

Yorktown Town Council Regular Meeting
Town Hall @ 5:30 P.M. Tuesday, March 16, 2010

Meeting called to order. Pledge of Allegiance was said.

Steve Lowry, Bob Flanagan, Larry Crouch, Mike Beeman, and Rick Glaub were all present.

Mike Beeman made a motion to approve the claim docket. Bob Flanagan seconded the motion.

All councilmen voted in favor.

Mike Beeman made a motion to approve the meeting minutes. Bob Flanagan seconded the motion. All councilmen present voted in favor.

Comments from the Floor: Golf Carts

Beth Neff asked the attorney if it was legal to have golf carts on state highways.

Al Baker Yorkchester: Mr. Baker spoke about the new highway and how he felt the speed needed to be lower, especially if there is a possibility that there maybe golf carts on the street.

Marshal St. John stated that he has always looked the other way because it hasn't really been a problem. He stated whatever the board decides he will enforce.

Carolyn Grieves stated that she was curious as to why we have to look into it. Pete Olson stated that Chris Richards wanted the legality of this issue to be addressed.

Mary Harshman 650 W.: She felt that if a golf cart is allowed then she wants her four-wheeler allowed.

Sharon Cheslick: Stated golf carts are ok, but go-karts go too fast.

Larry Crouch stated that because of the four wheelers being out on the road he did feel like this could be an issue. **Bob Flanagan** stated that there is a definition of a golf cart. He stated that some towns even allow four wheelers.

Robin Lane Balsam: He asked what would make it street legal. It was explained that it would have to abide by code.

Patty Decker, Cornbread: Would they have to have a license. Beth Neff read the ordinance to inform everyone what was being proposed.

Carolyn Grieves she asked if we could treat it one by one, whether than opening the whole can. Pete Olson explained that since it has been brought up that is not an option.

Audrey Jones, Lonebeech: Stated that there is a speeding problem on Lone Beech Dr.

Kathy Courtney: She stated that insurance for part-time employees should not have insurance she believed that it wasn't in the interest of the tax payers.

Sharon Cheslick: DCRW went up to 42.50. Pete Olson explained that they are putting a polymer lining in the sewer system. Larry Crouch noted that there will be letters hung in the door during the time this is being done. She stated it seemed very expensive. She stated that there is a problem with the public comment being in the beginning. She stated that she felt there should be a regular, date, and time for the meeting. Steve Lowry stated that it was changed so that the members could all make it. Pete Olson stated that next week there wouldn't have been a quorum. She also asked why the Town Manager hasn't moved into the Town Hall. Pete Olson stated that his office all day long and that because there isn't a Field Operations Manager anymore he is still over those employees. Sharon Cheslick asked who was paying for the utilities for Munciana. Pete Olson stated that is not costing the town anything. The lift station is for the sewer system. Pete Olson stated you would have to have a lift station no matter what.

Mary Harshman: She asked why the health insurance was taken off the agenda. Larry Crouch stated that he had it taken off the agenda.

Courtland Moore: He asked how long the Westbrook rate change is. Pete Olson stated that is a separate board. Larry Crouch stated that there are real problems from rain water getting into the lines. Larry Crouch stated the fee won't go away. He stated that it was a shared increase because Yorktown raised there rates and because the maintenance needed for the lines.

Bob Ratchford York Prairie Way: Bob Ratchford asked if there was a link on the website of the financials. Beth Neff explained that there isn't one currently, but she is working on that.

Laura Vise: Made a comment that we all pay for the Y facility. She stated that she didn't think that the employees should get a Y membership. Mike Beeman stated that when the insurance changed they were looking into a wellness program and the insurance rates would be going down. He said he would like to give everyone free memberships. Mike Beeman stated that he would love to get the employees in better health. Pete Olson stated that the wellness plans goal is looking at reducing rates for insurance. Mike Beeman noted that when taxes are being raised his get raised, his family's gets raised, and his friends do too. Larry Crouch stated this works. He stated he brought this to the County employees and he explained how this works. This year the county will show a savings. He explained that if they don't show up they won't get the membership. The comment was made there was a sizable amount for the YMCA membership.

Steve Lowry stated that he would like to move to have an item added to the agenda, which would be item 5, which concerns elected officials wages and benefits. Mike Beeman seconded the motion. Mike Beeman yes, Bob Flanagan yes, Steve Lowry yes, Rick Glaub no, Larry Crouch no. The motion to amend the agenda past with a 3 to 2 vote in favor.

Kevin Short York Prairie Way he asked if this is legal. Town Attorney Steve Murphy stated that they could vote to amend the agenda.

Larry Crouch asked where this came from. Steve Lowry stated that he drafted this because this makes note that the council members are not going to take benefits.

Old Business:

Consideration for approval of three (3) year extension of Solid Waste Disposal Contract with Best Way Solid Waste Disposal: Larry Crouch stated that there was no one that wanted to be competitive with Best Way. Pete Olson stated that he met a week after the meeting they did say they would still pick up in the alleyway but there will be a 2% increase the first year, 5% the second, 5% the third. Ben Vanderbond from Waste Management would like to put in a bid. He stated that they are very interested in servicing the Town. Pete Olson explained that if we went to another company we would have to re-outfit the entire Town with totes. Pete Olson explained that there would be a 12% increase over the next three years. Mike Beeman stated that we tabled to see if you guys can work something out, they are going increase 2% increase instead of the 0% increase because of the alleyways. Mike Beeman stated that he was for it because of the 0% increase. Larry Crouch is stating everyone is going to get the increase for the alleyways. Crouch stated that Muncie would have to buy two new trucks, but they declined, Muncie. Pete Olson wouldn't make the recommendation to table. Larry Crouch stated we should send it out to bid. Steve Lowry asked if on the bid proposal if the alleys are in there. Mike Beeman made the motion to put the bid out there. Steve Lowry seconded the motion. Mike Beeman yes, Steve Lowry yes, Larry Crouch yes, and Bob Flanagan no, Rick Glaub no.

Consideration for approval of Channel 98 Video Software Quote with joint purchase with Yorktown High School remained tabled.

Town Marshal Contract remained tabled

New Business:

Ord 656 Golf Cart use on Public Streets: Rick Glaub made the motion to table. Mike Beeman seconded the motion. All councilmen voted in favor.

Resolution 2010-4 Creating Wellness Committee: Pete Olson read the resolution in full. April 12th representative from SIHO for wellness will be here for the council meeting. Mike Beeman made the motion to set up the committee. Steve Lowry seconded the motion. Larry Crouch suggested someone from the Y to come out and talk to the council about this program.

Change Order 4-Sports Park: Pete Olson explained the additional wiring for the lift station. Bob Flanagan made the motion to accept change order 4. Mike Beeman seconded the motion. All councilmen voted in favor.

Bay Rental Agreement with Fire Department: Pete Olson explained the agreement. Bob Flanagan made the motion to accept the Bay Rental Agreement. Steve Lowry seconded the motion. All councilmen voted in favor.

Resolution concerning elected official wage and benefits. Steve Lowry made the motion to adopt resolution 2010-5. Pete Olson read the resolution in full. Steve Lowry stated that there has been a lot of comments back in forth and the elected officials serve for the citizens. He stated this supports limited government. Steve Lowry made the motion to accept. Mike Beeman seconded the motion. Larry Crouch stated that he deemed this entirely unnecessary. Mike Beeman yes, Bob Flanagan yes, Steve Lowry yes Rick Glaub no, Larry Crouch no. Mike Beeman stated that we will not take insurance or raises.

Dr. Short asked why a full time elected official is included. He asked Steve Lowry why there is a personal agenda against Clerk-Treasurer Neff. Mike Beeman stated he would like to get a pledge that he will not take a raise. Steve Lowry stated that full-time or part-time elected officials should hold the line on raises.

Water/Wastewater/Storm Water

Consideration for approval to replace Grit removal System at cost \$4,060 depreciation account: Bob Flanagan made a motion to approve the purchase and Mike Beeman seconded the motion. The motion carried by a unanimous vote of the council members.

Sports Park, Evergreen West and Woodland Gardens Lift Stations: Pete Olson explained that these lift stations needed to have alarms on them for safety of the systems. This will cost \$7,256.57.

Fire Department Excess Funds (may move to an agenda item): Pete Olson re-explained that this is about the money that was not spent the last two years in the Fire Budget. Umbaugh came in for a meeting and had multiple options.

St Route 5 Group: Pete Olson explained the State Route 5 group would like 5 to continue from Upland to St Rd 28 possibly to St Rd 32. The meeting is March the 17th @ 7 pm at Town Hall.

St Rd 32 Widening: Pete Olson explained that the State needs to acquire 5 properties.

Meeting May 11th with Umbaugh: Discussion about creating a fire territory. Pete Olson explained that a fire territory would create a fire departments own entity.

Clerk-Treasurer

Beth Neff stated that the financial report will be done at the administrative meeting on April 12.

Steve Fields stated that the current balance isn't all excess. The previous two years the budget was not spent and there is approximately 200k. The excess is due to not hiring a full time Fire Chief. Steve Fields stated there has been a proposal pay off the fire station loan. The community could save \$25k year in interest costs. The loan could be paid off with no penalty. The interlocal agreement provides the loan to be paid down with excess funds. The fire station would be deeded in Yorktown and Trustee once it is paid for if the excess funds are used to help pay down the loan.

Larry Crouch asked Building and Zoning Commissioner Matt Ray to give a building and zoning report. Matt Ray stated that he has started the process to get a home torn down.

Rick Glaub reported that the ECI board will be a meeting in April with four counties involved and if there is group they will get a better chance of getting grant money.

Mike Beeman stated that next month park board should be in place.

Larry Crouch stated that he had received a letter from Bruce Baldwin, Muncie Economic Development, addressing the bridge loan for Miasa. Pete Olson stated that he is looking into the issue.

Mike Beeman motion to adjourn 7 p.m.

Council Meeting on Monday, April 12, 2010 @ 5:30 PM at Town Court

Town Council President

Clerk-Treasurer