

October 8, 2018
EXECUTIVE SESSION MINUTES

The Corydon Town Council met in Executive Session on Monday, October 8, 2018.

Members present were President Eva L. North, John D. Kintner, Roger McGraw, Mark L. Parks, Chris Mattingly, Chris Byrd, Town Attorney, and Town Manager, Rand Heazlitt.

The meeting was called to order at 7:00 pm by President Eva L. North.

A discussion was held to discuss personnel issues pursuant to IC 5-14-1.5-6.1

T.M. King, Clerk-Treasurer

October 8, 2018

The Town Council of the Town of Corydon, Indiana, met in the Corydon Town Hall, 219 North Capitol Ave, Corydon, Indiana, on the 8th day of October 2018 at the hour of 7:30 p.m., in regular meeting pursuant to call in accordance with the rules of the Council.

The meeting was called to order by Eva North, who presided and the pledge of Allegiance to the Flag was led by the Council.

On call of the roll, the members of the Council were shown to be present or absent as follows:

Present:	Absent:
Eva North	
Roger L. McGraw	
John D. Kintner	
Mark Parks	
Chris Mattingly	

Chris Byrd, Town Attorney; Rand Heazlitt, Town Manager; and Treggie King, Clerk Treasurer was also present.

John D. Kintner made a motion to approve the minutes of the September 24, 2018 Council meeting and Chris Mattingly seconded the motion that carried 5-0.

Planning and Zoning – nothing to report.

Attorney Chris Janak addressed the Council regarding proposed **ORDINANCE 2018-04** which outlined opting out of the IURC. He pronounced that the town sent out notices to all customers and had a public meeting to ascertain views regarding a decision to withdraw from the IURC. He commented general consensus was supportive of the action and residents understood the reasoning behind the ordinance. The Council had the option of voting on the ordinance at the meeting. He explained if the Council did vote and pass the ordinance at the meeting, anyone that might oppose the decision would have 60 days to appeal; if an appeal is not filed within 60 days then the ordinance would become effective in 60 days. The town would then notify the IURC in writing and the town is officially out of the IURC. (Dec. 7th / 8th 2018). Attorney Chris Janak advised the Council the water/sewer rates could not arbitrarily be set. The

Town will be governed by the same state statute, however, it means rates are governed at the local level and the Town will no longer incur the expense of hiring an attorney, accountants and engineers to adjust rates changed. Chris Byrd asked Chris Janak if notifications needed to be published when **ORDINANCE 2018-04** was adopted and Chris Janak replied no. Rand Heazlitt recommended that the Council pass Ordinance 2018-04 in the interest of the Town. Chris Janak asked the Town Manager if there had been any responses from the residents since the previous meeting and Mr. Heazlitt said no. Chris Mattingly made a motion to adopt **ORDINANCE 2018-04** and Mark Parks seconded the motion and it was approved 5-0.

BUDGET ORDINANCE 2018-12 was presented to the Council by the Clerk-Treasurer. President Eva North provided the first reading of Budget Ordinance 2018-12 with no audience comments. President North provided the second reading of the ordinance and commented that by law the Town cannot exceed the proposed budget without Council approval. Roger McGraw made a motion to approve **BUDGET ORDINANCE 2018-12** and Chris Mattingly seconded the motion. The motion carried 5-0.

Pastor Fischer from Epiphany Lutheran Church in New Salisbury for a Crop Walk on Nov. 4th was on the agenda; however, Mr. Fischer was not present so President North moved to the next item on the agenda.

Chief Matt Kitterman addressed the Council in regard to the ATV Ordinance request that had been filed. The Chief commented that this ordinance would not be in the interest of the Town. The first reason was the inability to override Indiana State Law which does not allow ATV's on state highways and Highway 62 is a main artery of Corydon. Secondly, the Town would become responsible for licensing and inspecting all ATV's which would require additional time constraints from officers with no benefits to the town. The Chief spoke with Mr. Arnold who requested this ordinance and determined he wanted to ride into Corydon from his Lanesville residence; however, the Chief explained that would not be allowed according to state law. He also recognized the potential for accidents resulting from the ATV's. Ms. North could not see any benefits in adopting the ATV ordinance. Chris Byrd advised the Council to make a motion stating they do not want to pursue an ATV ordinance. Chris Mattingly made a motion to not pursue an ATV ordinance, Mark Parks seconded the motion and the motion carried unanimously.

President North read a resignation letter from Zechariah Stevens. Roger McGraw made a motion to accept the resignation of Zechariah Stevens effective October 5, 2018. John Kintner seconded the motion and it carried 5-0.

Roger McGraw made a motion to approve a bond for Matt Kitterman effective November 22, 2018 to November 22, 2019 and Chris Mattingly seconded the motion and the motion carried 5-0.

Roger McGraw made a motion to approve Bette Purucker's bond November 1, 2018 to November 1, 2019. John Kintner seconded the motion and it carried 5-0.

Eve Kopsolias represented a group called "Raise Red" with the University of Louisville. This organization raises money for children with cancer. As a student at CCHS, Eve participated in a roadblock to raise money for her cheerleading squad and she remembered how effective it was, therefore, she asked the Town Council to give her group permission to set up two roadblocks. (The stoplight at Chestnut St. and Capitol Av and the stoplight at Walnut St and Capitol Av.) on October 12th and 13th from 9am -1pm. John D. Kintner stated no one less than 16yrs old would be allowed at the roadblock and a sign is required showing what the roadblock sponsors. Roger McGraw made a motion to approve the roadblocks; John D. Kintner seconded the motion and the motion carried 5-0.

Mark Parks made a motion to approve payments and pay bills; Chris Mattingly seconded the motion and it carried 5-0.

Old Town Business: The Town Manager updated the Council with the Gerdon building progress. It has been cleaned out and demolition has begun; signage is being removed and a new coat of white paint will be an improvement. Rain has delayed progress; however, work on the east end of the property has begun. The demo and clean out will remain within the appropriated amount of money. Also, Mr. Heazlitt will be providing quotes for the Council Town Hall due to roof leaks during the serious amounts of unexpected rain; however, the Town Hall is operational. The quotes will be sent out in November anticipating a price quote that might be more competitive. Mark Parks questioned the status of the property by the old sewer plant. Mr. Heazlitt advised that Council that he looked at the property more closely and feels the property is in need of a lot of work. Roger McGraw stated we should not offer more than \$62,500.00.

Eva North commented on the Arts Midwest musical group that performed this past Saturday night at the South Harrison Community High School stating it was very successful. The group reached four thousand students and she said that the next music group will be coming in the spring and they are from Japan.

Other Town Business: Mr. Heazlitt advised the Council about the incident at the Corydon Elementary School. Matt Kitterman gave the account of what happened. Officer Steve Duley promptly subdued a man on school premises with a gun. The Chief commended Officer Duley for his calm and heroic action in the face of immediate danger. Officer Duley was poised to take a shot but was physically able to overtake the stranger and ultimately determine that it was a pellet gun. Matt Kitterman thanked the council for supporting the SRO program. Eva North asked the chief if a report had to be filed. He responded no because that is only required when a gun is fired. The Town Manager asked that this be recorded in the minutes and a letter of commendation be put in his personnel file. President North said she would like an award be presented to officer Duley. Mark Parks asked the Chief if the SRO program for Officers Duley and Bye were working satisfactorily and he answered that they were outstanding in their roles. Roger McGraw made a motion for a letter of commendation to be written. Mark Parks seconded the motion and it carried 5-0. Chris Byrd commented that he also appreciated the influence that Mark Bye has had on his school age son, Brody, and the other students.

Mark Parks received a complaint from resident John Logsdon who resides at 984 Maple Street regarding adjoining property owned by the Lillie Beauchamp family where her house was burned down many years ago. Mr. Parks verified that there are trees and dense overgrown vegetation over the entire lot. Attorney Chris Byrd said the Clerk-Treasurer has a form letter that should be sent to the heirs of the property. The Town Manager will take the Street Dept. Supervisor to observe the property.

Chris Byrd stated he received a call from Ms. Timberlake on 228 Oliver St. She received a weed and junk letter he sent on behalf of the Town. She reported she had cleaned the property and wanted to know if it was satisfactory. Eva North said she viewed the property and reported the grass had been mowed but there was a large amount of trash remaining on the porch. Chris Byrd said that he would contact Ms. Timberlake by phone.

Mark Parks said he received call from an officer making a request to turn Oak Street into a two way street. Chris Byrd said the Town would need to give plenty of notification with signs letting people know when it would come into effect, an ordinance would have to be passed and the request would have to be advertised.

Being no further business to come before the Council and upon a motion made by John D. Kintner and seconded by Mark Parks, the meeting adjourned.

DATED: 10-22-2018

SIGNED: 

ATTEST: 