

COMMON COUNCIL

June 18, 2018

6:21 P.M.

The City of Lawrenceburg Common Council meeting was called to order by Mayor Kelly Mollaun, Clerk- Treasurer Richard Richardson read roll call. Present were Board members Tony Abbott, Paul Seymour JR, Mel Davis, Randy Abner, and Aaron Cook, Fire Chief Johnnie Tremain, EMS Director Bobby Mills, City Attorney Del Weldon, Assistant Police Chief David Schneider, Mayor Kelly Mollaun, and Clerk-Treasurer Richard Richardson. Absent were Utility Director Olin Clawson and Police Chief Donnie Combs.

ANNOUNCEMENTS

Board reports were covered under announcements.

Aaron Cook—Streets, Alleys, and Curbs---Aaron advised that he had gotten calls from constituents about issues with a garage located on West Center and Front Street. There have been issues with vehicles not being tagged and blocking the visibility of the road.

Mel Davis advised that there were issues with vehicles parking on Walnut St. during street sweeping hours. It was advised that there are signs up that show the restricted parking time. A citizen, Bob Rybolt, stood up to speak about the issue. He stated that he has asked individuals to move their cars for the street sweeping and they have told him they would not. He advised that, in Cincinnati and Indianapolis, they would be towed at the owner's expense. Paul Seymour Jr. advised having the police look into the issue and ticketing those who do not move their car. He stated that people listen when you hit them in the pocket book. Assistant Police Chief David Schneider stated that Carl Fryman is the code enforcer for the City and he does a good job enforcing the current code. Tony Abbott didn't want to see anyone fined and advised putting out warning tickets. It was advised that the City has already presented letters to the vehicle owners asking them to remove their vehicles during this time. It was resolved that Carl would take care of the issue. Assistant Police Chief Schneider stated the problem will be addressed.

Paul Seymour Jr. advised that residents on Water Street were asked to move their garbage cans to the opposite side of the street. One particular home did move their can, but never moved the can back. Paul Seymour Jr. is requesting that someone talk to the homeowner about moving the can back to their property after trash pickup.

Aaron Cook advised that there is a house on Front Street that shakes when large trucks go down the street. The home owner is stating that there is a crack in her home due to this. Tony Abbott advised that she does her own test with a glass of water and it shakes when large trucks go by. Mario Todd advised that he has looked into the house and uses an app to detect shaking. He had a City employee drive a dump truck, loaded with 20 tons of rock in it, down Front Street and saw no movement. Mario was willing to go talk to the home owner again. Tony again stated that the homeowner uses a glass of water and that it shakes. The homeowner asked if a speed table could

be ground down so as to assist in softening the impact of the tires as they hit the road. Mike Clark advised that this could potentially make any issues worse.

Aaron Cook advised that there are issues in the Alley behind the Probation Dept. Kids play basketball there and some probation workers are speeding down the alley. It was advised that there was a slight confrontation between a probation employee and a resident over this issue. Assistant Police Chief David Schneider advised that he would reach out to Mr. Bradley at Probation about the issue.

Anthony Abbott—Finance—No report.

Paul Seymour JR —Parks and Playgrounds— Paul commended the baseball tournament that took place and those that cleaned up their mess when it was over. About 300 people came down for that event. Paul advised that there are issues with the Skate Park and trash. He called the police to come over one day and watch as he picked up trash and put it into the receptacles. He wanted to make sure someone saw how out of hand the situation was. Paul recommended fencing in the skate park to send a message to those kids. Aaron advised that there was trash and kids setting off M80's at the pond; would he recommend fencing off the pond as well? Paul stated that they have to take care of their own mess; he didn't feel it was appropriate to have to send a City employee to clean up this park. A police presence was requested, but Assistant Police Chief David Schneider advised that the problem would just come back once the police left. He advised that they could have a bigger presence and try to find out who is causing the issue and address those kids personally. He stated that once the cameras are installed and operational that it should deter most of this issue. Amy, a resident, stated that most of this issue is from people from outside of our community. She advised that our kids should not be punished. Paul Seymour advised that, as long as it is addressed, he was fine with leaving the park open.

A public hearing was called to order to discuss an advertised additional appropriation at 6:45 pm.

Clerk-Treasurer Richard Richardson advised that due to increased cost associated with a promotion to General Foreman and promotion to Maintenance Foreman, as well as a request from City Court Judge Joe Johns for a court recording system, there has come the need for an additional appropriation. CT Richardson advised that this has been advertised and he read the beginning of the Ordinance for reference. He stated that an additional appropriation was placed in the Council Packets for review. CT Richardson asked for a suspension of the rules for approval of Ordinance 8-2018.

Motion: Mel Davis

Second: Randy Abner

Motion carried

Motion to approve Ordinance 8-2018 was made.

Motion: Mel Davis

Second: Randy Abner

Motion carried

Council Meeting was reopened at 6:50pm

Paul Seymour JR —Parks and Playgrounds – Paul Seymour Jr. spoke about the Regatta. He advised that we should be looking into this event to see if we are getting the bang for our buck. He advised that expectations were high for this event and he is not sure that we are getting enough out of the event. Paul advised that there are other things that we could be putting our money into that might have a better return for the investment. Tony Abbott advised that this year might not be a good year to look at as the heat was bad this past Saturday and might have hindered the event. Tony advised that the last two years were great. Paul advised that we should put some thought into this and think about it before bringing it back next year. Clerk-Treasurer Richard Richardson asked if he would like his dept. to produce a cost estimate of the event for them to review. Paul stated that it would be good idea. Tony Abbot asked that the CT Office also produce an estimate of how much revenue was generated from hotels and local businesses. Richard advised that he would attempt it, but that it would be hard to get that kind of information. Citizen Tim Denning asked to take the podium to speak. He advised that there was not a food vendor there that made any money on the event. Main Street was supposed to offer a table and chairs for the vendors, but this was not provided. Mr. Denning felt like they should get their money back. He also stated that Main Street was giving out food vouchers for one vendor that was right next to him. One vendor left early, and in doing so left a cooler with free pop and water in it, so he could not even make money selling water. The Mayor stated that he would look into the issues.

Randy Abner—Fire—Randy praised the water rescue team and Fire Dept. for working well together.

Paul asked about the race track project and the time frame associated with it. Mike Clark advised that Dave Staab executed the contract and he is waiting on coordinating with the City and Dave Rudisell on the project.

The Mayor advised that the Indiana Conference of Mayors would be in town Wednesday, Thursday, and Friday.

ADMINISTRATIVE

Motion to approve minutes from the 6/4/18 meeting.

Motion: Tony Abbott

Second: Aaron Cook

Motion carried.

Motion to approve minutes from the 5/30/18 meeting.

Motion: Tony Abbott

Second: Randy Abner

Motion carried.

COMMITTEE REPORTS

Fire- No report.

Police – Assistant Police Chief David Schneider advised that there were no major issues at the Regatta. There was a report of a missing child, but she was found close by the hotel.

EMS – No report.

NEW BUSINESS

1. Clerk-Treasurer Richard Richardson presented issues regarding City insurance provided to Councilperson's who serve two consecutive terms in office. Richard advised that the current policy allows for any City Council person to have access to City Health, Vision, and Dental insurance as long as they have served two consecutive terms in office. The policy allows them to keep the insurance until age 65 for themselves and family. He advised that we are considering how we would like to move forward with the policy. Richard read the historical information that his office has access to. Resolution 1-2007 was read, Resolution 2-2007 was read, and finally Resolution 6-2007 was read. None of the past resolutions allow for a Councilperson to keep their insurance after the time that they serve. An amendment to the policy was made and signed by Mayor William Cunningham and Clerk-Treasurer Jackie Stutz on December 31, 2011. Richard advised that this was not a legal action due to the fact that Clerk-Treasurer Jackie Stutz and Mayor William Cunningham did not have the authority to unilaterally spend money, which is what they essentially did by offering this plan without Council approval. Richard advised that this information was already released to the public. He stated that the insurance policy specifically stated that any person serving two consecutive terms in office will have access to the insurance package until age 65. It was advised that there were no meeting minutes found for this policy change. Richard advised that this was an opportunity for us to do the right thing. Mel stated that Resolution 6-2007 stands and the statement written by the Mayor and Clerk-Treasurer at the time is not appropriate, so we shouldn't need a new Resolution. Richard referred to Del on this matter. City Attorney Del Weldon agreed with Mel. Paul Seymour Jr. stated that we currently have one former Councilperson who is benefiting from this and he, and family, should be grandfathered in since they are already receiving the benefit and only have 1 to 1.5 years left.

Mel Davis motioned that we do away with the illegal part, with the statement, and grandfather in the family that is currently getting the benefit. Randy Abner seconded the motion. The motion did not make it to a vote due to additional questioning.

Tony Abbot asked about the three Councilpersons who could benefit from the program; he wanted to know if they were getting kicked off. It was advised that they would be. Paul Seymour Jr. stated that once our service has ended our insurance should end with it. He advised that they could make any other motion they wanted. A motion was made to change the current policy to reflect that elected officials will be offered the insurance program while they are in office only.

Motion: Mel Davis

Second: Randy Abner

Roll call vote was requested: Tony Abbott: no, Aaron Cook: abstain, Mel Davis: yes, Paul Seymour Jr.: yes, and Randy Abner: yes.

Motion carried 3-1-1.

2. Clerk-Treasurer Richard Richardson advised that there were Sysco system phones currently in the basement of the administration building. John Johnson is requesting the ability to sell these phones by posting them on govdeals.com, a bidding web page. It was advised that we could not currently use these phones since the City operates on a Panasonic system. A motion was requested to allow John Johnson to auction off the phones.

Motion: Randy Abner

Second: Tony Abbott

Motion carried

OLD BUSINESS

1. Mayor Mollaun

Water Street

Mayor Mollaun stated that he was meeting with the City Building and Code Enforcer on Tuesday morning to get an update on the progress of the cleanup and he would bring Council back a recommendation.

2. Mike Clark announced the Urban Forestry Management Plan has been completed. All requirements have been completed. Tony Abbott asked if this meant that we were accepting the tree planting map as is. Mike advised that it was a separate issue and could be modified. There was a motion to approve the plan.

Motion: Tony Abbott

Second: Mel Davis

Motion carried

AUDIENCE COMMENTS

1. Regina Rybolt took the podium and stated that there could have been some improvements to the Regatta, but that, overall, it was good event and local businesses benefited from the event on Friday and Saturday. In her opinion local businesses profited more from this than Fall Fest. Paul Seymour Jr. said that he simply wants us to take a look at the event. He asked Regina if she would rather have one \$100,000 event or several \$5,000 events. Paul Seymour Jr. advised that he just wanted some thought to go into the event. Tony Abbott stated that he disagreed in regard to Fall Fest. He believes that Fall Fest is a worthwhile event and that he can name off three people who have chosen to move to this City because of Fall Fest. Regina advised that she and

her husband disagree on this issue. She doesn't like Fall Fest, but Bob enjoys it very much. There was discussion back and forth between Regina and Tony in regard to the merits of Fall Fest.

2. Mike Lawrence took the podium and advised that, in regard to Fall Fest, you could just take the money and give 4 charities \$100,000 apiece in place of Fall Fest. He wanted to thank the Councilpersons who voted to change the insurance policy and stated, "You saved the City millions."

3. Amy took the podium and advised that she had just texted several kids and told them to get over to that skate park and get it cleaned up. She advised that they were in the process of doing it. Paul Seymour Jr. smiled and applauded the effort.

ADVANCED PAYMENTS

1. The Mayor asked for approval for a payment in advance for Fall Fest.

Motion: Tony Abbott

Second: Randy Abner

Motion carried.

2. The Mayor asked for approval for payments for the DAC Grant.

Motion: Paul Seymour Jr.

Second: Randy Abner

Motion carried.

CLAIMS

A motion to approve the claims was requested by Mayor Mollaun.

Motion: Aaron Cook

Second: Tony Abbott

Motion carried.

ADJOURNMENT

Motion to adjourn.

Motion: Aaron Cook

Second: Tony Abbott

Motion carried.