

# **Town of Hamilton**

7750 S Wayne St – PO Box 249

Hamilton, In 46742

DRAFT – NOT YET ADOPTED

March 1st, 2010 Town Council Meeting

7:00pm

## **1. Council President Brent Shull called the meeting to order at 7:00pm.**

Roll call: Councilors John Damron, Will Nuttle, Dick Bacon and Brent Shull were present. The Clerk Treasurer, Hester Stouder was present to record the meeting. Also present was Town Manager Milton Otero and Town Attorney, Dan Brinkerhoff. Absent members included Dick Bacon. Attached is a list of audience members.

**2. Reading & Approval of February 8th, 2010 Minutes** – Councilman Will Nuttle made a motion to approve the minutes as presented. Dick Bacon seconds the motion; motion carried with majority aye votes.

## **3. Clerks Report -**

- A. Claims – Clerk Treasurer Hester Stouder presented the claims for approval. With no questions, Dick Bacon made the motion to approve the claims presented, John Damron seconded the motion, motion carried.
- B. Delinquent Accounts – Councilman John Damron made a motion to approve the delinquent water/trash accounts as presented. Will Nuttle seconded the motion, motion carried.
- C. Mediacom- Clerk Treasurer, Hester Stouder presented to the council a contract and information to switch over the landline and long distance service to Mediacom. She explained that Mediacom recently began to offer phone service to local government and the change would provide about \$350 in savings a month. Councilman Damron made a motion to approve the contracts and switch over to the new service provided by Mediacom. Councilman Will Nuttle asked if the line selection could be added when someone calls the office or if we could get the Town Manager his own separate phone line? The clerk said the first option is not available but an extra line could be added and would cost an additional \$29.99 a month. Councilman Will Nuttle said he would second the motion as long as the additional line was added for the Town Manager. With no objections, the motion with the change was seconded and passed with all members present voicing aye votes.

## **4. Reports –**

- A. Town Manager – Town Manager Milton Otero updated the council on the fountain project, saying the DNR did not approve the permit required. The group wanting to put it in approached him, asking if the Town would be willing to apply for the permit and they would provide the funding. All paperwork has been turned over to the Town Attorney and will be tabled until he has a chance

to review it. Milton discussed the motion made at last months meeting regarding the jurisdictional lines after 148 was annexed. He said that he and councilman Damron had talked and came up with a proposal for how to extend the lines in a way that will provide the same benefits to the community without going the full 2 miles and through property lines. He showed the board pictures of Map #3, where the new lines would go 1.6 miles N and 1.2 miles E following the county roads. With the new information presented Will Nuttle made a motion to rescind last months motion and start over by following the necessary steps to capture this jurisdictional area as described. John Damron seconded the motion, motion carried. The jurisdictional signs will be moved to reflect the accurate boundaries. (Please see attached)

- B. Street Department – As discussed in the February meeting, quotes for a new leaf vac was reviewed. The prices came in outside the scope of what was budgeted. Because of this, it was recommended to repair the leaf vac at a cost of \$3142.16. Will Nuttle made the motion to approve the expense, John Damron seconded the motion, motion carried. Specs for the salt barn have been submitted. Both options that were explained will be put out for bid. The board agreed to have a timeframe for accepting bids and completing the project. The project start date will be May 15<sup>th</sup> with completion no later than August 30<sup>th</sup> 2010 or penalties will apply. Town Attorney Dan Brinkerhoff will put the information together for bid and present it to the council. Lane 148 and other roads needing paved was brought before the board. Town Manager Milton Otero described the condition of Lane 148 as a maintainable gravel road that is not in dire need of needing paved. He described other roads that were in worse condition and asked how the council would like to move forward. Members of the board expressed their concern about funding for 300 and how much each road mentioned was going to cost. When talking about funding for 300, Mr. Otero said he was still waiting to hear back from the county if they would be contributing any funds. He should hear more information sometime in April. When addressing the other roads, the council asked about chip & sealing them. Council President Brent Shull said he would like to see Street Superintendent Mark Gerardot & Milton get prices on paving Lane 148 and chip & sealing the other roads mentioned. After the council has a chance to review the information they will make a decision on how to move forward. (Please see attached)
- C. Police Department –Town Manager Milton Otero gave the council a packet to review regarding the hiring process for a 4<sup>th</sup> officer. After reviewing the material John Damron made a motion to hire a 4<sup>th</sup> officer. Dick Bacon seconded the motion, motion carried. The council agreed to start the process, as they would like to see 4 officers on staff before the busy summer months. Mr. Otero also asked if the council would like to set up an advisory board for the hiring process, similar to one that existed previously. Town Attorney Dan Brinkerhoff said if the council wanted to reinstate such a board they would need to adopt a resolution detailing their powers and responsibilities. Councilman Damron asked if the board was helpful before or why it went away? President Shull said it worked well and probably went away because another board may not have wanted it. Councilman Damron asked if they could move forward without forming this

board? Mr. Brinkerhoff said yes, the advertisement could be placed and applications accepted without making the decision to form an advisory board or not. The council will consider forming an advisory board to help with the selection process. (Please see attached)

- D. Water Department –A board of works meeting will be held March 10<sup>th</sup>, 2010 at 6:15pm at the Town Hall to discuss capital projects and financial plans for the Water dept. Street Department projects will also be on the agenda. Superintendents from both the water & street departments will be present. (Please see attached)

## **5. Old Business –**

- A. Compost Site – This topic will be addressed at the meeting March 10<sup>th</sup> 2010.

## **6. New Business –**

- A. MCD Invoice – The clerk presented a bill from the lawyers who worked with those appointed to the Mill Pond Conservancy. In theory the MCD would be able to pay the invoice once they exercised their authority as a taxing unit and sent out tax bills, because they are dissolved this is not an option. They are now asking the Council to help them pay this expense. After some discussion, Council President Brent Shull said he would talk with the county commissioners who appointed them and get back with the board. The item was tabled until this information is obtained.
- B. A seat is available on the BZA. If anyone is interested in the position they must live in town and can be affiliated with any party. Please contact Milton Otero at the Town Hall.
- C. Chamber Map – Chamber President Mary Vail showed the Council a map of Hamilton Lake and the downtown district. They are making available to the public. They will be printing 10,000 maps and hope to have them available by April. To help with the cost of the map the Chamber is selling advertisement and has 2 spaces available if the Town would like to purchase one of them for either \$175 or \$250 depending on the size. Will Nuttle made a motion to purchase the spot for \$250.00, Dick Bacon seconded the motion, motion carried.

## **Public Comments/Questions –**

Mr. Mark Penland addressed the board with a request for sidewalks that would continue from the boardwalk area to at least the HLCD building and possibly all the way up to Four Corners. The board said they expected this to be included in the plans for the Mill Pond and agreed it is needed.

Mrs. Colleen Boyd said she had been reading a lot about Fire Districts & Territories, she asked if the council was involved in the discussion or had an opinion. Council President Brent Shull explained the Hamilton Volunteer Fire Department has it's own board comprised of each trustee and himself as council president. He went on to say that they are looking into this, but no decision has been made.

Mrs. Tina Bosse – Mrs. Bosse asked what the procedure was for plowing the cul-de-sac on Lane 148? Mr. Otero explained how the Street Department handles plowing of most roads

including the cul-de-sac where she lives and said they are doing the best they could. Mrs. Bosse then asked for more information about paving Lane 148 as discussed earlier in the meeting. She asked if the council would be taking the same position as they did last year with her property? Mr. Otero said when looking at paving Lane 148 they would be paving the traveled roadway and then putting stone an additional 2 feet out. Mrs. Bosse wanted to ensure that when or if this project starts, any resident who's property interferes with the portion being paved will be treated the same way she was now that they have set that precedence. Mr. Otero thanked her for the comments and assured her everyone would be treated the same.

With no other comments or items of business, the motion to adjourn was made by Jeff Bireley and seconded by John Damron. The meeting adjourned at 8:05 pm.

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Hester Stouder - Clerk Treasurer

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Brent Shull – Council President