getting toward the end of the year and we have had a huge turnaround at the golf course. Wayne has done a great job in getting it headed in the right direction. If we can stay anywhere near those numbers we will be in good shape come January 1.

Wayne said he estimated around the \$150,000 range and two years ago we were negative \$500,000.

Councilman Drybread said all he needs to do is get the pump house and other things up to snuff.

The council thanked Wayne.

#### COUNCIL REPORTS:

Councilman Drybread said the lights are up in the parking lot and were lit last Friday. We will be filling in the holes and getting that tamped in. We are using street money that we have had sitting since 2011. We are starting to hang the Christmas decorations and hope to take advantage of the good weather and get them up soon.

Councilman Simpson said he wanted to thank Jackie for his years of service and I am sure we will do something later. On the 6th can we change that to 4:00 because I will be leaving town that night.

Councilwoman Ervin said for interviews we will need more than 1 hour.

President Hoffman asked Jeff what time he was leaving town.

Councilman Simpson said he planned on 5:00, but he could hang around for a while.

President Hoffman said that it will be at 4:00 on the 6th.

Councilman Rooks said he would like to thank Jackie for all the years of service he has done at the town and I know his heart is with the town and he worked for me at school, he coached baseball and I had him for a little league umpire even though he didn't call them right. He is a true Edinburgh person and just wants to say thanks for what you have done for the town.

Councilwoman Ervin asked if we are going to have any involvement in the holiday of lights?

Councilman Drybread said we were going to use the garage for sand and the trailer.

Councilwoman Ervin asked if we are doing the luminaries?

Councilman Drybread said no Rick Wilson said he had some volunteer groups to do it and another thing is we put \$ 2,000 toward the carriage rides.

Councilman Rooks asked if we have an alternate plan in case of bad weather?

Councilman Drybread said no.

Councilwoman Ervin said we thought about the next weekend, but if we don't have the luminaries they will still come. Kami congratulated Jackie as I said earlier.

#### DEPARTMENT REPORTS:

Clerk Treasurer Smith said we were mandated by the state to start paying PERF weekly in October of this year. I didn't realize until last week when I was going through my reports that this will add an additional PERF payment for 2012. I talked to John about this and we are planning to pay the additional cost with appropriation transfers within the budgets.

Councilman Drybread said that because of the weekly PERF it just dawned on many of them that there was an extra payment and some of the bigger cities are being hit with hundreds of thousands of dollars. It has kind of surprised all of them, but we will be okay.

Town Marshall Mann said it has been an exciting almost 2 weeks trying to run some processes in place and meeting the staff. I have located the coffee pot and copy machine. I have been looking at work schedules to ensure we are all safe. I will have Dustin look at the personnel policy on how it differs from the sworn staff as compared to the rest of the town's staff. I talked with John and we need to have something to show the sworn staff what applies to them.

Councilman Drybread said there are gaping holes between the personnel policy and the sworn officers and there are things that need to be put in place. We need to get with Dustin so he can add things to the policy for the police department.

Building Commissioner Watson said I prepared a written update on the demolition project. At this time Atterbury doesn't have interest in it. Lawyer Excavating the low bidder is interested in helping work with us in any way possible to get this project on their schedule.

Councilwoman Ervin said she appreciated Wade going back and having some options available because it makes it easier.

Councilman Rooks asked if there are any grants available?

Building Commissioner Watson said we are checking into it and we are not sure. The grants that apply to this are kind of late. Some community service grants would be next summer before they could be approved.

Councilman Drybread said Wade has done an excellent job on keeping up on this. This would be a great winter project to work with them and the split fees so we could look at the funds where we have money. They came back last week and they will give us a figure of what they want up front. So that could be an answer to this.


PUBLIC COMMENTS:

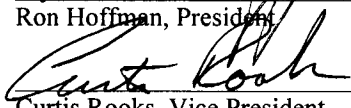
Dick Hammond thanked Kami for her hard work on the noise ordinance.

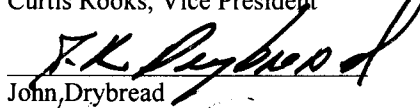
Councilwoman Ervin thanked him and thanked Dustin for his help.

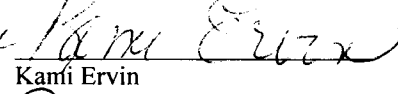
Being no further business or comments, Councilman Simpson made a motion to adjourn the meeting, Councilman Drybread seconded. Unanimous.

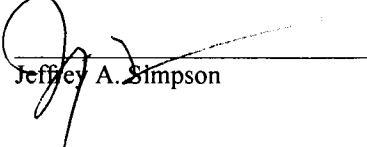
EDINBURGH TOWN COUNCIL

  
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Ron Hoffman, President

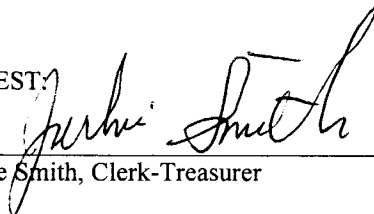
  
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Curtis Rooks, Vice President

  
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John Drybread

  
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Kami Ervin

  
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Jeffrey A. Simpson

ATTEST:

  
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Jackie Smith, Clerk-Treasurer