

Town Council Meeting  
Monday, January 28, 2013  
6:00 P.M. Town Hall

Edinburgh Town Council met in a regular session on Monday January 28, 2013 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, Vice President Curtis Rooks, Councilwoman Kami Ervin and President Ron Hoffman. Also present were Town Attorney Dustin Huddleston, and Clerk Treasurer Scott Finley.

President Hoffman said next on the agenda was the minutes of the Executive Meeting of January 14, 2013 and the Council Meeting of January 14, 2013. Councilman Rooks made a motion to approve both minutes as submitted. Councilwoman Ervin seconded. Unanimous.

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

Clerk Treasurer Finley said everyone should have received a copy of the claim docket. He said he had looked over all the claims and signed off on each one and he handed them over to the council for approval. Councilman Drybread made a motion to approve the claims as submitted. Councilwoman Ervin seconded. Unanimous.

President Hoffman said next on the agenda was the discussion of the weapons ordinance and Ordinance 2013-1, An Ordinance Amending Ordinance 2011-13. He stated that at the last meeting a discussion was held about a woman who had received a ticket but was unaware of the ordinance and wanted to have her ticket forgiven. It was then added to this meeting's agenda for discussion. Since that meeting Ron had reviewed the ordinance and all the minutes regarding the ordinance. He stated he believed there had been a discussion about fines for the ordinance starting at twenty five dollars but he was mistaken. His position was that the tickets already issued should stand. It is important to back the officers who were enforcing the ordinance. He stated there was a proposed amendment in everyone's packet that would be effective as soon as approval that would amend the fee structure of the ordinance to \$100 for the first offence, \$250 for a second offence, and \$500 for a third offence. He said in a police report there was record of a girl being struck by a stray BB shot from a BB gun and leaving a welt. While there was no other harm the point of the matter is no matter what type of gun it is, it can still be dangerous. He said anything that can be done to keep even one person from being injured is the council's responsibility.

Councilwoman Ervin agreed and added that she was unaware that the ticket the lady had been fighting last meeting was from 6 or 7 months earlier. She was under the impression the ticket had been issued recently. The lady had several months to come to the council and discuss the fee but had not done so. Councilwoman Ervin said she agreed with the amended fee structure.

Councilman Rooks stated he too believed the tickets that had already been issued should stand and that it is important to stand behind the officers enforcing the ordinances passed by the council. The fee at the time was \$500. It maybe should have been looked at a little closer before it was passed but it was not and this amendment should fix the problems with the ordinance. He said he is in total agreement with the proposed amendment.

Councilman Drybread said he had talked with Town Marshall Mann as well as Clerk Treasurer Finley about the ordinance and the amendment. He said not only had the ordinance put some pressure on the officers but it also created an administrative mess with trying to collect the fines from the ordinance. He said he was also in agreement with the new fee structure of the amended ordinance.

John Rondot asked if all the council members knew the fine for the ordinance was \$500.

President Hoffman said the members had to have known about the fine to pass the ordinance.

Mr. Rondot stated that if the council was not aware of the fine he could not imagine the public knowing.

Councilwoman Ervin stated that it is difficult to remember every detail of every ordinance. There have been several ordinances passed each with a different fee schedule.

President Hoffman stated the ordinance had been advertised in the local papers with the \$500 fine.

Bill West asked if the amendment said anything about confiscation of the weapon.

President Hoffman said the ordinance reads that the officer may confiscate the weapon.

President Hoffman added he had also met with Town Marshall Mann and discussed the incident involving kids firing BB guns in Irwin Park. He said Chief Mann had showed him a picture of the BB gun used by the kids and his police issued weapon next to each other and the two were almost indistinguishable. Ron stated he can understand how that situation would be viewed when that is the first thing the officers saw.

Town Attorney Huddleston said to clarify, since the ordinance is amending a penalty, state law requires that the new fee be advertised before the amendment becomes effective. Therefore the \$500 dollar fee would still stand until the new amendment is advertised. He also stated Councilwoman Ervin would like the new fee structure to be published in the Edinburgh Courier as well.

Councilwoman Ervin agreed and stated it is not required to be published in the Edinburgh Courier but it is a free publication that most of the townspeople read.

Councilman Drybread made a motion to approve Ordinance 2013-1 Amending Ordinance 2011-13. Councilman Rooks seconded. Unanimous.

#### COUNCIL COMMENTS:

Councilman Drybread said hopefully everyone saw the article on Timbergate in the Daily Journal. The Journal had spoke to Wayne as well as Ron and obtained some of the year end numbers. He said he was glad someone had followed up with the article and stated that everyone at the course should be proud of how far it has come over the past few years.

Councilman Drybread also added that the food pantry is getting busier but he is not sure how many people are aware the town provides pick-up for the food from Gleaner's. He said improvements have been made inside to better accommodate larger numbers of people.

Councilman Ervin asked if the current location would be the pantry's permanent location.

Councilman Drybread said at this point it is going to be the permanent location. The inside is being designed as if it will stay the full time pantry and it is a good use for the building.

Councilman Drybread also thanked Town Marshall Mann and his officers for the good work they have done recently solving a local robbery and other cases as well.

Councilman Drybread stated again that Strand Engineering will be attending the last meeting in February to discuss the comprehensive plan.

President Hoffman added that Joe Pete had contacted him three times in December wanting the numbers for Timbergate. Ron told him the numbers were not available yet but if he got back with him in January he should be able to give him the numbers. Mr. Pete did eventually follow up in late January to finish the article. Ron stated the article was very good and something the town should be proud of.

Councilwoman Ervin said she really appreciated the Facebook page for the Edinburgh Police Department. She said it is updated regularly with things the department is doing within the community. She also stated she believes it is a great public relations tool for the community and she appreciates the time they spend updating the page.

2

Clerk Treasurer Finley said he had with him a bond for John Drybread that needed to be approved by the council. The State Board requires he be bonded because he handles the town's money. The bond amount was \$50,000 and the cost of the bond was \$150 annually. Councilwoman Ervin made a motion to approve the bond for John Drybread. Councilman Simpson seconded. Unanimous.

DEPARTMENTAL REPORTS:

Town Marshall Mann thanked everyone for the kind comments and said that the department had been busy lately with everything from armed robberies to serving pizza at the elementary school.

Daniel Teter said little league sign-ups at the Park and Recreation start this coming week and they will also start taking applications for summer help at the pool and the park.

Councilwoman Ervin asked what the minimum age requirements were for jobs at the pool and park.

Mr. Teter said usually 16 but they do sometimes hire 15 year olds for concessions. He said umpires have to be at least 16 because they work later at night.

PUBLIC COMMENTS:

John Rondot asked if there were any questions about the annual report for the redevelopment commission he presented at the last meeting.

President Hoffman said it was an excellent report and thanked him for preparing it.

Sheriff Doug Cox said he had been in several meetings with Town Marshall Mann and he believes the town made a great choice in hiring him.


Gail Hoffman said Town Marshall Mann had been to the elementary school several times and he sets a good example for the kids. She said he has been a great presence that the school has not seen in a long time.

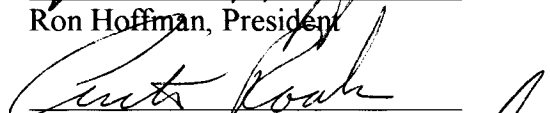
Bill West asked if the donated food for the food pantry at the fire station has been in the way and said if it does get in the way to let Nancy West know and she could start clearing it out a little at a time.

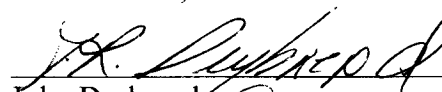
Councilman Drybread said it had not been in the way and there is plenty of space for it there.


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

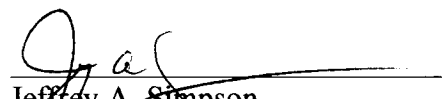
**EDINBURGH TOWN COUNCIL**

  
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Ron Hoffman, President

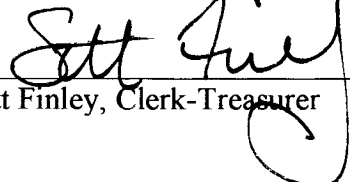
  
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Curtis Rooks, Vice President

  
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John Drybread

  
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Kami Ervin

  
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Jeffrey A. Simpson

ATTEST:

  
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Scott Finley, Clerk-Treasurer