

Yorktown Town Council Regular Meeting
Tuesday, February 18, 2020 @ 5:30 PM
Yorktown Town Hall

Call to Order, Pledge of Allegiance, Roll Call:

Rick Glaub	Lon Fox	Rich Lee	Dan Flanagan	Robert Ratchford	Michael Burke	Bryan Smith
Present	Present	Present	Present	Present	Present	Absent

Approval of Claims-Dan Flanagan motioned to approve claims totaling \$906,121.09, Robert Ratchford seconded, and the claims were approved unopposed.

Approval of January Meeting Minutes-Dan Flanagan motioned to approve the minutes, Michael Burke seconded and the minutes were approved without dissent.

Library Additional Appropriation Public Hearing-President Lee opened the Public Hearing for an additional appropriation for the Yorktown Public Library. Liz Rozelle, Executive Director of the Yorktown Public Library, explained that the payments for the principal of bonds in the Debt Fund was omitted in the DLGF Gateway. The error was discovered during a binding review of the Library budget. \$100,000 was requested to pay both the principal and interest. Ms. Rozelle added that a binding review of the budget will occur in 2021. Councilman Flanagan emphasized that the additional appropriation pertained to money already in the Library funds and that no additional tax dollars would be collected. Rick Yencer, 3100 N 500 W, questioned how much taxes were raised for the Library renovation. President Lee explained that the additional appropriation was already part of the Library's budget. Director Rozelle explained that the tax impact was less than the amount presented to taxpayers due to lower than expected interest rates and that taxes would not be impacted if the taxpayer was at the tax cap. President Lee concluded the Public Hearing.

Public Hearing Sewer Utility Rates-President Lee opened the Public Hearing for Sewer Rates. Town Manager Olson explained that a rate increase was necessary to make sure revenue amounts would cover debt service expenses for the \$10 million Wastewater Treatment plant project to remove phosphorus and replace equipment that has reached the end of useful service life. Rick Yencer, 3100 N 500 W, commented that the government and schools had indebted taxpayers and utility customers over \$50 million in the next 20 years. Mr. Yencer stated his opposition to the sewer rates as they were excessive and said that the Town was under no order from the State or Federal Government to do anything. Councilman Ratchford verified with the Town Manager that there was a mandate. The Town Manager confirmed that the project was required in order to renew the Town's NPDES Permit (issued by the United States Environmental Protection Agency according to The Federal Water Pollution Control Act amendments of 1972). Bruce McFarland, 9414W Canal St, asked what the chapter and verse was on the mandate. Councilman Flanagan explained that it was the IDEM (The Indiana Department of Environmental Management is the unit that implements both federal and state regulations). Town Manager Olson confirmed that the removal of phosphorus was necessary or the National Pollution Discharge permit would not be renewed by the IDEM and the Town would be in violation. The request for spreadsheets about the \$8.8 million/ \$10 million cost impacts was made. The Town Manager explained that information concerning the rates was disseminated in January. President Lee added that a study was conducted by Baker Tilly to evaluate current rates and what rate increase was needed. President Lee closed the Public Hearing.

Old Business: Ordinance 794 – Sewer Rate Ordinance. The rate increase will be implemented over two years. The first increase will be put in place starting July 1, 2020, and will appear on customer bills in August. The second rate increase will take effect July 1, 2021, and will also be on August bills. Robert Ratchford motioned to approve the ordinance and Daniel Flanagan seconded the motion. The votes were polled:

Rick Glaub	Lon Fox	Rich Lee	Dan Flanagan	Robert Ratchford	Michael Burke	Bryan Smith
No	Yes	Yes	Yes	Yes	Yes	

The Ordinance passed 5-1.

New Business: Resolution 2020-2-Library Additional Appropriation. Robert Ratchford commented that the Library project only raised taxes if a taxpayer was not at the property tax cap and that there was overwhelming support for the project. Councilman Ratchford made a motion to approve the additional appropriation, Michael Burke seconded and the motion passed without opposition.

2020 Street Resurfacing-The Town received a Community Crossing Matching Grant through the Indiana Department of Transportation that would reimburse 75% of the cost of street resurfacing and treatments up to one million dollars. E&B Paving was the lowest of four bids at approximately \$964,000 to resurface 24 streets that will be milled and/or overlaid with 1.5 inches of asphalt. The Town will be responsible for 25% of the cost. Michael Burke asked and Town Manager Olson confirmed that the MVH Restricted Fund would be used to cover the Town's portion of the project. Mr. Olson explained that in the future the Town would only qualify for a 50% reimbursement with the expected growth of the Town in the 2020 Census. Daniel Flanagan motioned to approve E&B Paving bid, Michael Burke seconded, and the motion was approved unanimously.

2020 Street Micro Surface-Part of the \$1,333,000 street projects included treatments to extend the life of the streets. American Pavement had the lowest of two bids at \$162,000. Daniel Flanagan motioned to approve the bid, Lon Fox seconded, and the motion passed unopposed.

Fire Gear Purchase-Chief Boone asked to purchase uniform gear that needs to be replaced due to damage or changes in sizes of uniforms for new hires at a cost of \$20,654. Robert Ratchford motioned to approve the purchase, Daniel Flanagan seconded and the motion passed uncontested.

Water/Waste Water/ Storm Water-Limited Notice to Proceed. Thieman Construction is trying to get a jump start on the submittals of the upcoming Waste Water Treatment Plant upgrades. The notice has a clause requesting \$100,000 in advance that is expected to be part of the cost of the \$10 million project covered by the State Revolving Fund Loan. Daniel Flanagan motioned to approve the notice, Michael Burke seconded, and the motion passed without dissent.

Departmental Reports-Mr. Myrick reported the following upcoming events: April 11 Easter Egg Hunt (tentatively scheduled), Odd Fellows 150th Anniversary celebration on April 25, the 3rd Annual Community Rummage Sale on May 9, the American Legion wishes to repaint the walking bridge behind Pizza King, and the Arts Council is planning for only three movie nights due to low attendance. Marshal St. John reported two new cars were being used by Officer Brooke Barnard and Officer Jaromin. Officers Harless and Daughtery received a letter of appreciation. The Lynn Chief of Police also sent a letter of appreciation for the work of Officers Barnard and Greene during a domestic violence incident that included shots being fired at police officers. Clerk Treasurer Turner request a special claim for a payment of \$375 for Lana

Patterson for cleaning services at the Field Operations Building that was submitted after the claims docket was completed. Daniel Flanagan motioned to approve the claim, Michael Burke seconded and the motion passed without opposition. Mr. Turner also requested that four outstanding checks from 2017 totaling \$450.14 be cancelled and receipted back into Town accounts as they were not cashed within a two-year period. Daniel Flanagan motioned to cancel the checks, Lon Fox seconded and the motion passed unanimously.

Comments from the Floor and from Town Council Members were made.

Upcoming Meetings: March 16, 2020

Adjournment: 6:18 p.m.

President-Rich Lee

Clerk Treasurer-Lance Turner