

The regular meeting of the Kirklin Town Council was held on Monday, March 8, 2021 at Kirklin Town Hall beginning at 6:00 p.m.

Council Members present were Jennifer Bowman, Jerry Faucett, Melinda Jobe, Walt Minnick, & Brent Stetler.

Also present were Jake Myers, Clinton Poole, Billy Walker, Brandon Garber, Jay Moore, Carolyn Clarkson (present for 7:00 pm meeting), and Mary King.

The meeting was called to order by Walt Minnick, and he led with the Pledge of Allegiance and a prayer.

PAVING PROJECT BID OPENING – There were ten bids received for the paving project. Walt Minnick opened each bid and read the bid amount out loud. Mary King recorded each bidder's name and the bid amount on the Bid List Sheet. Melinda Jobe and Jennifer Bowman checked to be sure that all bids included the required bid documents. At the end of the bid opening Mary King read the list of names and the bid amount. Baumgartner Asphalt Services was declared the lowest bidder with a bid amount of \$78,988.65. Melinda Jobe reported that all bid documents were included with the bid. Having had experience with Baumgartner, all agreed that they had been pleased with their performance. Jerry Faucett noted that one contractor used a couple of years back had left a few issues that the property owner had to restore, but nothing major. He was not sure if it was Baumgartner or another contractor. A motion was made by Melinda Jobe to accept the bid in the amount of \$78,988.65 and award the paving contract to Baumgartner Asphalt Services. The motion was supported by Walt Minnick and carried with a unanimous vote.

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

PUBLIC HEARING FOR ADDITIONAL APPROPRIATION – The Public Hearing for an additional appropriation in the amount of \$6,038.51 in the Federal Grants section of the Streetscape Project Fund was opened by Walt Minnick. Mary King explained that we had paid expenses to Browning Day out of the construction portion of the matching funds. Those expenses have now been reimbursed by OCRA grant funds but cannot be spent without being appropriated for 2021. She reiterated that this additional appropriation does not raise the total cost of the project, just puts money back into our matching funds line item for construction costs. There were no questions or comments. A motion was made by Walt Minnick to approve the Additional Appropriation Resolution #2021-3-1 for the fund Federal Grants Operating Streetscape Project for construction costs in the amount of \$6,038.51. The motion was supported by Melinda Jobe and carried with a unanimous vote.

STREETSCAPE PROJECT – Melinda Jobe reported that Duke Energy has agreed to not remove the streetlights and poles until the end of March. They had originally said removal would start at the beginning of March and we would be without lighting until June. Council Members have concerns with having no lighting in the downtown area. The Council discussed checking with INDOT to see if they can help with temporary lighting. Melinda noted that Steven Ray had said that he would check to see what other communities have done in the past. Mary King will follow-up with him to see if he was able to get an answer.

DRAINAGE ISSUES – Jennifer Bowman noted that all of the snow has melted, and we have had no drainage issues. Jerry reported that Charlie Snell has not had any issues since the new liner was put in under Hwy. #421. Jerry noted that when Charlie was having trouble with water in his basement it was during an unusually rainy period. He had not had trouble prior to that and is not having any problem with water now. Clinton Poole expressed concerns about drainage along Adams Ave. He said that the town may need to address some drainage issues when more homes are built in the area. He said that it is pretty wet already. Billy Walker does not know of an existing drain that could be tied in to in that area.

UTILITY SUPERINTENDENT - Billy Walker went over the items listed in his written report. One of the items is that he has received a quote from Buckeye Power Sales to repair the generator at the WWTP. A motion was made by Melinda Jobe to approve the proposal from Buckeye Power Sales to repair the generator in the amount of \$1,588.18. The motion was supported by Walt Minnick and carried with a unanimous vote. Billy reported that they will be flushing hydrants all over town this month as routine flushing. Billy took a sample for TTHM/HAA5 testing in February to monitor the progress of what he has done to attempt to lower the levels. He has lowered the chlorine feed level at the plant. The February samples were considerably better, with all but one being below the required level. This was the sample taken at the sewer plant and it was two (2) points higher than allowed. Billy gave the former and current testing result figures to show how much the numbers have improved. He reported that the next scheduled state test is for this month. **TIRES** - Billy reported that he would need a new set of tires for the pickup truck. Walt Minnick noted that the bed of the dump truck is very rusted. Billy plans to get it fixed this year.

PROPERTY CLEAN UP AND COMPLAINTS – The Council reviewed a list of complaints that was received by email. The complaints were received from a resident that was unable to attend the meeting, but had complaints concerning her neighbors, concerns about the recent water notice, and her high bill due to letting her water run to keep her lines from freezing. Mary King reported that she had responded about the water testing concerns and let the customer know that the recent tests were much better, and that Billy has continued to work with IDEM and other professionals to correct the problem. She also apologized if the customer took the "recommendation" to let

water drip as something that she had to do. It was explained that the message was sent to help customers avoid having their water lines freeze and not to benefit the town. Mary has forwarded the email to Kat at the Area Plan Commission and the Town Marshal. Some of the issues may have already been addressed by those agencies from prior complaints. Jay Moore told the Council that as legal representation for the Area Plan Commission, they would like direction on how the Council would like to proceed with clean up at 207 N. Ohio Street. He reminded the Council that they had approved a fence to remain in the town right-of-way, but there are more issues with the property. Most recently, complaints have been received about a shed that has been brought in and remains sitting on a wagon. There has also been an accumulation of more junk or possible building material on the property. The Council agreed that, although they allowed the fence to remain in the town right-of-way, the rest of the property has gotten out of hand and they should move forward with prosecution and not dismiss.

POSSIBLE ANIMAL ABUSE CONCERN – Carolyn Clarkson was in attendance to speak with the Town Council about the devastating loss of her dogs. She has two dogs that have recently passed away and her third dog, which is a Collie, has lymphoma. There have been occasions where the Collie comes in after being outside with foam around its mouth. She also had an occasion where the gate to her backyard was left open and she felt it very unlikely that it was her or her husband because they know the dangers of living on the highway and one of the dogs getting out. Carolyn has heard that there have been cases of animal abuse occurring in the state and wanted to make sure the Council was aware of her concerns. Billy Walker questioned if they had any tests done to see if the dogs may have gotten into something in the yard. Jerry recounted an issue that he had with horses and calves on his property being poisoned some years back. The Council was very sympathetic since all are pet owners and know that pets are like family members. Jennifer Bowman suggested that they get an inexpensive camera that is available at Walmart. Once installed the camera will send pictures directly to a phone. Carolyn said that they will definitely look into it and are planning to install security lights as well.

FIREWORKS – Jerry Faucett asked Jay Moore where we are with allowing fireworks at the park. Mary King reported that she had been in contact with Amber Hendrickson concerning the required paperwork as well as the liability insurance required. Between Amber's insurance agent and the town's insurance agent, we were able to come to a determination of what would be acceptable coverage. Amber was unable to attend the meeting tonight and did not have any paperwork ready for Council consideration.

TOWN MARSHAL – Brandon Garber was in attendance in Brendon's absence. He introduced Jacob Myers as the candidate Brendon has selected for the Town Council to approve hiring as a Deputy Marshal. Jacob (Jake) introduced himself and told the Town Council a little bit about his family, as well as his experience and work history as a Police Officer with the Frankfort Police Department, where he is currently employed. Jake is in his second term on the Clinton County Council. Walt Minnick made a motion to approve hiring Jacob Myers, contingent upon his passing the required physical & drug screen. The motion was supported by Jerry Faucett and carried with a unanimous vote. Walt Minnick also signed the Indemnification Agreement required for him to work in Kirklintown while employed by the Frankfort Police Department. Jake reported that he has already received permission to use the equipment that he uses at the FPD. His safety vest is in its fifth year so he will need a new safety vest next year. Since Frankfort recently switched to black uniforms, he will have KPD patches sewn on his old blue uniforms.

LEAK ADJUSTMENTS – Leak adjustment requests were presented to the Town Council. A motion was made by Melinda Jobe to approve the following adjustments: Robin Poyner \$342.42, & Chris Brooks \$108.22. The motion was supported by Brent Stetler and carried with a unanimous vote.

CLERK-TREASURER – Fund, Revenue, & Appropriation Reports for month ending February 28, 2021 were given to the Council prior to the meeting. There were no questions concerning the reports. The current Register of Claims and Billing Adjustment Register was given to the Council prior to the meeting. There were no questions, and both were signed by all Town Council Members. The Monthly Statement of Reconciled Accounts as of January 31, 2021, including SRF Accounts, was given to the Town Council prior to the meeting. There were no questions, and the document was signed by Walt Minnick.

SMALL TOWN REPRESENTATIVES – Mary King explained that attempts had been made by the Area Plan Commission to schedule the annual meeting of representatives of the small towns in Clinton County. Due to COVID and scheduling conflicts a meeting could not be held. All of the representatives who had planned to attend the meeting were in agreement that perhaps the best thing to do is to retain the current representatives to the APC and Central Dispatch for 2021. Melinda Jobe made a motion to send a letter on behalf of the Town Council approving the retention of Dave Jones as the APC Representative, and Jack Fingerle as the Central Dispatch Representative. The motion was supported by Jennifer Bowman and carried with a unanimous vote.

BACTERIA TESTING – Jerry Faucett explained that he is authorized to take test samples over to the Health Department for testing if there is a resident that has concerns with their water. Billy said that any resident can pay a fee and obtain a testing kit from the state. Jerry said that a concern may not be happening by the time the resident gets the kit. Jerry has the kit and can take a sample right away. Carolyn Clarkson asked Billy about how

long the issue with the TTHM/HAA5 might have been occurring. Billy said that it was the September quarterly sample where the violations first occurred, so he would estimate 6-8 months.

Seeing no further business to come before the Council, the meeting was adjourned at 7:45pm.

A handwritten signature in cursive script that reads "Walt Minnick". The signature is written in black ink and is positioned above a solid horizontal line.

Walt Minnick