

The Regular Meeting of the Kirklin Town Council was held on Monday, April 10, 2023, at 7:00PM at Kirklin Town Hall.

On the Call of the Roll, the following Council Members were present: Jerry Faucett, Melinda Jobe, Walt Minnick, and Brent Stetler. Jennifer Bowman was absent.

Also present were Brendon Bright, Nick Light, Amy Miller-Cornerstone Grants Management, Jay Hawley, Billy Walker, Katy Smith-Commonwealth Engineers, Chris Ragsdale, Henry King, Jay Moore, and Mary King.

PUBLIC HEARING FOR OCRA GRANT – Melinda Jobe opened the Public Hearing and turned the floor over to Amy Miller with Cornerstone Grants Management. Amy explained that the OCRA grant amount the town will be seeking for the wastewater project is \$700,000.00. The total project is \$5,384,000.00 and the town will seek funding for the balance of the project which is \$4,684,000.00 through the State Revolving Fund. She explained that the OCRA grant is a federal grant funneled through the Department of Housing and Urban Development. The pre-application is due April 28th, and the final application is due in June, with awards being announced in August. She explained that it is a very competitive grant and community support for the grant application through emails and letters is essential for scoring well. Amy opened the floor to any questions or comments. There were no comments or questions from the public. Mary King asked where the results of the Income Survey stood. Amy stated that she plans to come back to town soon and go door to door again. Amy said that she thinks we need forty more responses to meet the 80% response requirement. The Public Hearing was adjourned at 7:15PM.

MINUTES – Seeing no additions or corrections, the Minutes were approved as written.

TOWN MARSHAL – NEW DEPUTY - Brendon Bright introduced Nick Light and said that he would like to bring him on as a Deputy for Kirklin to replace Jake Myers. Nick has been with the Clinton County Sheriff's Office for five years. Nick addressed the council and explained his work credentials and spoke about his family. After a short discussion, a motion was made to hire Nick Light as a Deputy, subject to his passing a drug screen/physical. The motion was supported by Walt Minnick and carried with a unanimous vote. Brendon reported that Tommy Dillingham is now the Rossville School, Chief of Police and Frank Wells is working with him. Dennis Tillman is now the full-time officer at Clinton Prairie. **EXPLORER** – Brendon reported that the new Explorer was supposed to have been ready last Thursday, but now, due to a defective part Bartley's received, it's supposed to be ready this Thursday.

WASTEWATER PROJECT – It was recently brought to the town's attention that we could score additional points on our SRF application. Darren & Katy with Commonwealth Engineers are taking care of providing the additional information needed and feel confident that we will receive the extra points. Mary King noted that the recent IDEM inspection for the Wastewater Treatment Plant that was provided to the Council prior to the meeting confirms the need for eliminating I & I from the collection system because the inspection resulted in violations as noted in the report. **INVOICE** – A motion was made by Melinda Jobe to approve paying Commonwealth Engineers invoice #55552 in the amount of \$8,750.00 for the Asset Management Plan. Brent Stetler supported the motion, and it was carried with a unanimous vote.

BRIDGE BOARD PRESENTATION - Melinda Jobe said that Sherry Stowers is still collecting information from Lorra Archibald with Healthy Communities and would like to have her presentation tabled until next month.

LANDSCAPE MAINTENANCE PROPOSALS – Melinda Jobe reported that we had received two proposals for downtown landscape maintenance. Billy is planning to meet with a third contractor on Thursday. The first proposal was received from Platinum Landscape. The proposal was for the period from April-October and based on the specifications provided. The proposal was for a total of \$3,750.00. The second proposal was received by Elite Landscape and they had all documents required. The proposal was for \$75.00 per hour/per person, plus \$50.00 fee for hauling, Mulch \$50.00 per yard, river rock \$75.00 per ton. Herbicide is \$40.00 per bag. Jay Moore had been

absent prior to this section of the meeting but said that since proposals had already been read during the meeting, we would need to either accept one of the proposals or throw them both out and ask for all to be submitted next month. After discussion about concerns with not being able to determine a total cost with Elite's bid and the fact that maintenance needs to be started, a motion was made by Brent Stetler to accept Platinum Landscaping's proposal for a total cost of \$3,750.00. Walt Minnick supported the motion, and it was carried with a unanimous vote.

TREE REMOVAL BIDS – Both Jerry Faucett and Billy Walker received bids to remove two trees on Howard Street and one tree on E. Jefferson Street. Jerry Faucett received a bid from Good Air in the amount of \$3,280.00 and TNT in the amount of \$3,750.00. Billy Walker received a bid from Martin's Tree Service in the amount of \$5,100.00 and Baber's in the amount of \$4,400.00. All contractors are able to provide a certificate of insurance and W-9. A motion was made by Brent Stetler to hire Good Air for tree removal in the amount \$3,280.00. The motion was supported by Walt Minnick and carried with a unanimous vote.

PARK/RECREATION BOARD – Jay Moore has made revisions to the letter to include the request of the Park Board but needs the address of the Recreation Board President. The letter will serve as notice that the lease of the ball diamond area to the Recreation Board will end as of July 31, 2023. This is the date that the current lease ends. There was discussion about who may own the buildings and lights at the ball fields and if the concession stand had been replaced over the years. Jay Moore said that it didn't stipulate in any of the agreements who owned the buildings. Jay will include in the letter stipulations about building and equipment removal and the manner in which the property must be left. Mary King expressed concerns about the Recreation Board maintaining the insurance until July 31st when the lease is up. Melinda Jobe wanted the lease to continue through July 31st since Michigantown league may be interested in practicing on the field. Jay said that Michigantown would need to carry the insurance and name Kirklin as an additional insured. Jay Hawley asked if the Park Board could take over the 501C3 status of the Recreation Board. Jay Moore said that the Park Board does not need a 501C3 status because they are a government created entity that falls under another section of the Internal Revenue Code. All donations made are tax deductible. The Park Board is a governmental entity of the Town of Kirklin created by Statute. Jay Hawley had the questions due to the Park Board wanting to apply for grants. Jay didn't think that it would hurt the Park Board in getting grants. Jay has set up the end of lease letter for both the Council and Park Board to sign since both entities signed the original lease.

IU HEALTH SPONSORSHIP NAMING RIGHTS AGREEMENT – Jay Moore presented a revised version of the agreement, and the Council reviewed the revised document which lists a period of ten years, with a first right to sponsor the pickleball courts after the ten-year period. A motion was made by Brent Stetler to approve signing the exclusive sponsorship agreement with IU Health in regard to the pickleball courts for a total of ten years and \$10,000.00 sponsorship. The motion was supported by Walt Minnick and carried with a unanimous vote.

HIERARCHY QUESTION PARK BOARD/TOWN COUNCIL – Jay Hawley asked that we figure out, for instance, if a plan has already been made at the park and the new Park Board doesn't like it, who has final authority. Jay Moore said that basically the town owns the park, but the Park Board administers and runs the park so he would think that if you are going to affect the improvements of the park you should come to the Town Council because they own the property, but if you're scheduling things to happen there, he thinks that would be up to the Park Board. Jay Hawley asked if they were adding anything to the park, would they need to come to the Council. Jay Moore said that if it is construction, yes but not if it is programming. Jay questioned what the protocol would be if they should want to build a walking path around the park. Melinda Jobe thinks that it should come before the Council because Kirklin Main Street is working on the Monon Trail so they would need to coordinate on certain things. Jay suggested that the wise thing to do if it affects the real estate to come to the Town Council. Jay Hawley feels that the Park Board should be offered the same consideration, in that should the Council want to do something at the park, they should consult with the Park Board. Jay reiterated that the Park Board should be making decisions regarding maintenance, programming, events, and activities in the park, well as events they don't want to have in

the park. He also stated that capital things should come through the Town Council. Brent Stetler said he feels like any major financial decision should as well. Jay Moore used an example that if they have a grant for a summer recreation program, they shouldn't have to come to the Council for that, but if they want to build a new building then he thinks they should come to the Council. Jay Hawley said to turn that around, if the Council wants to build a new building, they should talk to the Park Board. Jay Moore said that he is not saying that the Park Board has veto over it, but he would think that it would be impolite to act without getting an understanding of why they want to do it and hopefully everyone could come to a decision that it's a good idea. Jay Hawley said that everyone needs to be working together. Mary King questioned who decides in situations such as with the Bridge Youth Center, where one entity says yes and the other says no, what is the deciding factor. Jay said that he could research it, but it's not clear. Jay Hawley said that if the Council would override the Park Board in a situation like that, they would probably get five resignations from the Park Board. Melinda Jobe said that she understands both sides, that a new Park Board is just trying to figure things out, but the Bridge already thought they had a plan and now they don't have a home. Brent Stetler asked if the agreement the Council signed was null and void. Although the Council had agreed to the project, a lease had not been signed because all of the details had not been worked out. Melinda said that the Bridge is looking into alternatives.

DRAINAGE ISSUES – Jerry met with Dan Sheets about his safety concerns along Hwy #38 West. Dan said that he was unaware of the situation. Jerry said that it appears that someone may be planning to do something because there are locate flags set. Jerry said that there have been no overflows during heavy rains.

UTILITIES SUPERINTENDENT – Billy Walker provided a written report to the Council prior to the meeting, and he does not have anything to add. Brent Stetler said that the grass in the right of way at the corner of Adams/Pike has not been cut. Billy said that they will try and stay on top of it. Billy said that the paving project should be done in the next couple of weeks.

CLERK-TREASURER – Mary King provided the Council with Revenue, Statement of Reconciled Accounts, Current Register of Claims, Adjustment Register & Payroll Allowance Docket for Month ending March 31, 2023, prior to the meeting. There were no questions concerning the reports. Town bank statements were reviewed and signed by Melinda Jobe. The Register of Claims, Adjustment Register and Payroll Allowance Docket were signed by all Council Members present.

COMMUNITY CROSSINGS MATCHING GRANT FUND TRANSFER RESOLUTION #2023-4-1 – A motion was made by Brent Stetler to approve Transfer Resolution #2023-4-1 which allows the transfer of \$18,941.00 from the MVH #203 Fund to the Community Crossings Matching Grant Fund for the town's 25% match for the upcoming paving project. The motion was supported by Jerry Faucett and carried with a unanimous vote.

JUNE MEETING - Brent Stetler and Walt Minnick both reported that they would be gone for the June Council meeting.

FIREWORKS – Henry King and Chris Ragsdale were in attendance to get permission to have fireworks in the town park on Saturday, July 1st with a rain date the Saturday following. Jay Moore said that since that would be an activity, they would need to get permission from the Park Board if it is just going to be on park property. If they want to set them off on the ball diamonds, they will need to get approval from the Recreation Board as well since they have a lease on the property until July 31st. They will need to provide all the required insurance documents, etc., to the Park Board for approval.

COUNCIL MEMBERS - Walt Minnick said that he would like to see the property at 107 E. Monroe Street cleaned up. Brendon will send a letter. Melinda Jobe asked if Kirklin Main Street could borrow the Gator on event weekends again. Billy said that they could but there was to be no one under the age of 18 allowed to drive it.

Seeing no other business to come before the Council, the meeting was adjourned at 8:30PM

Melinda Jobe