

TOWN OF
Millersburg
June 12, 2024 Meeting Minutes

Attendees: MacKenzie Taylor, Addie Miller, Dean Smith, Larry Randolph, Dana Rutter, Avery Ferguson, Ray Rodriguez, Vernon Miller, Matt King, Jim Winkler, Haley Hurst, Mike & Lisa Dull, Eric Ivory, Jon Schlarb, Tory Vanderway, Mae Kratzer, and Rita Van Voorst.

Dean made a motion to approve the meeting minutes from May 22, 2024. Larry seconded the motion. Upon voice vote, the meeting minutes were unanimously approved.

Water: Avery explained to the council he needs to take a CPR class for his apprenticeship program. He wants to know who from the Town would like to attend. Cost is \$40.00 per person for officer's it's \$50.00. The class is only 1.5 hours and then a test. Once I know the number of personnel that can attend, they'll inform me of a date.

We are waiting on test results for the iron filtration media.

The water leak is fixed and we patched the line. Service line does need to be redone. I'll need to have Stouder send out a crew again. As you know the water was shut down unannounced... A lot of people weren't happy. It wasn't shut down too terribly long, it wasn't any longer than 30 minutes. The boil order was short lived. When we start working on another repair, hopefully we'll have enough notice to alert residents if the water needs to be shut off.

Lead line survey will get mailed out shortly.

Dean asked about the old pipe, whether it needs to be replaced? Avery said I want to replace all of the way from the corp to the curbstop. Once I get it scheduled out, we'll get it all fixed. Matt suggested getting a new corp to save us from the lead that will no longer be in future use.

Wastewater: Everything is running well. Avery announced, Dean you know about the surprise inspection and nasty letter from IDEM. Basically, it's a complaint about paperwork. Avery is working on getting a couple of maintenance issues resolved. Avery has fixed somethings from the last inspection but they found other things. Dean asked, how long do we have to get this corrected? Avery said he isn't sure.

Community Development: MacKenzie expressed she attended a regional housing study a couple of Wednesday's ago in Elkhart. Other local officials discussed their growth and expansion. MacKenzie said she realized that isn't an option for us right now, and it may never

be. The focus was shifted and she began thinking more about why people love Millersburg and why Millersburg has such faithful residents. What is it that Millersburg has going for this town? Then, the light bulb went off and it's Cook Station Park. MacKenzie said, I have a binder with all of these ideas to revitalize the park. I don't have any quotes or sketches/designs, but I just want to plant the seed to start thinking about what we could do with the park. This will not be a small project, it will be costly, but it'll be so worth it in the end. As soon as quotes and drawings come in, I'll be sure to share and show you.

Maintenance: Matt said he's just mowing non-stop. The rain doesn't seem to be helping the matter either. They've also completed maintenance on the mowers.

Matt said he dug out Brian Yoder's ditch and place a straw mat, seed, and fertilizer in it. Matt said he plans on barrowing Vernon's mule and will water it every day. Matt said with the rain we did get; it didn't flood his back yard. We'll continue to keep an eye on it when we get a real heavy rain.

Matt said, Mike Kimberlin is next on our to do list. There's a gas main we have to hand dig around. We won't know how deep it is until we start digging.

Larry said he's had a few requests from residents about Washington Street. They would like to go back to parallel parking instead of angle parking. Matt said, he never wanted to do it to begin with. It causes a huge blind spot. If the catering building ever opens back up to a restaurant, Larry said it probably never will open back up. In the past, they created the angle parking because they had so many people that would go there when it was an actual restaurant. Dean asked, was this put into an ordinance? Jim said, I think it was possibly an ordinance of making the change, it was voted, and it can be replaced with a different ordinance. MacKenzie was asked to try and find the ordinance and rewrite a new one to go back to parallel parking. Matt said he would try to find some paint to go over the lines. Dean asked Matt, have you ever thought about having a crew come in and stripe it for you? Matt said he would rather have a crew do it because their paint is a lot better. Dean said, get a quote. Matt said he would start working on this.

Marshal: Ray said the Durango is ready today, Robert relayed that information to Ray. Whenever we get the bill, I'll get a copy to you guys. Matt said, if you need help getting the vehicle, he'd be more than happy to help.

Ray said the garage sales went well. He had a reserve working with him Friday and then Saturday Robert had a reserve working with him. Thursday seemed to be the busiest day for the garage sales.

Park: Vernon said he is caught up on mowing and all is well. Dean commended Vernon that the park looks really nice. Larry agreed. Larry said thank you for putting in that speed bump, Matt. Matt said you're welcome and he's already received four complaints about the speed bump.

Clerk Treasurer: MacKenzie announced she will be gone June 23- June 26 for training in South Bend. This is a State Board of Accounts called training/school.

New Business: Mae Kratzer is from Elkhart County from the planning and zoning department. She explained the new ordinance from County which is a condensed version of zoning/subdivision ordinance. She said, everything zoning and permit wise goes through County but Millersburg is still able to set their own standards and requirements if they please. Mae said, she has an ordinance for us to sign whenever we're ready. Dean asked, can we sign it tonight? Mae said, that would be fine. MacKenzie said, I think we signed something similar to this a couple of years ago when Ben was still here. Mae said yes. Dean motioned to accept the ordinance for planning and development from Elkhart County. Larry seconded the motion. Upon voice vote ordinance 2024-04 was unanimously approved.

Chicken Ordinance 2024-03 had it's first reading. Handouts were laid on the back table for those to collect that wanted to have chickens. Dean made a motion to waive the second reading. Larry seconded the motion. Upon voice vote it was unanimously approved to waive the second reading. Dean made a motion to adopt Chicken Ordinance 2024-03. Dana seconded the motion. Upon voice vote it was unanimously approved to adopt Chicken Ordinance 2024-03.

Eric Ivory introduced himself. He is our municipal advisor from Borden Wasteaway. Eric said, MacKenzie and I have had some conversations over a billing error we had on our end. I thank her for her attention in this process. She sent me over a pretty detailed spread sheet and that made it easy for me to internally see what was going on. There is a check that will be sent back to the Town for \$43,283.00 to correct this billing error. I wanted to say that publicly for MacKenzie doing her due diligence.

Eric Ivory continued by saying our current operating agreement expires June 30th and I have the extension to present to you. Initial agreement to have 3 one-year renewals. Some of the language and regards to the initial term spells out the rates and what they would be for July 1, 2024 the price goes up to \$13.39 from the current rate of \$13.00. Dean made a motion to

accept the extension. Larry seconded the motion. Upon voice vote it was unanimously approved to extend Borden's contract.

Dean asked if Gary Delong was in the audience. No response. Ray said, I worked about that time and didn't notice anything. I would highly recommend to someone, call dispatch because they will send someone out right away. The complaint doesn't state when the incident occurred or what day it happened. Jim asked if the cameras picked up anyone? Ray said he looked but didn't see anything. Ray said he would stop over at Delong's house and talk with him.

Mike and Lisa Dull were here to clarify their complaint. 200 Oak Street is not maintaining their property, they park too close to the fire hydrant which is a hazard, there are a ton of vehicles that haven't been moved in months, and their cats continue to pee on our deck. Lisa said, the entire property is a real eye sore. MacKenzie told Lisa, she did send them two ordinance violations after she stopped in. MacKenzie asked, did they take care of anything? Lisa said they mowed, but didn't do a very nice job. Lisa said she believes the vehicles have been moved and properly placed, so that you can't see if there are plates on it or not. There's also a tarp on one of them. Repo people seem to always be going to that home. Dean asked if we can get ahold of the landlord and inform them. Dana asked MacKenzie about the paperwork for the two citations. MacKenzie said, she has them in a file. She knows the mowing ordinance allows them 5 days to have it mowed, she couldn't remember how many days are given for the junk vehicles. Matt suggested raising the mowing price. Matt said he will put a cat trap in the yard.

Dean mentioned 206 Oak is looking awful. Avery said I have talked to Robert about it. We need to try to find the home owner. Matt said, Austin may have a point of contact. Elkhart County needs to come out and condemn the place.

MacKenzie said, I'm sorry I forgot to give you the amendment to the sewer rate ordinance. This is a retroactive amendment of the sewer rate ordinance number 2019-06 section 10, subsection (F). This retroactive ordinance was established to correct the summer sprinkling credit system. The change that was made is to only accumulate the averages for three months (October, November, and December). The previous subsection had the accumulation averages for eight months, making it more difficult for residents to be eligible for the summer sprinkling credit. I spoke with the software company and they said the majority of other municipalities have it set up this way too. Dean made a motion to approve the retroactive sewer rate ordinance subsection F. Larry seconded the motion. Upon voice vote it was unanimously approved to adopt subsection F amendment.

Tory introduced himself. He said he is the new commissioner for the Falcon Youth Football program. I plan on working closely with Vernon to have a better relationship than the previous person. Tory is hoping to have the same number of players as last year. I have a Facebook page and plan on getting that posted for sign-ups coming soon. We'll also be using the SportsYou App. Dean said, it's a pleasure to meet you and if you need anything don't hesitate to let us know.

Haley said, within Fairfield's School District parents are no longer responsible for purchasing all of the school supplies. The school plans on having most of the regular supplies for students to use. Would the council be open putting money towards a little library hut? Where adults and children can put books in and swap them out. The council told Haley to start looking around and bring us a dollar amount.

Dean made a motion to pay bills. Dana seconded the motion. Upon voice vote it was unanimously approved to pay bills.

Dean made a motion to adjourn. Dana seconded the motion. Upon voice vote it was unanimously approved to adjourn.

