

Yorktown Town Council Regular Meeting
Monday, July 22, 2019 @ 5:30 PM

Roll Call: Rick Glaub-Present, Lon Fox-Present, Rich Lee-Present, Daniel Flanagan-Present, Robert Ratchford-Present, Michael Burke-Present, Bryan Smith-Present.

Approval of Claims: Accounts Payable Vouchers totaling \$1,583,169.71 were presented. Rich Lee motioned to approve the claims, Robert Ratchford seconded and the motion passed 7-0.

Approval of June Minutes: Robert Ratchford motioned to accept the minutes from June, Rich Lee seconded, and the minutes were approved unanimously.

New Business-Escrow Account Reimbursement: 8E of the Build Operate Transfer agreement with GM Development for \$2.6 million called for the reimbursement of an escrow account, for additional work related to demolition, and a backup generator. The Town Manager asked to approve a \$333,377 payment in August after the invoices were provided. The reimbursement would come from the following budget expenditure lines: Special LOIT-\$118,337, General-\$80,000, Street-\$25,000, Park-\$25,000, CCI-\$25,000, CCD-\$30,000, Water-\$15,000, and Sewer-\$15,000. Rich Lee motioned to approve the disbursements, Robert Ratchford seconded, and the motion passed unopposed.

Contingent Settlement Agreement: As a result of mediation on June 25, 2019, the Town will purchase parcels in the 9400 block of W Smith St (Ross properties) for \$625,000. The town has paid \$370,000 and needs to deposit \$255,000 with the Clerk of the Court. Michael Burke motioned to approve the agreement, Lon Fox seconded, and the motion passed uncontested.

Four for the Fourth: Committee members Chris Day, Ted Johnson, and Shawn Moore were in attendance. Chris Day reported on the 9th consecutive run and acknowledged other committee members Pete Olson, Ryan Gernand, Christy Baker, Norm Aul, Ryan Groves, and Bob Ratchford. Chris thanked the Chamber of Commerce, the volunteers, the volunteers from Evergreen West, and the Town Police, Fire, and Street Departments. 1,161 registered for the 2019 Run/Walk and registration for the 10th Annual Four for the Fourth opens on November 29. Ted Johnson stressed that the purpose for the race was trail expansion, suggested future trails connect to residents on 500 West/Lone Beach, promoted a trail on River Road to the Cardinal Greenway, and donated \$25,000 to the Town for the expansion of trails.

River Road Trail Extension: The Town Manager recommended a proposal from E&B Paving to finish about 1,000 feet of the trail from 7900 W River Road to Woodland Trails Boulevard and add 1.5" of topcoat to the existing trail. The proposal was for approximately \$149,000 and included a reduction of \$10,000 if certain material or work was not needed. Robert Ratchford made the motion to approve the proposal, Rick Glaub seconded and the motion passed 7-0.

Acceptance of Real Property from the County Commissioners: Resolution 2019-10. After the detention pond in Evergreen West was transferred to the Town, the Town would control access to the property around the lift station, and work to vacate the rest of the property to the adjoining owners. Rich Lee motioned to approve, Bryan Smith seconded, and the motion passed unanimously.

Water/Waste Water/Storm Water: Request for Proposals for the WWTP. BF&S requested to advertise for proposals to improve the Waste Water Treatment Plant to remove phosphorus, build a new chemical treatment building and improve the primary tank chain. The RFP was the first step to utilize Guaranteed Savings with a contracting firm. If the RFP did not materialize, the alternative

would be to use the bid-build process. Rich Lee motioned to approve the advertisement, Lon Fox seconded and the motion passed uncontested.

Departmental Reports: On behalf of the Park Board, John Myrick thanked Pete Olson, Ted Johnson, the Fire Dept., the YHS Dance Marathon, and the Police Dept. for their help on July 4. The next event is Touch a Truck, truck parade, and a helicopter appearance on August 23. Town Marshal St. John presented a two-week notice/letter of retirement from Officer Jeff Whitesell after serving the YPD for 25 years to accept a position with Yorktown Community Schools. Marshal St. John expected to present a new candidate at the August Council Meeting. The Clerk Treasurer presented an additional claim of \$500 to be presented to the YHS Band Boosters. Rich Lee moved to approve the claim, Robert Ratchford seconded and the claim was approved.

Comments from the Floor: Carolyn “Buffy” Grieves, 2410 S Vine, expressed concerns about trash salvage, parking on sidewalks, and semi-trailer parking. Ken Kelly, 2800 S Andrews Road/Annexed Autumn Acres Homeowners Assoc., requested repairs to two storm water basins. Bruce McFarland, 9414 W Canal, expressed concerns about survey markers on his property, comments being included in the minutes, communication with property owners about the length of the Canal Street project, and discussed liberty and justice as it related to property ownership. Rick Yencer, 3100 N 500 W, expressed concerns about the steel recycling plant, the cost of omitting the fire tax rate, and spending money wisely. Tom Simpson, 601 Greenland Lane/Yorktown School Board, provided updates on the PVE project and the transportation garage, and requested a posted school zone speed limit of 20 mph on River Road around Tiger Drive and one for 30 mph near Evergreen West. Walt Wigner, 7925 W Cornbread, provided an example of an ordinance to allow golf carts. Diana Thornburg, 1004 S Stratford, encouraged the extension of trails and including public comments in the minutes. Bryan Schuck, Battery Express/9001 W Smith, encouraged the council to create an ordinance for the use of golf carts. Brandon Reid, 505 Wintergreen, supported the use of golf carts and requested an explanation for opposition to their use. Marshal St. John explained that the enforcement was due to the extensive number of complaints against the use of golf carts and no ordinance allowing their use.

Comments from Town Council Members: Council Members expressed gratitude to the committee, volunteers, and sponsors of the Four for the Fourth; expressed gratitude to Officer Whitesell for his 25 years of service and congratulations on his retirement; were grateful to John Myrick and everyone involved in activities in the park; and thanked everyone in attendance. Rich Lee acknowledged the improvements made by the Yorktown School Corporation. Robert Ratchford addressed the expansion of the trails, expressed concerns about underage and overcapacity use of golf carts, commented on the work being done to address yard upkeep and semi parking, discussed resolving the sewer repair in the annexation, complemented the Yorktown School Corporation and discussed the growth in housing starts compared to the rest of Delaware County. Michael Burke added the importance of coordinating the extension of the trail with the construction of the roundabout. Bryan Smith added concerns about the safety of using golf carts on Tiger Drive and St Rd 32, explained that comments were heard and discussed, and expressed a desire to make decisions that would help everyone. Dan Flanagan emphasized establishing school zone speed limits.

Next Town Council Meeting: August 19, 2019, at 5:30 p.m.

Adjournment: 6:25 p.m.

President-Daniel Flanagan

Clerk Treasurer-Lance Turner