

## January 19, 2016

The Trail Creek Town Council met in regular session on Tuesday, January 19, 2016 at 7:00 p.m., at the Town Hall, 211 Rainbow Trail, Trail Creek, Indiana.

Council President, Warren Schacht, led us with the Pledge of Allegiance.

**Minutes** A motion was made by Mrs.Heath to approve the meeting minutes from the December 15, 2015 as written; motion was seconded by Mr. Silcox, and was then unanimously carried.

**Approval Of Fund** A motion was made by Mr.Silcox to approve the fund report for December 15, 2015 motion was seconded by Mr. Studtman with the changes from the resolution for 2015. Ms.Denham to provide revised Fund Report next month.

**Approval of Claims** A motion was made by Mr. Studtman to approve the bills in the amount of \$156,221.05 (ONE HUNDRED FIFTY SIX THOUSAND TWO HUNDRED TWENTY ONE DOLLARS AND FIVE CENTS) the motion was seconded by Mrs. Heath and was then unanimously carried.

**Correspondence: None**

### Department Reports:

**MS4:** Ms. Kate Doyle, MS4 Coordinator in to report that Mr. Brown has almost completed the annual report, she will be sending off soon after review. Also, there is some resistance regarding the training videos found on the county website they will be working on this. Another website to consider is SWCD or perhaps the program will hire a web designer to put these videos up. Mr. Brown will look into this.

Also, Kate presented her contract for 2016 in the amount of \$ 2,700.00 to continue as the Town of Trail Creeks MS4 Coordinator. After review by council a motion was made by Ms. Health to accept the contract, motion was seconded by Mr. Silcox and was then unamainously carried.

**Attorney:** Attorney Bill Herrbach in attendance. He reported on the following properties:

1910 Coolspring: He spoke with the mortgage company and they recommended that the town continue to secure the judgment on the property. He will look into the title interest on the property if a foreclosure would need to take place. The total attorney fees would be approximately \$ 2,200.00. Current lien amount for refuse, not including 2016 penalties and billing is at \$ 14,851.46.

235 Harding: Mr. Herrbach has learned that the property has been transferred to a new owner. He believes that this may have been done illegally. He will look into this and get back with council at next month's meeting.

Also, Mr. Herrbach checked into three different collection agencies. They all charge a percentage for the collection of one third to one half. Ms. Denham has checked into a company called MCI (Municipal Collections Incorporated) Mr. Herrbach or Ms. Denham will look into this further and report back next month.

Mr. Herrbach indicated that he does have a contract to work with the town and will forward to Joshleen, however the amounts have not changed.

**Engineer:** John Doyle, Town Engineer in attendance. Mr. Doyle presented a contract between himself and the Town of Trail Creek, with no change in annual amount, however he will be forwarding a new fee schedule for the hourly rates charged for engineering work done as well as oversight of any street and road projects. A motion was made by Mr. Bayler, motion was seconded by Mrs. Heath and then was unanimously carried.

Also, he presented again the invoice for Walsh and Kelly for the 2015 Street Improvement Projects that have been completed. He is recommending that the invoice in the amount of \$ 86,045.05(EIGHTY SIX THOUSAND FOURTY FIVE DOLLARS AND FIVE CENTS), he indicates that it is about \$ 3000.00 over, due to the extra material needed for the job. Mr. Studtman asked if this is common to have an overage in material. Mr. Doyle stated yes, the bids were set at a certain amount of asphalt; in this case more was needed. Mr. Studtman made a motion to pay the Walsh and Kelly invoice for \$ 86,045.05, motion was seconded by Mr. Bayler and then was unanimously carried.

He also discussed a note received by a resident who lives in Chapala Parkway regarding the concern of the placement of signage along Hwy 20. Mr. Doyle states that now that the intersection is used for both left and right turns, these signs are now obstructions. These signs need to be moved as soon as possible; DNR , Dana's Auto Body and Fish and Game . After a lengthy discussion, council and Mr. Doyle will work with Street Commissioner; Jeff Bruder to make sure these signs are moved to a more appropriate place. Mr. Herrbach, Town Attorney will send out a letter to the business owners explaining the need to move signs within five days due to the safety concern.

Mr. Schacht, Council President asked Mr. Doyle if there was any word on the Highway 20 Project. Mr. Doyle stated he has had no contact with anyone from the state regarding the job. However he did note that there is an error on the meeting minute notes for November, with respect to the date of the project start date. Ms. Denham; Clerk Treasurer indicated that she would correct that page of the meeting notes.

**Street Department:** Mr. Jeff Bruder, Street Commissioner in attendance. The new trucks are in and training has been complete by Lindco. Council President expressed that perhaps we could get a picture of them on our webpage. Mr. Bruder stated yes, he will get them cleaned up and do that.

Also, last month Mr. Bruder stated he wanted to put together a list of scrap or of items to sell in the Street Department, he will work on that for next months meeting.

**NIRPC:** No Report

**Park Department:** No Report

**Building Inspector:** No Report

**Planning and Zoning:** No report

**Police Department:** Marshal Dick in attendance. The Marshal presented council with a letter from Doug Buell, Cattail Designs, an architectural firm out of LaPorte, Indiana. This firm produced a proposal on the cost to draw up designs for the police department renovation in the amount of \$ 400.00 if the designs don't need to go down state for approval or \$ 800.00 if they must be approved by the state. Cattail Designs comes recommended from Michiana Construction. The Marshal indicated that Mr. Buell has over thirty years in the business. A motion was made by Mr. Studtman to accept the proposal for architectural services for the police department, motion was seconded by Mr. Silcox and was then unanimously carried.

Marshal Dick also reported on the two grants he spoke about during the previous meeting. The first is the Department of Justice, Bullet Proof Vest Grant, in December we were reimbursed for 50% from the vest grant. We received \$ 1050.00. Second, is the E-Ticket Grant, the Marshal has requested two systems, two sets of equipment. The town was approved for one, and will go in one of the patrol vehicles. Also, the 800 Mega Hertz project is moving forward with the bidding process. There has been no future date set for the next meeting; he will let the town know as he finds out more about it.

Briefly, Crismar is coming up with a design for the municipal complex sign. Marshal Dick will hopefully be able to show a design by the next meeting or will email the design to each council member.

Lastly, the Police Academy does not want the 2005 Crown Vic. Marshal Dick recommends that we put that out for bid. A motion was made by Mrs. Health to accept sealed bids on the 2005 Crown Vic Police Interceptor; motion was seconded by Mr. Silcox and was then unanimously carried.

Mr. Schacht, Council President asked the Marshal about the "entered vehicles". Marshal Dick indicated that this has slowed down due to the weather and changing their tactics.

**Old Business: None**

**New Business: See Below**

- Resolution # 1-2016: Ms. Denham read out loud transfers for each fund:
  1. General Fund: \$ 30,400.59
  2. MVH: \$ 550.14

- 3. Refuse: \$ 8064.72
- 4. Riverboat: \$ 1033.28
- TOTAL: \$ 40,048.72

Ms. Denham indicated that once the cleanup is complete a clean fund report will be given to council members.

A motion was made by Mr. Studtman to approve resolution# 1-2016, motion was seconded by Mr. Bayler and was then unanimously carried.

- Sealed Bids for Dump Trucks and EX Mark Mower( Separately)

- 1. Signature Lawn: EX Mark Mower \$ 2755.00
- 2. Christopher Pickford: EX Mark Mower \$ 500.00
- 3. Dan LeGault: EX Mark Mower \$ 1856.00
- 4. D& M Excavating : International \$ 10,175.00
- 5. D&M Excavating: Ford Dump Truck \$ 7125.00
- D&M Excavating: Both Dump Trucks \$ 17,300.00
- 6. Signature Lawn: International \$ 7,100.00
- 7. Signature Lawn: Ford Dump Truck \$ 7,100.00
- Signature Lawn: Both Dump Trucks \$ 14,200.00

A motion was made by Mrs. Heath to accept the bid from Signature Lawn for the EX Mark mower in the amount of \$ 2,755.00; motion was seconded by Mr. Bayler and was the unanimously carried.

A motion was made by Mrs. Heath to accept the bid from D&M Excavating in the amount of \$ 17,300.00 for both the International and the Ford Dump Trucks, motion was seconded by Mr. Silcox and was then unanimously carried.

Mr. Bruder, Street Commissioner will let the parties know. Mr. Studtman asked Ms. Denham if the money was then put into the General Fund. Ms. Denham indicated that yes that was correct.

**Public Comment:** None

**Clerk-Treasurer's Comment:** None

**Council Comment:** There being no further business a motion was made by Mr. Studtman to adjourn the meeting at 7:41 p.m.; motion was seconded by Mr. Silcox and was then unanimously carried.

**APPROVED:** \_\_\_\_\_

**Warren Schacht, Council President**

**ATTEST:** \_\_\_\_\_

**Joshleen M. Denham, Clerk-Treasurer**  
**February 16, 2016**