

Town of Roachdale

Town Hall Meeting Room; 205 N Indiana Street, Roachdale, IN 46172

July 9, 2019 Town Council

Regular Meeting Minutes

The Roachdale Town Council held their regularly scheduled monthly meeting on Tuesday, July 9, 2019, 7:00 p.m. at the Roachdale Town Hall Meeting Room, 205 N Indiana Street, Roachdale, Indiana.

President Zach Bowers called the monthly meeting to order after recognizing that the agenda was posted pursuant to the Indiana Open Door Law and that a quorum was present.

Council Members Present: Zach Bowers, Kevin Cook

Council Members Absent: Holly Cook

Clerk-Treasurer, Town Superintendent, Town Marshal, Town Attorney

Guests per sign-in sheet

- I. Approval of Minutes – President Zach Bowers presented the June 11, 2019 Regular Meeting Minutes. Motion by Kevin Cook, second by President Zach Bowers, motion passed, to approve the June 11, 2019 Regular Meeting Minutes as presented.
- II. Approval of Claims 06/12/2019 – 07/09/2019. Motion by Kevin Cook, second by President Zach Bowers, vote unanimous, to approve Claims 06/12/2019 – 07/09/2019 as presented.
Approval of Payroll 06/12/2019 – 07/09/2019. Motion by Kevin Cook, second by President Zach Bowers, vote unanimous, to approve Payroll 06/12/2019 – 07/09/2019 as presented.
- III. Public Comment:
 - Attorney Jim Ensley, on behalf of Joe and Yvonne Dickerson, 100 N Main Street, inquired about the development standards for a fence variance that his clients are requesting. Mr. Ensley asked what the procedures were to get the request in front of the Board of Zoning Appeal. President Zach Bowers explained the procedure and stated that he has reached out to the Board of Zoning Appeal members to have them schedule a meeting in July. Mr. Ensley proposed by statute that if a majority of the members show up that they could vote on the request. President Zach Bowers stated that there are currently four of the five positions filled and if three members attended the meeting it would need to be a unanimous vote for approval. Mr. Ensley asked who the Zoning Administrator is for the Town and President Bowers stated that he is currently working on clarifying that.
 - Ronda Alexander, 206 Rush Street, inquired about several properties in her neighborhood that needed addressed. President Zach Bowers stated that the Putnam County Inspector would need to be called regarding the garage that is being built by Richard Burke at 107 W Railroad since it was approved by Putnam County Building and Planning. Town Attorney Peebles stated that there is currently a pending lawsuit against Jack and Glenda Simpson for their property at 110 W Railroad Street. Marshal Lepine will serve notice to Roger Perry for the vacant lot located at 208 N West Street.
 - Louis Richards, 05 E Oak Street, inquired about beehives in residential areas and stated that his neighbor had added an additional beehive this morning. Louis presented information

regarding beehives. President Zach Bowers read Senate Enrolled Act No. 529 that stated in part that a unit may not adopt or continue in effect any ordinance, rules, regulation, or resolution that prohibits a person from beekeeping on property that the person owns, rents, or leases. Louis continued to question beehives in residential areas and President Zach Bowers and Attorney Peebles stated that the Town has to follow Senate Enrolled Act No. 529. Kevin Cook stated that the Town does sympathize with Louis but Attorney Peebles would have to see if there is anything legally that the Town can do. President Zach Bowers asked if Louis had spoken to his neighbor and he stated that he had not. Attorney Peebles stated that with the new law the Town could not prohibit beehives, but he would look to see if there are other rules and regulations the Town could pass regarding beehives.

V. Old Business

- A. Property Cleanups – Marshal Lepine gave an update on 04 N Main Street and stated that no progress had been made on the property even after a second notice was served. Marshal Lepine stated that 13 N Main Street had had some progress made at one time, however, it is now going back and forth with items being brought in at various times. Marshal Lepine stated that he had left a second notice for 04 N Main Street as no progress had been made. Marshal Lepine reported that the owner of 310/317 E Grove Street had mowed as promised when his mower was repaired, however, the grass was getting tall again. Marshal Lepine reported that 15 N Meridian Street, the property west of 02 N Indiana Street, and 307 E Forest Home Street had all been cleaned and or mowed. Marshal Lepine stated that 107 W Railroad Street had had some progress, however, there was still work to do. Debbie requested that a notice be sent to Tucker Realty for the property located at 303 E Forest Home as she had contacted them numerous times and the property still needed to be mowed. President Zach Bowers asked about the tall grass at 10 N Main Street and Marshal Lepine stated that he had contacted the owner earlier in the day and they would get it mowed soon. President Zach Bowers requested that Marshal Lepine take pictures of all properties and abandoned vehicles that were served notices in the future.
- B. Community Building Update – Debbie gave an update on the progress that had been made to date on the building and stated that Evan & Ryan stated that they were being held up on part of the project due to Duke Energy. They hope to have the issue with Duke Energy resolved within the next week.
- C. Community Crossings Update – Superintendent Miller gave an update on the sidewalk work that is currently being done and issues with the work. Superintendent Miller stated that he and Debbie had met with Doug Denney, Vice President of Midwest Paving, on July 8th and he will be sure the problems are addressed and will not continue. Debbie stated that she had informed Doug that no payments would be made to Midwest Paving until the work was satisfactory to the Town. President Zach Bowers stated that he had also had a conversation with Doug and stressed that no payments would be made until the work was satisfactory to the Town. Debbie stated that she will submit for the 2019 Community Crossings Grant before August 2nd.

III. New Business

- A. IOCRA Claim Voucher Grant Number PF-17-104 – Evan & Ryan Pay App 4 – Motion by Kevin Cook, second by President Zach Bowers, vote unanimous, to approve IOCRA Claim Voucher Grant Number PF-17-104 Evan & Ryan Pay App 4 as presented.
- B. Evan & Ryan Change Orders #3 and #4 Requests for Community Building Approval – President Zach Bowers presented Change Orders #3 and #4 and Debbie explained what each

- was for. Motion by Kevin Cook, second by President Zach Bowers, vote unanimous, to approve Evan & Ryan Change Orders #3 and #4 as presented.
- C. Resolution 3-2019 A Resolution Regarding the Town of Roachdale Rainy Day Funds – Debbie explained that the resolution was to transfer \$99,999.00 from the MVH fund to the Community Crossings Grant to meet the 25% matching funds requirements of the 2018 Grant that was bid in 2019. Motion by Kevin Cook, second by President Zach Bowers, vote unanimous, to approve Resolution 3-2019 A Resolution Regarding the Town of Roachdale Rainy Day Funds as presented.
- D. Building Permit 05-2019 – 04 N Walnut Street (fence) – President Zach Bowers stated that the Plan Commission had met to approve the fence and gave it a 4-0 unfavorable recommendation due to the type of fencing specified not meeting code. President Zach Bowers stated that the Plan Commission had passed a motion allowing the owner to resubmit the application with approved changes without it being reheard by the Plan Commission. Motion by Kevin Cook, second by President Zach Bowers, motion unanimous, to approve Building Permit 05-2019 with the approved changes stipulated by the Plan Commission. President Zach Bowers will contact the owner regarding the changes.
- IV. Town Marshal Items – Marshal Lepine presented his monthly report which included the Police Department’s monthly activity report, an update on past due ordinance citations, and a new ordinance citation that was issued. President Zach Bowers asked what the status was on the Jack and Glenda Simpson court case and Attorney Peebles stated that he did not have a hearing date yet, but he will include their past due ordinance violation in the lawsuit. President Zach Bowers asked how the new Unpaid Reserve Deputies were doing and Marshal Lepine stated that they are all doing very well and discussed training that they have completed to date. Marshal Lepine stated that he had passed his EMT practical skills test and will take his written final tomorrow. Marshal Lepine asked if there was a way to organize the Town ordinances better and President Zach Bowers stated that it cost \$10,000.00 to have American Legal Publishing codify the ordinances in 2007. Debbie said she will reach out to AIM to see if they have any companies she can contact for quotes. Marshal Lepine stated that National Night Out will be August 6th and requested permission to rent a sno cone machine and purchase other necessary supplies as the Department has done in the past. Motion by President Zach Bowers, second by Kevin Cook, to approve the rental of the sno cone machine and purchase of necessary supplies for National Night Out.
- V. Utility Superintendent Items – Superintendent Miller stated that he had 30 water meters left to install and then all meters would be able to be read electronically with the Trimble. Debbie thanked Superintendent Miller and Utility Laborer Levi Chinn for their hard work in getting the meters installed and stated that it would continue to make the billing process easier. Debbie also stated that they had done a good job of keeping up with mowing and everything else in Town while the sidewalk job was also being completed. Superintendent Miller presented quotes for the basketball court at the park from Hesler Paving and Contracting, Inc. for \$8,925.00, Lowe’s Blacktop & Excavating, Inc. for \$9,829.75, H Corrigan Blacktop Services for \$7,950.00 and Case Construction, Inc. for \$10,954.00. Superintendent Miller stated that he was removing the quote from H Corrigan Blacktop Services since they were requiring 50% of the payment as a down payment before paving begins. Superintendent Miller stated that all quotes are for the paving to go goal to goal with no gap and that the quote from Hesler Paving and Contracting, Inc. also includes a tack coat to bond the existing asphalt to the new which will help the basketball court last longer. Motion by President Zach Bowers, second by Kevin Cook,

vote unanimous, to approve the quote from Hesler Paving and Contracting, Inc. in the amount of \$8,925.00.

- VI. Clerk – Treasurer Items – Debbie presented adjustments totaling \$834.39 for approval. Motion by Kevin Cook, second by President Zach Bowers, vote unanimous, to approve the adjustments as presented. Debbie stated that the 2012 Ford is at Kenny Vice and Superintendent Miller explained that the issue is with the transmission and fuel gauge. Debbie stated that Roachdale Elementary will have their Color Run on August 3rd and President Zach Bowers stated that the previous road closures that were approved would stand.

- VII. Items from Town Council Members
 - Kevin Cook – no items
 - President Zach Bowers – no items.

Motion by President Zach Bowers, second by Kevin Cook, vote unanimous, to adjourn the meeting at 7:54 p.m.

TOWN COUNCIL:

J. Zachary Bowers, Council President

Holly Cook, Council Member

Kevin Cook, Council Member

Attest:

Debbie Sillery, Clerk-Treasurer