

Town of Hamilton

7750 S Wayne St – PO Box 249

Hamilton, In 46742

DRAFT – NOT YET ADOPTED

November 2nd, 2009 Town Council Meeting

7:00pm

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

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

2. Reading and Approval of October 5th and 21st, 2009 minutes –

Councilman Will Nuttle made a motion to accept the minutes as presented, councilman Jeff Bireley seconded the motion and it carried with unanimous voice Aye votes.

3. Clerks Report –

A. *Claims* – Dick Bacon made the motion to accept the claims. Jeff Bireley seconded the motion, motion carried.

B. *Delinquent Water/Garbage Accounts* – Jeff Bireley made a motion to approve the above-mentioned list as presented. Dick Bacon seconded the motion, motion carried.

4. Reports –

Town Manager – See Attached

Street Department – See Attached

Police Department – See Attached

Water Department – See Attached

5. Old Business –

- a. *Downtown Parking Lot* – Town Attorney Dan Brinkerhoff prepared the specs and invitation for sealed bids on the Lake Street Parking Lot. He will turn a copy over to the clerk, town manager and Kerry Dickmeyer once they have the correct dates to open and award the sealed bids. Copies will be available to contractors at no charge.
- b. *Golf Cart Ordinance* – 2009-1 – Will Nuttle made a motion to approve and adopt the ordinance as presented on 2nd and 3rd reading, Jeff Bireley seconded the motion, motion carried.
- c. *Fence Ordinance* – 2009-2 – Will Nuttle made a motion to introduce the ordinance recommended by the plan commission on first reading, with the 2nd and 3rd reading planned for the December meeting, the motion was seconded by Dick Bacon, motion carried with unanimous voice aye votes.

6. New Business –

- a. *Junk Car Ordinance* – Town Attorney Dan Brinkerhoff explained he and Marshal Joe Patterson had talked about the current Junk Car Ordinance. Mr. Brinkerhoff said he reviewed the current ordinance and saw no problems with it, specifically with the ability to enter onto property when removing the junk cars in violation. Dan said he would meet with the judge involved and work out any concerns that would prohibit the ordinance from being enforced.
- b. *Census* – Town Manager Milton Otero said he was waiting on maps and additional information he needs to begin working on the census scheduled for April of 2010. Clerk Treasurer Hester Stouder said she, the Town Manager and the district representative had a meeting scheduled for November 17th at 9:00am to discuss ways the Town could help promote the Census.
- c. *Report from IACT conference* – Councilman Will Nuttle thanked the board and community for allowing him the training opportunities by attending the annual IACT conference. He told of classes he attended on Downtown Revitalization, How to prepare your community for crisis, annexation and others. He and the Town Manager whom also attended had lots of reading material to share with other council members and again expressed his gratitude for the chance to attend.
- d. *Nominations for President & Vice President* – Council President Brent Shull opened the floor for nominations, Dick Bacon made the motion to nominate Brent Shull as Council President, Will Nuttle as Vice President and to close the nominations, Jeff Bireley seconded the motion, the motion carried with 3 voice aye votes.

7. Public Comments/Questions –

Mrs. Susan Ylingling spoke before the council expressing concerns she had with her rental properties and the water and sewer bills. The council listened to her concern looked at some of her documents and asked the Town Manger what thoughts he had. Mr. Otero said he had talked with her previously and felt we should follow our ordinance, holding her responsible as the property owner. Clerk Treasurer Hester Stouder explained the guidelines outlined in the water user agreement that was signed by Mrs. Ylingling and what steps had been taken to date to explain her liability. At this time Council President Brent Shull informed her the sewer district was a completely separate entity with their own board and she would have to attend one of their meetings to voice her complaints. He also asked Mrs. Ylingling to put her concerns in written form with copies of the documents she’s referring too and turn them into Milton. He would review them and report back to the council. She agreed to do so and thanked the council for their time.

With no other comments or items of business, the motion to adjourn was made by Will Nuttle and seconded by Jeff Bireley. The meeting adjourned at 7:30 pm.

Hester Stouder
Clerk Treasurer

Brent Shull
Council President