

**Town of Lynnville
Park Board
February 20, 2024, Agenda**

CALL TO ORDER

MOMENT OF SILENCE – PLEDGE OF ALLEGEANCE

ROLL CALL

APPROVAL OF MINUTES: December 5, 2023, and January 2, 2024 – **Tabled from 2/6/2024 meeting.**

APPROVAL OF CURRENT BILLS: February 6, 2024 – February 20, 2024

ADJUSTMENTS:

1. \$147.32 – 418 Church St. – basement toilet running - **REPAIRED**

FUND REPORT – January 2024:

Revenue	\$8,229.61
Expenditures	\$13,676.15
Current Balance	\$173,679.65

NEW BUSINESS:

1. Approval of Additional Appropriation for Main St Beautification Project – Frontier \$48,295.70
2. Approval of Resolution #2024-2 – Encumbrance of Funds
3. 2nd Reading of Ordinance #2024-3 – Establishing Police Department

AN ORDINANCE CREATING CHAPTER 38 OF THE CODE OF ORDINANCES

4. 2nd Reading of Ordinance #2024-4– Nuisance Vehicles

AN ORDINANCE INTRODUCING CHAPTER 96 OF THE CODE OF ORDINANCES

5. 2nd Reading of Ordinance #2024-5– Weapons

AN ORDINANCE AMENDING CHAPTER 130 OF THE CODE OF ORDINANCES

6. Design for Approval for underground service for Mainstream. **Tabled from 1/6/2024 meeting.**

7. DNR Permit Renewal for Triad Mining, LLC – **INFORMATIONAL**

8. DNR Permit Renewal for Peabody Midwest Mining, LLC – **INFORMATIONAL**

9. Charter Communications Proposal for Underground Fiber Optic Cable – E. 4th St and Spurgeon Rd

10. Clerk Treasurer’s Recommendation for Updated Community Center and Recreational Building Rental Fees. **Tabled from 1/2/2024 and 2/6/2024 meetings.**

a. Community Center Current Fees

- i. 1 Day Rental with Alcohol - \$325.00 (Rental Fee) + \$150.00 (Deposit)= \$475.00
- ii. 1 Day Rental without Alcohol - \$225.00 (Rental Fee) + \$150.00 (Deposit)= \$375.00
- iii. Decoration Rental -Day Before/After Rental (4-hour only) \$175.00 (Rental Fee) = \$175.00
- iv. 4-Hour Rental \$175.00 (Rental Fee) + \$100.00 (Deposit)= \$275.00

b. Recreational Building Current Fees

- i. 1 Day Rental - \$150.00 (Rental Fee) + \$100.00 (Deposit)
- ii. Decoration Rental -Day Before/After Rental (4-hour only) \$100.00 (Rental Fee) = \$100.00
4-Hour Rental 8:00am -12:00pm _____ 12:30pm -4:30pm _____ 5:00pm -
9:00pm
- iii. 1 Day Shelter House Rental - \$25.00 (Rental Fee) = \$25.00

11. Partnering for Veterans Event – September 28, 2024 - **Christina**

Christina Schimdt, Park Manager

Work Report Submitted

Brian Cook, Town Manager

Work Report Submitted

Mike Mitchell, Town Marshal

Work Report Submitted

Michael May, Fire Department

Work Report Stated

J. William Bruner, Attorney

Ordinance to create/correct:

1. Ordinance Amending Chapter 130 of the Code of Ordinance – Firearms on Town Property
 - a. 9/5/23-Introduction of ordinance for discussion.
 - b. 11/21/23-Researching
 - c. 12/5/23-Bruner to look over and make changes.
 - d. 12/18/23-Discussion of what Town Council specifically wants updated in the ordinance.
 - e. 12/19/23-Nothing new to report
 - f. 1/2/24-Nothing new to report. Would like some guidance on what is wanted in the ordinance.
Rachel would like the Marshal to be present to discuss specifics at the next meeting.
 - g. 2/6/24-Introduction at Meeting
 - h. 2/20/24-2nd reading of ordinance
2. Ordinance Amending Chapter 97 of the Code of Ordinances – illegal & Nuisance activity.
 - a. 9/5/23-Introduction of ordinance for discussion.
 - b. 11/21/23-Researching
 - c. 12/5/23-Researching
 - d. 12/19/23-Nothing new to report
 - e. 1/2/24-Nothing new to report
3. Ordinance Amending Chapter 92 of the Code of Ordinance – Common Nuisances
 - a. 9/5/23-Introduction of Ordinance for discussion.
 - b. 11/6/23-Wischer/Bruner collaborated on writing ordinance.
 - c. 11/21/23- Wischer/Bruner collaborating to update to be more specific than citing Indiana Code.
 - d. 12/5/23-Wischer: define what a common nuisance entail. Chris is working on a draft.
 - e. 12/19/23-Nothing new to report.
 - f. 1/2/24-Chris should have draft sent by end of this week per Rachel.
4. Unsafe Building/Blighted/Abandoned Properties – 2/7/2023 meeting.
 - a. 3/28/2023 – Indiana Unsafe Building Law sent to discuss.
 - b. 4/4/2023 – Will contact someone in County to get information.
 - c. 5/11/2023-Commissioners are considering an Interlocal Cooperation agreement. Next Commissioner’s meeting is 5/22/2023.
 - d. 5/16/2023-Mr. Bruner will continue to work on this issue.
 - e. 6/6/2023-Mr. Bruner will continue to work on this issue.
 - f. 8/15/2023-Waiting for answers from county.
 - g. 9/5/23-Still working on it.
 - h. 10/17/23-Still working on it.
 - i. 11/6/23-Wischer/Bruner collaborated on writing ordinance.
 - j. 12/5/23-Chris working on penalty portion.
 - k. 12/19/23- Meeting with Chris on December 26th at 10:00 am
 - l. 1/2/24-Nothing new to report

Lauri Stockus, Clerk-Treasurer

Upcoming:

- | | |
|--|-------------|
| 1. Town Hall Closed for Presidents Day | February 19 |
| 2. Clerk-Treasurer's Workshop School | March 17-22 |
| 3. Town Manager Training | March 12-14 |
| 4. Breakfast with the Easter Bunny | March 30 |
| 5. Solar Eclipse Weekend | April 6-8 |
| 6. Town-Wide Yard Sale | April 27 |
| 7. SIGPS Race Weekend | May 3-5 |
| 8. Town Council Meeting | May 6 |
| 9. Town Hall Closed for Primary | May 7 |

Town Council Training Schedule:

Don McVey, Park Advisor

Brett Kruse, Park Advisor

David Goldenberg, Town Council Member/Park Authority

Doris Horn, Town Council Member/ Park Authority

Rachel Titzer, Town Council President/ Park Authority

****ADDRESS THE FLOOR****

NEXT MEETING: March 5, 2023, 6:00pm @ Town Hall

TIME OF ADJOURNMENT

ANY AND ALL BUSINESS TO PROPERLY COME BEFORE THE LYNNVILLE TOWN COUNCIL

Persons with disabilities or non-English speaking persons who wish to attend a public meeting or hearing and need assistance should contact Lauri Stockus or Brooklin Robbins, at Town Hall, 207 Main St., Lynnville, IN 47619 or 812-922-5111 not later than one (1) week prior to any meeting or hearing. Every effort will be made to provide reasonable accommodation for any such person(s).

Lynnville Park Board
February 20, 2024, Meeting Roll Call

Brian Cook, Town Manager	Present <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>
Christina Schmidt, Park Manager	Present <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>
Brooklin Robbins, Deputy Clerk-Treasurer	Present <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>
Mike Mitchell, Town Marshal	Present <input type="checkbox"/>	Absent <input checked="" type="checkbox"/>
Michael May, Fire Department	Present <input type="checkbox"/>	Absent <input checked="" type="checkbox"/>
Brett Kruse, Park Advisor	Present <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>
Donald McVey, Park Advisor	Present <input type="checkbox"/>	Absent <input checked="" type="checkbox"/>
Stacy Tevault, Park Advisor	Present <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>
J. William Bruner, Attorney	Present <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>
Lauri Stockus, Clerk-Treasurer	Present <input type="checkbox"/>	Absent <input checked="" type="checkbox"/>
David Goldenberg, Town Council Member/Park Authority	Present <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>
Doris Horn, Town Council President/Park Authority	Present <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>
Rachel Titzer, Town Council Member/Park Authority	Present <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>

Public Hearing Called to Order _____

Public Hearing Closed _____

Time Meeting Called to Order 6:10

Time Meeting Adjournment 7:00 pm

February 20, 2024

Christina Schmidt

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Town of Lynnville

Park Board

February 20, 2024

Present: Christina Schmidt, Brian Cook, Brooklin Robbins, Brett Kruse, Stacy Tevault, J. William Bruner, David Goldenberg, Doris Horn, Rachel Titzer

Absent: Mike Mitchell, Michael May, Donald McVey, Lauri Stockus

Call Meeting to Order at 6:10pm

Moment of Silence

Pledge of Allegiance

Roll Call

Approve Minutes

Doris makes a motion to approve the December 5, 2023, minutes as presented. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries.

David makes a motion to approve the January 2, 2024, minutes as presented. Rachel seconds the motion. David in favor. Doris abstains. Rachel in favor. Motion carries.

Approve Current Bills

Doris makes a motion to approve the current bills of February 6, 2024 - February 20, 2024, as presented. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries

ADJUSTMENTS

\$147.32 – 418 Church St. – basement toilet running - **REPAIRED**

Doris makes a motion to approve the wastewater adjustment as presented. Rachel seconds the motion. David voted nay. Doris in favor. Rachel in favor. Motion carries

FUND REPORT – January 2024:

Revenue	\$8,229.61
Expenditures	\$13,676.15
Current Balance	\$173,679.65

New Business:

Introduction of Additional Appropriation for Main St Beautification Project

Notice to Taxpayers of Additional Appropriation

Notice is given to the taxpayers of the Town of Lynnville, Warrick County, Indiana, that the Town of Lynnville Town Council will meet at 405 W. State Route 68 at 6:00pm local time on 3/19/2024 for the purpose of considering the following additional appropriation which the Town considers necessary for the Main St. Beautification Project.

PUBLIC IMPROVEMENT PROJECTS (4405)	APPROPRIATION	REDUCTION
1. Bury Utility Lines on Main St	\$48,295.70	\$0.00
2. Main St Beautification	\$231,704.30	\$0.00
a. Sidewalks, lighting, utility service, etc.		
b. Funds set aside for this purpose in 2020.		
c. Resolution #2020-3 set funds for this purpose.		

Total Appropriation

\$280,000.00

\$0.00

Taxpayers appearing at the meeting shall have the right to be heard. The additional appropriation as finally made will be in referred to the Department of Local Government Finance (DLGF). The Lynnville Town Council will make a written determination as to the sufficiency of funds to support the appropriation within ten (10) days of receipt of a Certified Copy of the actions taken. Dated this 5th of March 2024. Lauri Stockus, Clerk-Treasurer, Lynnville, IN 47619

Approval of Resolution #2024-2 – Encumbrance of Funds

Resolution #2024-2

**ENCUMBRANCE OF FUNDS WITHIN THE 2023 LYNNVILLE
VOLUNTEER FIRE PROTECTION TERRITORY BUDGET**

It is necessary for the encumbrance of the funds from the 2023 Lynnville Volunteer Fire Protection Territory budget for the purchase of a truck as presented in Resolution #2023-8 Additional Appropriation in the amount of \$95,000.00. The truck was not ready for delivery in the 2023 Budget year.

David makes a motion to approve Resolution #2024-2 Encumbrance of Funds. Doris seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries

2nd Reading of Ordinance #2024-3 – Establishing Police Department

ORDINANCE #2024-3

AN ORDINANCE CREATING CHAPTER 38 OF THE CODE OF ORDINANCES

WHEREAS, the Town of Lynnville, Indiana, seeks to employ reserve police officers.

WHEREAS, the Indiana Code, Title 36, Article 8, Chapter 3, Section 22 requires units to set the number of authorized reserve police officers by ordinance.

WHEREAS these reserve police officers will be appointed by the Town Marshal and constitute the Lynnville Police Department.

NOW, THEREFORE, BE IT ORDAINED, by the Town of Lynnville, Indiana, as follows:

Section 1. Chapter 38 (Police Department) of the Town of Lynnville, Indiana, Code of Ordinances is hereby created:

Chapter 38: Police Department

38.01 Establishment

38.02 Police Reserve Officers

38.03 Police Donation Fund

38.04 Police Continuing Education Fund

38.05 Police Fee Schedule

§ 38.01 Establishment of Police Department

A) The Office of the Town Marshal is hereby established as the Lynnville Police Department. Per Indiana Code 36-5-3-7, the Town Marshal is the Chief Police Officer of the Department.

§ 38.02 Police Reserve Officers

- 1. The Town Marshal is authorized to appoint up to four (4) reserve police officers to the Lynnville Police Department*
- 2. Police Reserve Officers shall be known as Reserve Deputy Marshals*
- 3. Police Reserve Officers shall receive no compensation except for that specified in IC 36-8-3 which may be decided on by the Town Council on a case-by-case basis.*
- 4. Police Reserve Officers must complete the required pre-basic course of instruction as defined by the Indiana Law Enforcement Training Board and will be sworn in following the successful completion of the course.*

5. *Police Reserve Officers must maintain all required training and in-service training as specified by the Indiana Law Enforcement Training Board.*
6. *No Police Reserve Officer shall be assigned alone to patrol duties until the completion of a specified course of on-the-job field training and only after being deemed qualified by the Town Marshal.*
7. *Police Reserves Officers serve at the pleasure of the Town Marshal and be dismissed or administratively separated from volunteer employment with the Town by the Town Council or the Town Marshal.*
8. *Police Reserve Officers must be a minimum of 21 years old with a valid Indiana Driver's License, good moral character, no Felony arrests, and no Class A misdemeanor arrests in the previous 10 years.*

§ 38.03 Police Donation Fund

1. *Creation of Lynnville Police Department Gift Fund. There is hereby established a "Lynnville Police Department Gift Fund".*
2. *Deposits into Lynnville Police Department Gift Fund. When the Town of Lynnville or Lynnville Police Department receives gifts, donations and/or subsidies for Police Department purposes, the funds shall be deposited into the Lynnville Police Department Gift Fund.*
3. *Fund purpose. Money in the fund may be used for any legal or corporate purpose of the Lynnville Police Department consistent with the purposes specified by the grantor of such gift, donation and/or subsidy, if any.*
4. *Prohibited use. The Lynnville Police Department Gift Fund may not be used to reduce the town's maximum or actual property tax levy.*
5. *Administration of funds. The Lynnville Police Department Gift Fund established under this section shall be administered by the Clerk-Treasurer and the expenses of administering the fund, if any, shall be paid from money in the fund. Money in the fund not currently needed to meet the obligations of the fund may be invested in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the fund. Money in the fund at the end of the fiscal year shall not revert to the town's general fund.*

§ 38.04 Law Enforcement Continuing Education Fund

1. *There is established a fund known as the Law Enforcement Continuing Education Fund for the purpose of purchases made by the town's Police Department for equipment, supplies, continuing education, and law enforcement training for the Police Department.*
2. *This Fund shall be comprised of fees collected by the Police Department from the following activities:*
 - a. *Vehicle Inspections/Title Checks*
 - b. *Accident Reports*
 - c. *Criminal Background Checks*
 - d. *Vehicle Towing Fee's*
3. *Before any money from this Fund is spent, the sum must first be appropriated according to state statute.*
4. *The funds accumulated in the Local Law Enforcement Continuing Education Fund established shall be used for the purpose of continuing education and training of law enforcement officers employed by the town. All expenditures must comply with the terms and provisions of the statute by the authority of which the Fund is created and must be approved by the Town Council.*
5. *The funds placed in the Local Law Enforcement Continuing Education Fund may not be withdrawn except for the purposes set forth herein so long as this section remains in full force and effect.*

§ 38.05 Police Fee Schedule

1. *The funds collected by the Police Department for services (criminal history/background checks, fingerprinting, accident/crash reports, and vehicle releases) shall be allocated as follows:*
 - a. *Fees for all reports, inspections, or background checks shall go to the Police Department's Continuing Education Fund.*
 - b. *Fees for all Vehicle Tow/Releases shall be divided evenly between the General Fund and the Police Department Continuing Education Fund.*
2. *Fee Schedule:*
 - a. *Background Check* \$20.00

- | | |
|--|---------|
| b. Vehicle Crash Report | \$12.00 |
| c. Police Report | \$10.00 |
| d. Vehicle Inspection | \$5.00 |
| e. Vehicle Tow/Release Fee (Nuisance Veh Only) | \$50.00 |

Section 2. *Effective Date. This ordinance shall be in full force and effect from and after its passage by the Town Council of Lynnville, Indiana.*

2nd Reading of Ordinance #2024-4– Nuisance Vehicles

ORDINANCE #2024-4

AN ORDINANCE INTRODUCING CHAPTER 96 OF THE CODE OF ORDINANCES

WHEREAS the Town of Lynnville, Indiana, finds it to be beneficial to better define and regulate nuisance vehicles; and

WHEREAS the purpose of this ordinance is to promote, protect, and improve the health, safety, and welfare of the citizens of the Town of Lynnville; and

WHEREAS the current Town of Lynnville Municipal Code is in need of an ordinance to reflect such policies more clearly.

NOW, THEREFORE, BE IT ORDAINED, by the Town of Lynnville, Indiana, as follows:

Section 1. Chapter 96 (Nuisances) of the Town of Lynnville, Indiana, Code of Ordinances is hereby created as follows:

Chapter 96: Nuisance Vehicles

96.01 Definitions

96.02 Policy

96.03 Notice of violation and administrative fee

96.04 Appeal of notice of violation

§ 96.01 Definitions.

The following definitions apply to this article:

“Town” means the Town of Lynnville, Indiana, or, as appropriate, its employees, officers, agents, consultants, or contractors acting under and within the scope of authority of the Town to carry out and enforce the provisions of this code.

“Municipal Code” means the code of ordinances of the Town of Lynnville, Indiana.

“Notice” means either a written document provided to the operator of the vehicle by personal service, or a written document served upon the owner of a vehicle by mail. An operator or owner may not waive their right to notice as defined in this paragraph.

“Nuisance” means any violation of this chapter.

“Operator” means a person in possession of the vehicle at the time a nuisance occurs.

“Owner” means any person who, alone, jointly, or severally with others, shall have title to the vehicle with or without having actual possession.

“Police Department” means the Town Marshal and/or the Lynnville Police Department.

§ 96.01 Policy.

A motor vehicle, operated with the permission, expressed, or implied, of the owner, which is used in the commission of an act where the operator is charged with any misdemeanor or felony may be subject to seizure and impoundment under this article. The owner is considered to have committed a nuisance in violation of this chapter regardless of whether the misdemeanor or felony arrest of the operator is custodial.

§ 96.01 Notice of Violation and administrative fee.

1. *The Police Department shall present a copy of the nuisance determination to the operator of such vehicle if the operator is the owner. If the vehicle owner is not present, notice shall be mailed to the owner.*
2. *When the Police Department orders that a vehicle be towed within the corporate limits of the Town, the designated towing service authorized to tow the vehicle shall assess against the owner of the*

towed vehicle a Town administrative/release fee which shall be collected in addition to any and all other applicable towing charges.

a. Administrative/Release Fee Schedule (only one fee may be charged per vehicle):

(1) Standard fee for vehicle release on a nuisance vehicle is \$50.00.

3. In addition, the designated towing service shall be authorized to assess against the owner of the towed vehicle a towing administrative fee of \$25.00 which shall be collected in addition to any and all other applicable towing charges.
4. The administrative fees authorized by this section shall be itemized within the towing bill assessed by the designated towing service and collected by the designated towing service as part of the towing bill.
5. The owner shall be liable for payment for the towing bill before such vehicle shall be released by the designated towing service.
6. The Town administrative fee authorized by subsection (B) of this section shall be forwarded by the designated towing service to the Police Department within 30 days of collection. The Police Department will then remit the town administrative fee to the Town Clerk-Treasurer, who shall deposit the town administrative fee into the general fund for appropriation. The towing administrative fee authorized by subsection (C) of this section shall be retained by the designated towing service.
7. If the designated towing service is unable to collect the town administrative fee due to a vehicle being unclaimed by the owner of record, it is not liable for providing the uncollected fee to the Police Department.

§ 96.01 Appeal of notice of violation.

1. Any vehicle owner receiving notice of a nuisance determination from the Police Department may appeal in writing within 10 days from the date of the notice of violation by filing an appeal with the Town Marshal or their designee. Appeals will be heard by the Town Council within 30 days of the date of receipt of the notice of appeal and the decision of the Town Council shall be final.
2. Upon appeal, the Town Council may reverse, affirm, or modify the nuisance determination. For this purpose, the Town Council has all the powers of the official, officer, or body that issued the nuisance determination.
3. At said appeal hearing, the Town Council shall determine whether probable cause exists to believe that a violation of this article occurred. Evidence of a determination in the related criminal matter may be considered by the Town Council but is not necessary for it to reach a decision regarding the operator's violation of this article.
4. If the owner prevails on its appeal to the Town Council, the town administrative fee shall be refunded to the owner via the Clerk-Treasurer within 60 days thereafter, and the designating towing service shall refund the towing administrative fee directly to the owner within the same 60-day period.

Section 2. Effective Date. This ordinance shall be in full force and effect from and after its passage by the Town Council of Lynnville, Indiana.

2nd Reading of Ordinance #2024-5– Weapons

ORDINANCE #2024-5

AN ORDINANCE AMENDING CHAPTER 130 OF THE CODE OF ORDINANCES

WHEREAS in 2011, Gov. Mitch Daniels signed Indiana Senate Bill 292 (Preemption of local firearm regulation), which restricts a town's ability to regulate firearms and the possession thereof; and

WHEREAS the Town of Lynnville, Indiana, can no longer enforce Chapter 130 of the Code of Ordinances; and

WHEREAS the current Town of Lynnville Municipal Code is in need of an ordinance to reflect policies concerning offenses against public order more clearly; and

WHEREAS, the purpose of this ordinance is to promote, protect, and improve the health, safety, and welfare of the citizens of the Town of Lynnville.

NOW, THEREFORE, BE IT ORDAINED, by the Town of Lynnville, Indiana, as follows:

Section 1. Chapter 130 (Weapons) of the Town of Lynnville, Indiana, Code of Ordinances is hereby amended by deleting Chapter 130 in its entirety and replacing it as follows:

Chapter 130: Offenses Against Public Order

130.01 Definitions

130.10 Disorderly Conduct

130.20 Discharging firearms

130.30 Public consumption and possession of open container.

130.99 Penalty

§ 130.01 Definitions.

The following definitions apply to this chapter:

"Firearm" is defined by Indiana Code 35-47-1-5 and means any weapon that is capable of expelling or designed to expel or that may readily be converted to expel a project by means of an explosion.

"Firefighter" means a member of the Lynnville Fire Department or any other certified firefighter from another fire department that is responding to or assisting the Town of Lynnville in an official capacity.

"Municipal Code" means the code of ordinances of the Town of Lynnville, Indiana.

"Park Authority" is defined in the Town of Lynnville Code of Ordinances § 94.15(A) and means the Town Council.

"Police Department" means the Town Marshal and/or the Lynnville Police Department.

"Town" means the Town of Lynnville, Indiana, or, as appropriate, its employees, officers, agents, consultants, or contractors acting under and within the scope of authority of the Town to carry out and enforce the provisions of this code.

§ 130.10 Disorderly Conduct

1. **Interference with public officials.** It shall be unlawful for any person to intentionally impede or interfere or attempt to impede or interfere with any police officer, firefighter, or any other public official of the Town in the performance of their official duties.
2. **Unlawful assemblage.** No person or group shall collect or assemble within a park or upon other public property to:
 - a. Commit or conspire to commit an unlawful act.
 - b. For the purpose of inflicting injury to persons or property within a park or public place
3. **Disturbing the peace, loudness, fighting, riotous tumult, profanity, and abusive language.**
 - a. No person shall, either by word or act, indulge in any boisterous, disorderly, or indecent conduct, or in any manner disturb the peace or good order of the community within a park or upon public property by loud playing of any electronic device, record player, television, radio, tape recorder, noisemaker, sound equipment or musical instrument.
 - b. No person shall engage in fighting, quarreling, or wrangling with loud voice or shouts, threatening violence to the person or property of others, or engaging in riotous clamor or tumultuous behavior. ~
 - c. No person shall disturb or intrude upon a picnic or gathering in any park without the consent of those composing the group, except park employees in the proper performance of their duties.

§ 130.20 Discharging firearms

1. **Discharge permitted.** Discharge of a firearm within the town shall be permitted only as follows:
 - a. By a law enforcement officer while acting in the course of official duty.

- b. *By a member of the armed forces of the United States or of Indiana, while acting in the course of official duty.*
 - c. *By a person acting with the consent of the Town Council of the Town of Lynnville, in the course of a sanctioned and supervised public event, including but not limited to military or ceremonial funerals, amateur or professional sporting events and shooting matches.*
 - d. *By a person discharging a weapon at a lawfully operated shooting range, skeet range, or gun club.*
 - e. *By any person lawfully able to possess a firearm that is acting in self-defense, the defense of their dependents, or defense of others, complying with Indiana Code 35- 41-3-2, and which does not violate other state or federal laws.*
 - f. *On land used or zoned as agricultural property by the owner or occupant, who resides thereon, or the immediate members of his or her family who also reside thereon, or by a person having permission in writing from the owner of such land; and/or*
 - g. *On property which contains at least five contiguous acres*
2. *Nothing in this section shall be construed to restrict or otherwise prohibit the legal possession, purchase, use, or regulation of firearms, ammunition, or accessories in accordance with Indiana law, the Indiana Constitution, or the Constitution of the United States.*

§ 130.30 Public consumption and possession of open container

1. *No person shall consume an alcoholic beverage, or have in his or her possession any bottle, can, or other receptacle containing any alcoholic beverage which has been opened, or which has a seal broken, or the contents of which have been partially removed, upon any public street, alley, sidewalk, parking lot, park, recreation facility, or beach, in or immediately adjacent to a public restroom, or other public place within the town except:*
- a. *Within a properly registered and occupied campsite within the Lynnville Park campgrounds.*
 - b. *Within those public parks, beaches, or recreational facilities designated by resolution of the Town Council as permitting the consumption of alcoholic beverages.*
 - c. *In or on the property of an establishment, business place, or other location properly licensed for the sale and consumption of alcoholic beverages by the Indiana Alcohol and Tobacco Commission; or*
 - d. *During a community special event, provided the Park Authority, after consultation with the Town Marshal, has permitted the consumption of alcoholic beverages in connection with the special event use of any park or recreation facility (or any portion thereof) and the event has been issued a special event permit by the Park Authority. The consumption of alcoholic beverages shall only be permitted within those areas of the park or recreation facility so designated by the Park Authority and subject to any additional constraints imposed by the President of the Park Authority and the Town Marshal in connection with the issuance of the Special Events Permit.*
 - e. *Nothing in this section shall be deemed to relieve any applicant or event organizer from full compliance with all alcohol beverage control laws and regulations of the State of Indiana.*
2. *Warning signs. The Park Authority shall post appropriate signs advising the public that the consumption of alcohol or the possession of open containers of alcohol is not permitted in parks and recreation facilities except for campsites or special events.*

§ 130.99 Penalty

1. *Any person who violates a provision of this chapter shall be subject to the following fines:*
- a. *\$50 for the first offense.*
 - b. *\$100 for a second offense.*
 - c. *\$250 for a third and all subsequent offenses.*

2. *For purposes of determining repeated violations from subsection (A), an additional offense will be considered as any repeat violation of this chapter that has occurred within the previous twelve (12) month period.*

Section 2. Effective Date. This ordinance shall be in full force and effect from and after its passage by the Town Council of Lynnville, Indiana.

Design for Approval for underground service for Mainstream - Tabled from 1/6/2024 meeting.

Tod Moore is present on behalf of mainstream and explains the work they are wanting to do. Mainstream will be bonded when they come into town to start their expansion project and they will give the Town Manager weekly reports as they are working. David makes a motion to approve the design for underground service expansion from Mainstream. Doris seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries

DNR Permit Renewal for Triad Mining, LLC – INFORMATIONAL

Information only.

DNR Permit Renewal for Peabody Midwest Mining, LLC – INFORMATIONAL

information only.

Charter Communications Proposal for Underground Fiber Optic Cable – E. 4th St and Spurgeon Rd

Tabled to 3/5/2024 Meeting due to insufficient information provided.

Clerk Treasurer's Recommendation for Updated Community Center and Recreational Building Rental Fees. Tabled from 1/2/2024 and 2/6/2024 meetings.

1. Community Center Current Fees
 - a. 1 Day Rental with Alcohol - \$325.00 (Rental Fee) + \$150.00 (Deposit)= \$475.00
 - b. 1 Day Rental without Alcohol - \$225.00 (Rental Fee) +\$150.00 (Deposit)= \$375.00
 - c. Decoration Rental -Day Before/After Rental (4-hour only) \$175.00 (Rental Fee) =\$175.00
 - d. 4-Hour Rental \$175.00 (Rental Fee) +\$100.00 (Deposit)= \$275.00
2. Recreational Building Current Fees
 - a. 1 Day Rental - \$150.00 (Rental Fee) + \$100.00 (Deposit)
 - b. Decoration Rental -Day Before/After Rental (4-hour only) \$100.00 (Rental Fee) =\$100.00
 - c. 4-Hour Rental 8:00am -12:00pm _____ 12:30pm -4:30pm _____ 5:00pm -9:00pm
 - d. 1 Day Shelter House Rental - \$25.00 (Rental Fee) = \$25.00

Tabled to 3/5/2024 meeting.

Partnering for Veterans Event – September 28, 2024 - Christina

The council thinks this would be a GREAT opportunity for the local veterans.

Christina Schmidt, Park Manager

Work Report Submitted

Brian Cook, Town Manager

Work Report Submitted

Nothing to add.

Mike Mitchell, Town Marshal

Work Report Submitted

Not Present

Michael May, Fire Department

Not Present

Work Report Submitted

J. William Bruner, Attorney

Ordinance to create/correct:

1. Ordinance Amending Chapter 130 of the Code of Ordinance – Firearms on Town Property
 - a. 9/5/23-Introduction of ordinance for discussion.
 - b. 11/21/23-Researching
 - c. 12/5/23-Bruner to look over and make changes.
 - d. 12/18/23-Discussion of what Town Council specifically wants updated in the ordinance.
 - e. 12/19/23-Nothing new to report
 - f. 1/2/24-Nothing new to report. Would like some guidance on what is wanted in the ordinance.
Rachel would like the Marshal to be present to discuss specifics at the next meeting.
 - g. 2/6/24-Introduction at Meeting
 - h. 2/20/24-2nd reading of ordinance.
2. Ordinance Amending Chapter 97 of the Code of Ordinances – Illegal & Nuisance activity.
 - a. 9/5/23-Introduction of ordinance for discussion.
 - b. 11/21/23-Researching
 - c. 12/5/23-Researching
 - d. 12/19/23-Nothing new to report
 - e. 1/2/24-Nothing new to report
 - f. 2/20/24- Nothing new to report
3. Ordinance Amending Chapter 92 of the Code of Ordinance – Common Nuisances
 - a. 9/5/23-Introduction of Ordinance for discussion.
 - b. 11/6/23-Wischer/Bruner collaborated on writing ordinance.
 - c. 11/21/23- Wischer/Bruner collaborating to update to be more specific than citing Indiana Code.
 - d. 12/5/23-Wischer: define what a common nuisance entails. Chris is working on a draft.
 - e. 12/19/23-Nothing new to report.
 - f. 1/2/24-Chris should have draft sent by end of this week per Rachel.
 - g. 2/20/24- Nothing new to report
4. Unsafe Building/Blighted/Abandoned Properties – 2/7/2023 meeting.
 - a. 3/28/2023 – Indiana Unsafe Building Law sent to discuss.
 - b. 4/4/2023 – Will contact someone in County to get information.
 - c. 5/11/2023-Commissioners are considering an Interlocal Cooperation agreement. Next Commissioner’s meeting is 5/22/2023.
 - d. 5/16/2023-Mr. Bruner will continue to work on this issue.
 - e. 6/6/2023-Mr. Bruner will continue to work on this issue.
 - f. 8/15/2023-Waiting for answers from county.
 - g. 9/5/23-Still working on it.
 - h. 10/17/23-Still working on it.

- i. 11/6/23-Wischer/Bruner collaborated on writing ordinance.
- j. 12/5/23-Chris working on penalty portion.
- k. 12/19/23- Meeting with Chris on December 26th at 10:00 am
- l. 1/2/24-Nothing new to report
- m. 2/20/24- Nothing new to report

Lauri Stockus, Clerk-Treasurer

Upcoming:

- | | |
|--|-------------|
| 1. Town Hall Closed for Presidents Day | February 19 |
| 2. Clerk-Treasurer’s Workshop School | March 17-22 |
| 3. Town Manager Training | March 12-14 |
| 4. Breakfast with the Easter Bunny | March 30 |
| 5. Solar Eclipse Weekend | April 6-8 |
| 6. Town-Wide Yard Sale | April 27 |
| 7. SIGPS Race Weekend | May 3-5 |
| 8. Town Council Meeting | May 6 |
| 9. Town Hall Closed for Primary | May 7 |

Town Council Training Schedule:

- | | |
|--------------------|---------|
| 1. Events Workshop | March 4 |
|--------------------|---------|

Don McVey, Park Advisor

Not Present

Brett Kruse, Park Advisor

Nothing to add.

Stacy Tevault, Park Advisor

Nothing to add.

David Goldenberg, Council Member / Park Authority

Nothing to add.

Doris Horn, Council Member / Park Authority

Nothing to add.

Rachel Titzer, Council President / Park Authority

Would like to attend the AIM events workshop on March 4, 2024. Rachel will drive up the morning of workshop and come back after the workshop is over, so no hotel is needed.

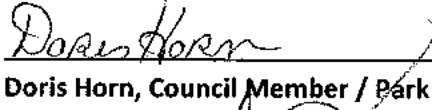
Next Meeting: March 5 , 2024, 6:00pm @ Town Hall

Rachel entertains a motion to adjourn the meeting. David makes the motion to adjourn the Park Board meeting. Doris seconds the motion. Stacy in favor. Doris in favor Rachel in favor. The meeting is adjourned at 7:02pm.

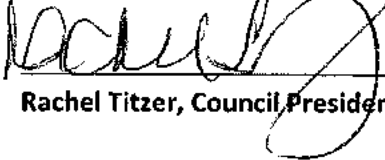
Lynnville Town Council:



David Goldenberg, Council Member / Park Authority



Doris Horn, Council Member / Park Authority



Rachel Titzer, Council President / Park Authority

Attest: 

Lauri Stockus, Clerk-Treasurer

Persons with disabilities or non-English speaking persons who wish to attend a public meeting or hearing and need assistance should contact Lauri Stockus, at Town Hall, 207 Main St., Lynnville, IN 47619 or 812-922-5111 not later than one (1) week prior to any meeting or hearing. Every effort will be made to provide reasonable accommodation for any such person or person.

ACCOUNTS PAYABLE VOUCHER REGISTER SUMMARY

TOWN OF LYNNVILLE

GOVERNMENTAL UNIT

AGENCY

APV Register Batch - February 20, 2024 Park Board Meeting

Page 1 of 2 Pages

Installed by the TOWN OF LYNNVILLE-2018

General Form No. 364 (1997) APVREGISTER_SUM.FRX

NOTES: (1) Use both sides of the form if needed. Signatures of governing board should appear only on the final page of each meeting in which accounts payable vouchers are allowed.
(2) The Memorandum is for entering action on accounts payable vouchers if disallowed in whole or in part. If continue to a later meeting of governing board, or for other pertinent information.

Check Date	Vendor	Name of Claimant	Office Department	Amount of Voucher	Amount Allowed	Warrant	Check/Memorandum (See Note (2) Above)
02/20/2024	116	SIEGEL'S CORPORATION	BUNKER GEAR	5189.64	5189.64	2059	Candy Reibold- Station Wear
02/20/2024	151	NICHOLS FIRE & FLEET INC.	BUNKER GEAR	1576.65	1576.65	2060	Boots for Michael, Joe, & Ethan
02/20/2024	182	MUNICIPAL EMERGENCY	BUNKER GEAR	1778.22	1778.22	2061	Helmet Name Tags
02/20/2024	190	PENNCARE, INC.	OPERATING SUPPLIES	1110.34	1110.34	2062	Oxygen Mask, Lancets, Pelican Case,
02/20/2024	241	SAM'S CLUB MC/SYNCB	OFFICE SUPPLIES	822.11	822.11	2063	Station Cleaning Supplies
02/20/2024	1202	LYNNVILLE VOL FIRE DEPT	OFFICE SUPPLIES	1369.95	1369.95	2064	Shelving for station
02/20/2024	102	4JS HARDWARE, LLC	9 -BUILDING REPAIR /	69.93	69.93	2236	Supplies for shower house
02/20/2024	143	POINT MAN TECHNOLOGY LLC	9 -PROFESSIONAL	252.00	252.00	2237	Monthly Service
02/20/2024	191	A T & T MOBILITY	9 -PHONE / INTERNET	122.60	122.60	2238	Monthly Service
02/20/2024	241	SAM'S CLUB MC/SYNCB	9 -OFFICE SUPPLIES	907.93	907.93	2239	Point of Sale & Checkfront
02/20/2024	99999	PATHS/ CLASS OF 2025	9	100.00	100.00	2240	Donation for After Prom
02/20/2024	102	4JS HARDWARE, LLC	9 -BUILDING REPAIR /	69.93	69.93	2241	Supplies for shower house
02/20/2024	31	DUKE ENERGY	PURCHASED POWER	947.24	947.24	4796	Monthly Service
02/20/2024	34	BRENNTAG MID-SOUTH, INC	CHEMICALS	547.50	547.50	4797	Sodium Hypochlorite
02/20/2024	66	CORE & MAIN LP	MATERIALS AND	1905.35	1905.35	4798	Hymax Couplings, Rep Clip
02/20/2024	102	4JS HARDWARE, LLC	MATERIALS AND	82.71	82.71	4799	PVC Cement, Purple Primer, Blade Recip
02/20/2024	143	POINT MAN TECHNOLOGY LLC	PROFESSIONAL SERVICES	504.00	504.00	4800	Monthly Service
02/20/2024	171	HD SUPPLY FACILITIES	MATERIALS AND	1322.65	1322.65	4801	Ammonia Test, Ammonia Reagent, Pump
02/20/2024	191	A T & T MOBILITY	MATERIALS AND	266.24	266.24	4802	Monthly Service
02/20/2024	200	WEX BANK	TRANSPORTATION	672.54	672.54	4803	Monthly Fuel Expenditures
02/20/2024	203	ROSEDALE SERVICES, INC.	PROFESSIONAL SERVICES	825.00	825.00	4804	CBOD Analysis
02/20/2024	207	MCEEN SERVICES LLC	PROFESSIONAL SERVICES	13490.00	13490.00	4805	Regular Operations
02/20/2024	241	SAM'S CLUB MC/SYNCB	MATERIALS AND	2717.70	2717.70	4806	Oreilly, Hutson, Autoplus
02/20/2024	287	WILCOX EARTHWORKS, INC	PROFESSIONAL SERVICES	1600.00	1600.00	4807	Monthly Maintenance
02/20/2024	99999	MELISSA BROSHEARS	CUSTOMER DEPOSIT	160.83	160.83	4808	Reimburse Meter Deposit and Final Bill
02/20/2024	199	FORCE SCIENCE, LTD.	0 -BOARD MEMBERS	395.00	395.00	7231	Realistic De-Escalation- Training
02/20/2024	31	DUKE ENERGY	0 -ELECTRIC	213.72	213.72	7232	Monthly Service
02/20/2024	102	4JS HARDWARE, LLC	0 -LRS-STREET REPAIR	18.08	18.08	7233	Propane for pothole repair
02/20/2024	143	POINT MAN TECHNOLOGY LLC	0 -CYBERSECURITY -	504.00	504.00	7234	Monthly Service
02/20/2024	172	STOLL-KEENON-OGDEN PLLC	0 -LIT DISTRIBUTION	8099.85	8099.85	7235	SR 61 Relocation Project
02/20/2024	191	A T & T MOBILITY	0 -TOWN MARSHAL -	79.42	79.42	7236	Monthly Service
02/20/2024	200	WEX BANK	0 -TOWN MARSHAL -	121.02	121.02	7237	Monthly Fuel Expenditures
02/20/2024	206	FRONTIER COMMUNICATIONS	0-PUBLIC IMPROVEMENT	48295.70	48295.70	7238	Main Street Beautification
02/20/2024	223	BOONVILLE LAWN & GARDEN,	0 -GROUNDS REPAIR /	351.72	351.72	7239	Air Box Canister Cap - Mower Repair
02/20/2024	241	SAM'S CLUB MC/SYNCB	0 -OFFICE SUPPLIES	1280.53	1280.53	7240	Toner
02/20/2024	249	KARLA KOLLEY	0 -CLEANING REPAIRS /	100.00	100.00	7241	Monthly Service
02/20/2024	99999	BADGE & WALLET	0 -TOWN MARSHAL -	449.00	449.00	7242	2 Badges & 2 Belts
02/20/2024	99999	IMLA	0 -LIT DISTRIBUTION	85.00	85.00	7243	IMLA Dues
02/13/2024	31	DUKE ENERGY	PURCHASED POWER	154.69	154.69	21974	Monthly Service
02/13/2024	1602	PAYROLL	0 -TOWN HALL	3568.13	3568.13	21975	Gen Town Hall

Hours Report Summary

For payfile ending 02/12/2024 12:00:00 AM
All Records

Paytype : Normal		Account Number	Units Taken	Hours Worked	Salary Hours	Amount
Distribution Name			PTO			
Gen Town Hall	1101001111.240	0.00000	30.93750	0.00000	\$387.09	
Gen Clerk Treasurer	1101001112.000	0.00000	0.00000	0.00000	\$736.28	
Gen Groundskeeping	1101001114.000	0.00000	62.90000	0.00000	\$1125.30	
MVH Wages	2201001112.000	0.00000	10.30000	0.00000	\$310.87	
Park Groundskeeper	2204001111.000	0.00000	143.00000	0.00000	\$2049.19	
Park Employees	2204001113.000	0.00000	35.00000	0.00000	\$406.95	
Park Extra Help	2204001114.000	0.00000	7.81250	0.00000	\$104.24	
Fire-Building/Grounds	2209300200.000	0.00000	5.62500	0.00000	\$101.92	
Community Center-Repairs/Maint	2226000361.000	0.00000	5.62500	0.00000	\$101.92	
Town Marshal	2240200111.400	0.00000	11.25000	0.00000	\$315.00	
Town Manager	4437020111.400	0.00000	13.20000	0.00000	\$439.03	
WTP Wages	6101001112.000	0.00000	87.02500	0.00000	\$2459.62	
WWTP Wages	6201001112.000	0.00000	95.82500	0.00000	\$2752.30	
Subtotals for Paytype : Normal		0.00000	508.50000	0.00000	\$11289.71	
Paytype : Overtime		Account Number	Units Taken	Hours Worked	Salary Hours	Amount
Distribution Name			PTO			
WWTP Wages	6201001112.000	0.00000	19.00000	0.00000	\$947.91	
Subtotals for Paytype : Overtime		0.00000	19.00000	0.00000	\$947.91	
Paytype : Park		Account Number	Units Taken	Hours Worked	Salary Hours	Amount
Distribution Name			PTO			
Park Clerk Treasurer	2204001112.000	0.00000	0.00000	0.00000	\$0.00	
Subtotals for Paytype : Park Seasonal		0.00000	0.00000	0.00000	\$0.00	

Hours Report Summary

For payroll ending 02/12/2024 12:00:00 AM
All Records

	PTO	Units Taken	Hours Worked	Salary Hours	Amount
Total Records Printed :		0.00000	527.50000	0.00000	\$12237.62

13

Payfile Distribution Journal

For payfile ending 02/12/2024 12:00:00 AM

All Records

Distribution Name	Account Number	Wage Amount	Deduction Name	Deduction Amount
Location: Groundskeeping				
Gen Groundskeeping	1101001114.000	\$1125.30	Federal Withholding	\$394.06
MVH Wages	2201001112.000	\$310.87	FICA Withholding	\$351.88
Fire-Building/Ground	2209300200.000	\$101.92	Medicare Withholding	\$82.29
Community Center-Rep	2226000361.000	\$101.92	State Withholding	\$178.77
Town Manager	4437020111.400	\$439.03	Local Withholding	\$28.38
WTP Wages	6101001112.000	\$1296.75	Ambetter from MHS- P	\$140.33
WWTP Wages	6201001112.000	\$2537.35	DD - Heritage Federa	\$963.36
			DD-Centurion Federal	\$803.28
			DD-German American B	\$2873.35
			Globe Life	\$97.44
Groundskeeping Wages Total		\$5913.14	Deductions Total	\$5913.14
			Net Pay	\$0.00
Location: Park				
Park Groundskeeper	2204001111.000	\$2049.19	Federal Withholding	\$60.69
Park Employees	2204001113.000	\$406.95	FICA Withholding	\$151.51
			Medicare Withholding	\$35.44
			State Withholding	\$76.98
			Local Withholding	\$12.23
			DD - Chime	\$663.08
			DD - Fifth Third Ban	\$70.39
			DD - Heritage Federa	\$137.99
			DD - LNB Community	\$127.58
			DD - Peoples	\$1107.85
			Globe Life	\$12.40
Park Wages Total		\$2456.14	Deductions Total	\$2456.14
			Net Pay	\$0.00
Location: Town Hall				
Gen Town Hall	1101001111.240	\$387.09	Federal Withholding	\$166.58
Gen Clerk Treasurer	1101001112.000	\$736.28	FICA Withholding	\$233.19
Park Extra Help	2204001114.000	\$104.24	Medicare Withholding	\$54.54
Town Marshal	2240200111.400	\$315.00	State Withholding	\$118.47
WTP Wages	6101001112.000	\$1162.87	Local Withholding	\$18.81
WWTP Wages	6201001112.000	\$1162.86	DD - Heritage Federa	\$1474.31
			DD - LNB Community	\$1455.85
			DD-USAA Federal Savi	\$239.40
			Globe Life	\$107.19
Town Hall Wages Total		\$3868.34	Deductions Total	\$3868.34
			Net Pay	\$0.00
Location: GRAND TOTAL				

Payfile Distribution Journal

For payfile ending 02/12/2024 12:00:00 AM

All Records

Page : 2

Date: 02/13/2024 04:13:17 PM

PAYFDISJ.FRX

User ID: LAURI

Distribution Name	Account Number	Wage Amount	Deduction Name	Deduction Amount
Gen Town Hall	1101001111.240	\$387.09	Federal Withholding	\$621.33
Gen Clerk Treasurer	1101001112.000	\$736.28	FICA Withholding	\$736.58
Gen Groundskeeping	1101001114.000	\$1125.30	Medicare Withholding	\$172.27
MVH Wages	2201001112.000	\$310.87	State Withholding	\$374.22
Park Groundskeeper	2204001111.000	\$2049.19	Local Withholding	\$59.42
Park Employees	2204001113.000	\$406.95	Ambetter from MHS- P	\$140.33
Park Extra Help	2204001114.000	\$104.24	DD - Chime	\$663.08
Fire-Building/Ground	2209300200.000	\$101.92	DD - Fifth Third Ban	\$70.39
Community Center-Rep	2226000361.000	\$101.92	DD - Heritage Federa	\$2575.66
Town Marshal	2240200111.400	\$315.00	DD - LNB Community	\$1583.43
Town Manager	4437020111.400	\$439.03	DD - Peoples	\$1107.85
WTP Wages	6101001112.000	\$2459.62	DD-Centurion Federal	\$803.28
WWTP Wages	6201001112.000	\$3700.21	DD-German American B	\$2873.35
			DD-USAA Federal Savi	\$239.40
			Globe Life	\$217.03
	GRAND TOTAL Wages Total	\$12237.62	Deductions Total	\$12237.62
			Net Pay	\$0.00

Installed by the TOWN OF LYNNVILLE-2018

Fund Report

Selected Funds

From 12/01/2023 Thru 12/31/2023

Grouped By Bank Number
 Ordered By Bank Number, Fund Number

FUND TITLE	BALANCE BEG OF YEAR	REVENUE YTD	DISBURSED YTD	BALANCE BEG OF MONTH	REVENUE MTD	DISBURSED MTD	CURRENT BALANCE
2204 LYNNVILLE PARK	157209.48	287887.62	271417.45	179126.19	8229.61	13676.15	173679.65
SubTotal Bank Number 9	157209.48	287887.62	271417.45	179126.19	8229.61	13676.15	173679.65
*** GRAND TOTAL ***	157209.48	287887.62	271417.45	179126.19	8229.61	13676.15	173679.65

**Bank Number 9

**RESOLUTION #2024-3
ADDITIONAL APPROPRIATION**

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget; now, therefore:

Sec. 1 Be it ordained by the Town Council of the Town of Lynnville, Warrick County, Indiana that for the expenses of the taxing unit the following additional sums of money are hereby appropriated out of the funds named for the purposes specified, subject to the laws governing the same:

PUBLIC IMPROVEMENT PROJECTS (4405)	APPROPRIATION	REDUCTION
1. Bury Utility Lines on Main St	\$48,295.70	\$0.00
2. Main St Beautification	\$231,704.30	\$0.00
a. Sidewalks, lighting, utility service, etc.		
b. Funds set aside for this purpose in 2020.		
c. Resolution #2020-3 set funds for this purpose.		
Total Appropriation	\$280,000.00	\$0.00


The Town Council of the Town of Lynnville considers the purpose of the use of these funds necessary for the Main St. Beautification Project.

Adopted by majority vote of the Town Council Members/Park Authority of the Town of Lynnville, Indiana this 19th of March 2024.

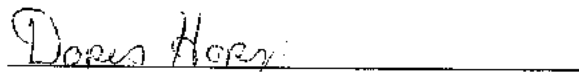
Lynnville Town Council:

AYE


NAY



 David Goldenberg, Member



 Doris Horn, Member



 Rachel Titzer, President

Attest: 

 Lauri Stockus, Clerk-Treasurer

INDIANA Gateway

(/default.aspx)

Select Unit (SelectUnit.aspx) > Manage Petitions (UnitInfo.aspx) > Select Funds (SelectFunds.aspx) > **Manage Reviewed Funds**

Edit Funds

Select Fund

2392 - GENERAL IMPROVEMENT ▾

C. Appropriation Amount Requested	280,000
D. Amount By Reduction (Enter as a positive number)	0
6. January 1 Cash Balance (Includes investments)	288,794
11. Encumbered Appropriations Carried Forward from Previous Year	0
12. Temporary Loans Outstanding as of January 1	0
16. Permanent Transfers Out	0

Update was successful

Save Amounts

A. DLGF Fund Number	2392
B. Fund Name	GENERAL IMPROVEMENT
C. Appropriation Amount Requested	\$280,000
D. Amount by Reduction	\$0
E. Net Amount of Increase	\$280,000
1. Property Tax Levy	\$0
2. Levy Excess	\$0
3. PRTC from Local Income Tax(LIT)	\$0
4. LIT Levy Freeze Amount *See Note Below	\$0
5. Misc. Revenue	\$0
6. January 1 Cash Balance	\$288,794
7. Subtotal of Funds	\$288,794

8. Less Circuit Breaker	\$0
9. Total Funds	\$288,794
10. DLGF Approved Budget	\$0
11. Encumbered Appropriations Carried Forward From Previous Year	\$0
12. Temporary Loans Outstanding as of January 1	\$0
13. Beginning Obligations	\$0
14. Surplus Funds	\$288,794
15. Previous additional appropriations approved since January 1, less any reductions in appropriations	\$0
16. Permanent Transfers Out	\$0
17. Surplus Funds Remaining (Available to fund increase on Row E)	\$288,794
18. Funded or Unfunded	FUNDED

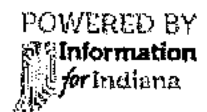
* Update: Starting in 2021, the LIT Freeze revenues are now part of the miscellaneous revenues and no longer a standalone line. "4. LIT Levy Freeze Amount" will now be zero for all funds, and it will appear as revenue R105 under miscellaneous revenues, if it applies.

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(<http://ifionline.org/>)

Indiana Gateway for Government Units is the collection platform for local units of government to submit required data to the State of Indiana, as well as a public access tool for citizens. It represents a unique partnership between the State of Indiana and the Indiana Business Research Center (<http://www.ibrc.indiana.edu>) at IU's Kelley School of Business, with initial support from the Lilly Endowment and sustainable support from the State of Indiana.



Participating state agencies currently include the Department of Local Government Finance (<http://www.in.gov/dlgef>), the State Board of Accounts (<http://www.in.gov/sboa>), and the Indiana Education Employment Relations Board (<http://www.in.gov/ieerb/>).

Certified Copy of Additional Appropriation

UNIT NAME: LYNNVILLE CIVIL TOWN

Unit Number: 0915 Page 1 of 1

COUNTY NAME: Warrick

County Number: 87

Date of Publication
03/05/2024

Newspaper Name: Standard

Date of Publication

Newspaper Name:

Date of Publication Hearing
03/19/2024

Date Resolution Passed
03/19/2024

A. DLGF Fund Number	2392
B. Fund Name	GENERAL IMPROVEMENT
C. Appropriation Amount Requested	\$280,000
D. Amount by Reduction (C minus D)	\$0
E. Net Amount of Increase	\$280,000
1. Property Tax Levy	\$0
2. Levy Excess	\$0
3. PTRC from Local Income Tax (LIT)	\$0
4. LIT Levy Freeze Amount	\$0
5. Misc. Revenue	\$0
6. January 1 Cash Balance (Including Investments)	\$288,794
7. Subtotal of Funds (Add 1 thru 6)	\$288,794
8. Less Circuit Breaker	\$0
9. Total Funds (7 minus 8)	\$288,794
10. DLGF Approved Budget	\$0
11. Encumbered Appropriations Carried Forward from Previous Year	\$0
12. Temporary Loans Outstanding as of January 1	\$0
13. Beginning Obligations (Add 10 thru 12)	\$0
14. Surplus Funds (9 minus 13)	\$288,794
15. Previous additional appropriations since January 1, less reductions in appropriations	\$0
16. Permanent Transfers Out	\$0
17. Surplus Funds Remaining (14 minus 15 minus 16) (Available to fund increase on Row E)	\$288,794
18. Funded or Unfunded	FUNDED

STATE OF INDIANA
DEPARTMENT OF LOCAL GOVERNMENT FINANCE

Room N-1058, IGCN - 100 North Senate
Indianapolis, Indiana 46204

Order 1205376

In the matter of Additional Appropriations for LYNNVILLE CIVIL TOWN taxing unit County of Warrick as adopted on March 19, 2024.

A certified copy of additional appropriation action taken by the above named taxing unit was filed with the Department of Local Government Finance on July 1, 2024. It was examined for availability and sufficiency of unencumbered revenues. The Department makes the following determination based upon financial information as submitted by the fiscal officer:

Sufficient revenues are available to support the following requested appropriations.

FUND CD	FUND NAME	REPORTED REDUCTION	REQUESTED INCREASE	AMOUNT APPROVED	AMOUNT DENIED
2392	GENERAL IMPROVEMENT	\$0	\$280,000	\$280,000	\$0

Note: The above approval is limited to revenues available or to be made available during 2024 as certified by the fiscal officer of LYNNVILLE CIVIL TOWN .

Having examined the Certified Copy as submitted by the above named taxing unit, the determinations as set forth are now adopted this July 1, 2024.



Daniel Shackle, Commissioner

STATE OF INDIANA
DEPARTMENT OF LOCAL GOVERNMENT FINANCE

Room N-1058, IGCN - 100 North Senate
Indianapolis, Indiana 46204

Order 1205376

County : Warrick
Unit : LYNNVILLE CIVIL TOWN
Unit ID : 87-3-0915

LEGAL

Notice to Taxpayers of Additional Appropriation

Notice is given to the taxpayers of the Town of Lynnville, Warrick County, Indiana, that the Town of Lynnville Town Council will meet at 405 W. State Route 68 at 6:00pm local time on 3/19/2024 for the purpose of considering the following additional appropriation which the Town considers necessary for the Main St. Beautification Project.

PUBLIC IMPROVEMENT PROJECTS (4405): APPROPRIATION : REDUCTION

1. Bury Utility Lines on Main St \$48,295.70 \$0.00
2. Main St Beautification \$231,704.30 \$0.00
 - a. Sidewalks, lighting, utility service, etc.
 - b. Funds set aside for this purpose in 2020.
 - c. Resolution #2020-3 set funds for this purpose.

Total Appropriation \$280,000.00 \$0.00

Taxpayers appearing at the meeting shall have the right to be heard. The additional appropriation as finally made will be in referred to the Department of Local Government Finance (DLGF). The Lynnville Town Council will make a written determination as to the sufficiency of funds to support the appropriation within ten (10) days of receipt of a Certified Copy of the actions taken.

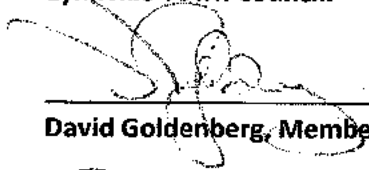
Dated this 5th of March 2024. Lauri Stockus, Clerk-Treasurer,
Lynnville, IN 47619

RESOLUTION #2024-2

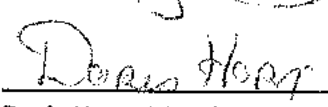
**ENCUMBRANCE OF FUNDS WITHING THE 2023 LYNNVILLE VOLUNTEER FIRE
PROTECTION TERRITORY BUDGET**

It is necessary for the encumbrance of the funds from the 2023 Lynnville Volunteer Fire Protection Territory budget for the purchase of a truck as presented in Resolution #2023-8 Additional Appropriation in the amount of \$95,000.00. The truck was not ready for delivery in the 2023 Budget year.

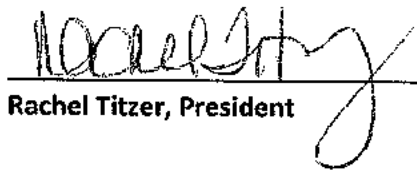
Lynnville Town Council:



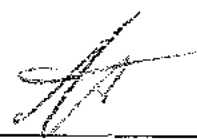
David Goldenberg, Member



Doris Horn, Member



Rachel Titzer, President

Attest: 

Lauri Stockus, Clerk-Treasurer

**RESOLUTION #2023-8
ADDITIONAL APPROPRIATION**

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget; now, therefore:

Sec. 1 Be it ordained by the Town Council of the Town of Lynnville, Warrick County, Indiana that for the expenses of the taxing unit the following additional sums of money are hereby appropriated out of the funds named for the purposes specified, subject to the laws governing the same:

Fire Protection Territory

FUND#	FUND NAME	APPROPRIATION	REDUCTION
2209	Fire Protection Territory 1. Truck – partial balance	\$63,000.00	\$0.00
4410	Fire Protection Territory – New Vehicle 1. Truck – remaining balance	\$32,000.00	\$0.00
Total Appropriation		\$95,000.00	\$0.00

The Town Council of the Town of Lynnville considers the purpose of the use of these funds necessary for the safety of guests and residents and general operations of Lynnville Volunteer Fire Protection Territory.

**Adopted by majority vote of the Town Council Members/Park Authority of the Town of Lynnville, Indiana this
17th day of October 2023**

Lynnville Town Council:

AYE

NAY

Not Present

David Goldenberg, Member

David Goldenberg, Member

Doris Horn

Doris Horn, Member

Doris Horn, Member

Rachel Titter

Rachel Titter, President

Rachel Titzer, President

Attest:

Lauri Stockus
Lauri Stockus, Clerk-Treasurer

AN ORDINANCE CREATING CHAPTER 38 OF THE CODE OF ORDINANCES

WHEREAS, the Town of Lynnville, Indiana, seeks to employ reserve police officers;

WHEREAS, the Indiana Code, Title 36, Article 8, Chapter 3, Section 22 requires units to set the number of authorized reserve police officers by ordinance;

WHEREAS these reserve police officers will be appointed by the Town Marshal and constitute the Lynnville Police Department;

NOW, THEREFORE, BE IT ORDAINED, by the Town of Lynnville, Indiana, as follows:

Section 1. Chapter 38 (Police Department) of the Town of Lynnville, Indiana, Code of Ordinances is hereby created:

Chapter 38: Police Department

- 38.01 Establishment
- 38.02 Police Reserve Officers
- 38.03 Police Donation Fund
- 38.04 Police Continuing Education Fund
- 38.05 Police Fee Schedule

§ 38.01 Establishment of Police Department

A) The Office of the Town Marshal is hereby established as the Lynnville Police Department. Per Indiana Code 36-5-3-7, the Town Marshal is the Chief Police Officer of the Department.

§ 38.02 Police Reserve Officers

1. The Town Marshal is authorized to appoint up to four (4) reserve police officers to the Lynnville Police Department
2. Police Reserve Officers shall be known as Reserve Deputy Marshals
3. Police Reserve Officers shall receive no compensation except for that specified in IC 36-8-3 which may be decided on by the Town Council on a case-by-case basis.
4. Police Reserve Officers must complete the required pre-basic course of instruction as defined by the Indiana Law Enforcement Training Board and will be sworn in following the successful completion of the course.
5. Police Reserve Officers must maintain all required training and in-service training as specified by the Indiana Law Enforcement Training Board.
6. No Police Reserve Officer shall be assigned alone to patrol duties until the completion of a specified course of on-the-job field training and only after being deemed qualified by the Town Marshal.

7. Police Reserves Officers serve at the pleasure of the Town Marshal and be dismissed or administratively separated from volunteer employment with the Town by the Town Council or the Town Marshal.

8. Police Reserve Officers must be a minimum of 21 years old with a valid Indiana Driver's License, good moral character, no Felony arrests, and no Class A misdemeanor arrests in the previous 10 years.

§ 38.03 Police Donation Fund

1. *Creation of Lynnville Police Department Gift Fund.* There is hereby established a "Lynnville Police Department Gift Fund".

2. *Deposits into Lynnville Police Department Gift Fund.* When the Town of Lynnville or Lynnville Police Department receives gifts, donations and/or subsidies for Police Department purposes, the funds shall be deposited into the Lynnville Police Department Gift Fund.

3. *Fund purpose.* Money in the fund may be used for any legal or corporate purpose of the Lynnville Police Department consistent with the purposes specified by the grantor of such gift, donation and/or subsidy, if any.

4. *Prohibited use.* The Lynnville Police Department Gift Fund may not be used to reduce the town's maximum or actual property tax levy.

5. *Administration of fund.* The Lynnville Police Department Gift Fund established under this section shall be administered by the Clerk-Treasurer and the expenses of administering the fund, if any, shall be paid from money in the fund. Money in the fund not currently needed to meet the obligations of the fund may be invested in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the fund. Money in the fund at the end of the fiscal year shall not revert to the town's general fund.

§ 38.04 Law Enforcement Continuing Education Fund

1. There is established a fund known as the Law Enforcement Continuing Education Fund for the purpose of purchases made by the town's Police Department for equipment, supplies, continuing education, and law enforcement training for the Police Department.

2. This Fund shall be comprised of fees collected by the Police Department from the following activities:

- a. Vehicle Inspections/Title Checks
- b. Accident Reports
- c. Police Reports
- d. Criminal Background Checks
- e. Vehicle Towing Fee's

3. Before any money from this Fund is spent, the sum must first be appropriated according to state statute.

4. The funds accumulated in the Local Law Enforcement Continuing Education Fund established shall be used for the purpose of continuing education and training of law enforcement officers employed by the town. All expenditures must comply with the terms and provisions of the statute by the authority of which the Fund is created and must be approved by the Town Council.

5. The funds placed in the Local Law Enforcement Continuing Education Fund may not be withdrawn except for the purposes set forth herein so long as this section remains in full force and effect.

§ 38.05 Police Fee Schedule

1. The funds collected by the Police Department for services (criminal history/background checks, fingerprinting, accident/crash reports, and vehicle releases) shall be allocated as follows:

a. Fees for all reports, inspections, or background checks shall go to the Police Department’s Continuing Education Fund.

b. Fee’s for all Vehicle Tow/Releases shall be divided evenly between the General Fund and the Police Department Continuing Education Fund.

2. Fee Schedule:

a. Background Check	\$20.00
b. Vehicle Crash Report	\$12.00
c. Police Report	\$10.00
d. Vehicle Inspection	\$5.00
e. Vehicle Tow/Release Fee (Nuisance Veh Only)	\$50.00

Section 2. Effective Date. This ordinance shall be in full force and effect from and after its passage by the Town Council of Lynnville, Indiana.

Passed and adopted by the Town Council of the Town of Lynnville, Indiana, on the 5th day of March 2024.

Lynnville Town Council:

David Goldenberg, Member

Doris Horn, Member

Rachel Titzer, President

Attest: _____
Lauri Stockus, Clerk-Treasurer

ORDINANCE #2024-4

4

AN ORDINANCE INTRODUCING CHAPTER 96 OF THE CODE OF ORDINANCES

WHEREAS the Town of Lynnville, Indiana, finds it to be beneficial to better define and regulate nuisance vehicles; and

WHEREAS the purpose of this ordinance is to promote, protect, and improve the health, safety, and welfare of the citizens of the Town of Lynnville; and

WHEREAS the current Town of Lynnville Municipal Code is in need of an ordinance to reflect such policies more clearly.

NOW, THEREFORE, BE IT ORDAINED, by the Town of Lynnville, Indiana, as follows:

Section 1. Chapter 96 (Nuisances) of the Town of Lynnville, Indiana, Code of Ordinances is hereby created as follows:

Chapter 96: Nuisance Vehicles

96.01 Definitions

96.02 Policy

96.03 Notice of violation and administrative fee

96.04 Appeal of notice of violation

§ 96.01 Definitions.

The following definitions apply to this article:

"Town" means the Town of Lynnville, Indiana, or, as appropriate, its employees, officers, agents, consultants, or contractors acting under and within the scope of authority of the Town to carry out and enforce the provisions of this code.

"Municipal Code" means the code of ordinances of the Town of Lynnville, Indiana.

"Notice" means either a written document provided to the operator of the vehicle by personal service, or a written document served upon the owner of a vehicle by mail. An operator or owner may not waive their right to notice as defined in this paragraph.

"Nuisance" means any violation of this chapter.

"Operator" means a person in possession of the vehicle at the time a nuisance occurs.

"Owner" means any person who, alone, jointly, or severally with others, shall have title to the vehicle with or without having actual possession.

"Police Department" means the Town Marshal and/or the Lynnville Police Department.

§ 96.01 Policy.

A motor vehicle, operated with the permission, expressed, or implied, of the owner, which is used in the commission of an act where the operator is charged with any misdemeanor or felony may be subject to seizure and impoundment under this article. The owner is considered to have committed a nuisance in violation of this chapter regardless of whether the misdemeanor or felony arrest of the operator is custodial.

§ 96.01 Notice of Violation and administrative fee.

1. The Police Department shall present a copy of the nuisance determination to the operator of such vehicle if the operator is the owner. If the vehicle owner is not present, notice shall be mailed to the owner.

2. When the Police Department orders that a vehicle be towed within the corporate limits of the Town, the designated towing service authorized to tow the vehicle shall assess against the owner of the towed vehicle a Town administrative/release fee which shall be collected in addition to any and all other applicable towing charges.

a. Administrative/Release Fee Schedule (only one fee may be charged per vehicle):

(1) Standard fee for vehicle release on a nuisance vehicle is \$50.00.

3. In addition, the designated towing service shall be authorized to assess against the owner of the towed vehicle a towing administrative fee of \$25.00 which shall be collected in addition to any and all other applicable towing charges.

4. The administrative fees authorized by this section shall be itemized within the towing bill assessed by the designated towing service and collected by the designated towing service as part of the towing bill.

5. The owner shall be liable for payment for the towing bill before such vehicle shall be released by the designated towing service.

6. The Town administrative fee authorized by subsection (B) of this section shall be forwarded by the designated towing service to the Police Department within 30 days of collection. The Police Department will then remit the town administrative fee to the Town Clerk-Treasurer, who shall deposit the town administrative fee into the general fund for appropriation. The towing administrative fee authorized by subsection (C) of this section shall be retained by the designated towing service.

7. If the designated towing service is unable to collect the town administrative fee due to a vehicle being unclaimed by the owner of record, it is not liable for providing the uncollected fee to the Police Department.

§ 96.01 Appeal of notice of violation.

1. Any vehicle owner receiving notice of a nuisance determination from the Police Department may appeal in writing within 10 days from the date of the notice of violation by filing an appeal with the Town Marshal or their designee. Appeals will be heard by the Town Council within 30 days from the date of receipt of the notice of appeal and the decision of the Town Council shall be final.

2. Upon appeal, the Town Council may reverse, affirm, or modify the nuisance determination. For this purpose, the Town Council has all the powers of the official, officer, or body that issued the nuisance determination.

4

3. At said appeal hearing, the Town Council shall determine whether probable cause exists to believe that a violation of this article occurred. Evidence of a determination in the related criminal matter may be considered by the Town Council but is not necessary for it to reach a decision regarding the operator's violation of this article.

4. If the owner prevails on its appeal to the Town Council, the town administrative fee shall be refunded to the owner via the Clerk-Treasurer within 60 days thereafter, and the designating towing service shall refund the towing administrative fee directly to the owner within the same 60-day period.

Section 2. **Effective Date.** This ordinance shall be in full force and effect from and after its passage by the Town Council of Lynnville, Indiana.

Passed and adopted by the Town Council of the Town of Lynnville, Indiana, on the 5th day of March 2024.

Lynnville Town Council:

David Goldenberg, Member

Doris Horn, Member

Rachel Titzer, President

Attest: _____
Lauri Stockus, Clerk-Treasurer

ORDINANCE #2024-5



AN ORDINANCE AMENDING CHAPTER 130 OF THE CODE OF ORDINANCES

WHEREAS in 2011, Gov. Mitch Daniels signed Indiana Senate Bill 292 (Preemption of local firearm regulation), which restricts a town's ability to regulate firearms and the possession thereof; and

WHEREAS the Town of Lynnville, Indiana, can no longer enforce Chapter 130 of the Code of Ordinances; and

WHEREAS the current Town of Lynnville Municipal Code is in need of an ordinance to reflect policies concerning offenses against public order more clearly; and

WHEREAS, the purpose of this ordinance is to promote, protect, and improve the health, safety, and welfare of the citizens of the Town of Lynnville.

NOW, THEREFORE, BE IT ORDAINED, by the Town of Lynnville, Indiana, as follows:

Section 1. Chapter 130 (Weapons) of the Town of Lynnville, Indiana, Code of Ordinances is hereby amended by deleting Chapter 130 in its entirety and replacing it as follows:

Chapter 130: Offenses Against Public Order

130.01 Definitions

130.10 Disorderly Conduct

130.20 Discharging firearms

130.30 Public consumption and possession of open container.

130.99 Penalty

§ 130.01 Definitions.

The following definitions apply to this chapter:

“**Firearm**” is defined by Indiana Code 35-47-1-5 and means any weapon that is capable of expelling or designed to expel or that may readily be converted to expel a project by means of an explosion.

“**Firefighter**” means a member of the Lynnville Fire Department or any other certified firefighter from another fire department that is responding to or assisting the Town of Lynnville in an official capacity.

“**Municipal Code**” means the code of ordinances of the Town of Lynnville, Indiana.


“**Park Authority**” is defined in the Town of Lynnville Code of Ordinances § 94.15(A) and means the Town Council.

“**Police Department**” means the Town Marshal and/or the Lynnville Police Department.

“**Town**” means the Town of Lynnville, Indiana, or, as appropriate, its employees, officers, agents, consultants, or contractors acting under and within the scope of authority of the Town to carry out and enforce the provisions of this code.

§ 130.10 Disorderly Conduct

1. *Interference with public officials.* It shall be unlawful for any person to intentionally impede or interfere or attempt to impede or interfere with any police officer, firefighter, or any other public official of the Town in the performance of their official duties.

- 
2. *Unlawful assemblage.* No person or group shall collect or assemble within a park or upon other public property to:
 - a. Commit or conspire to commit an unlawful act.
 - b. For the purpose of inflicting injury to persons or property within a park or public place
 3. *Disturbing the peace, loudness, fighting, riotous tumult, profanity, and abusive language.*
 - a. No person shall, either by word or act, indulge in any boisterous, disorderly, or indecent conduct, or in any manner disturb the peace or good order of the community within a park or upon public property by loud playing of any electronic device, record player, television, radio, tape recorder, noisemaker, sound equipment or musical instrument.
 - b. No person shall engage in fighting, quarreling, or wrangling with loud voice or shouts, threatening violence to the person or property of others, or engaging in riotous clamor or tumultuous behavior. ~
 - c. No person shall disturb or intrude upon a picnic or gathering in any park without the consent of those composing the group, except park employees in the proper performance of their duties.

§ 130.20 Discharging firearms

1. Discharge permitted. Discharge of a firearm within the town shall be permitted only as follows:
 - a. By a law enforcement officer while acting in the course of official duty.
 - b. By a member of the armed forces of the United States or of Indiana, while acting in the course of official duty.
 - c. By a person acting with the consent of the Town Council of the Town of Lynnville, in the course of a sanctioned and supervised public event, including but not limited to military or ceremonial funerals, amateur or professional sporting events and shooting matches.
 - d. By a person discharging a weapon at a lawfully operated shooting range, skeet range, or gun club.
 - e. By any person lawfully able to possess a firearm that is acting in self-defense, the defense of their dependents, or defense of others, complying with Indiana Code 35- 41-3-2, and which does not violate other state or federal laws.
 - f. On land used or zoned as agricultural property by the owner or occupant, who resides thereon, or the immediate members of his or her family who also reside thereon, or by a person having permission in writing from the owner of such land; and/or
 - g. On property which contains at least five contiguous acres
2. Nothing in this section shall be construed to restrict or otherwise prohibit the legal possession, purchase, use, or regulation of firearms, ammunition, or accessories in accordance with Indiana law, the Indiana Constitution, or the Constitution of the United States.

§ 130.30 Public consumption and possession of open container

1. No person shall consume an alcoholic beverage, or have in his or her possession any bottle, can, or other receptacle containing any alcoholic beverage which has been opened, or which has a seal broken, or the contents of which have been partially removed, upon any public street, alley, sidewalk, parking lot, park, recreation facility, or beach, in or immediately adjacent to a public restroom, or other public place within the town except:
 - a. Within a properly registered and occupied campsite within the Lynnville Park campgrounds.
 - b. Within those public parks, beaches, or recreational facilities designated by resolution of the Town Council as permitting the consumption of alcoholic beverages.
 - c. In or on the property of an establishment, business place, or other location properly licensed for the sale and consumption of alcoholic beverages by the Indiana Alcohol and Tobacco Commission; or
 - d. During a community special event, provided the Park Authority, after consultation with the Town Marshal, has permitted the consumption of alcoholic beverages in connection with the special event

use of any park or recreation facility (or any portion thereof) and the event has been issued a special event permit by the Park Authority. The consumption of alcoholic beverages shall only be permitted within those areas of the park or recreation facility so designated by the Park Authority and subject to any additional constraints imposed by the President of the Park Authority and the Town Marshal in connection with the issuance of the Special Events Permit.

- e. Nothing in this section shall be deemed to relieve any applicant or event organizer from full compliance with all alcohol beverage control laws and regulations of the State of Indiana.
2. *Warning signs.* The Park Authority shall post appropriate signs advising the public that the consumption of alcohol or the possession of open containers of alcohol is not permitted in parks and recreation facilities except for campsites or special events.

§ 130.99 Penalty

1. Any person who violates a provision of this chapter shall be subject to the following fines:
 - a. \$50 for the first offense.
 - b. \$100 for a second offense.
 - c. \$250 for a third and all subsequent offenses.
2. For purposes of determining repeated violations from subsection (A), an additional offense will be considered as any repeat violation of this chapter that has occurred within the previous twelve (12) month period.

Section 2. Effective Date. This ordinance shall be in full force and effect from and after its passage by the Town Council of Lynnville, Indiana.

Passed and adopted by the Town Council of the Town of Lynnville, Indiana, on the 5th day of March 2024.

Lynnville Town Council:

David Goldenberg, Member

Doris Horn, Member

Rachel Titzer, President

Attest: _____
Lauri Stockus, Clerk-Treasurer

Re: [External]Fwd: Lynnville

Rachel Titzer <council2@townoflynnville.com>

Mon 2/19/2024 2:10 PM

To: David Goldenberg <dgoldenberg13@yahoo.com>

Cc: Zach Stephens <zstephens@msfiber.net>; Lauri Stockus <clerk-treasurer@townoflynnville.com>; Doris Horn <council3@townoflynnville.com>; Tod Moore <tmoore@msfiber.net>; David Goldenberg <council1@townoflynnville.com>; Shawn Gardner <sgardner@msfiber.net>; Brian Cravens <bcravens@msfiber.net>

The meeting tomorrow evening will be at the recreational building at Lynnville Park not Town hall. Pleased to be moving forward with this project.

Thank you

Rachel

Sent from my iPhone

On Feb 19, 2024, at 11:16 AM, David Goldenberg <dgoldenberg13@yahoo.com> wrote:

great, looking forward to the discussion.

On Feb 19, 2024, at 11:13 AM, Zach Stephens <zstephens@msfiber.net> wrote:

Team,

Apologies for the confusion. You are correct that our team will plan to attend tomorrow's meeting (Tuesday at 6:00 pm). I have also included on this email Brian Cravens our Director of Engineering, and Shawn Gardner, our Director of Community Outreach and Government Relations.

Apologies again for the confusion and please feel free to reach out if you have any questions or need anything else on our end.

Respectfully,

Zach Stephens

Director of Community Development

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Our 5 core values: Community Driven, Better Way of Life for All, Exceeding Speeds, Positive Experience, Future Focused

zstephens@msfiber.net

(844) 752-6736

4788 Old State Rd 46

Nashville, IN, 47448

From: David Goldenberg <dgoldenberg13@yahoo.com>

Sent: Monday, February 19, 2024 12:04 PM

To: Zach Stephens <zstephens@msfiber.net>

Cc: Rachel Titzer <council2@townoflynnville.com>; Lauri Stockus <clerk-treasurer@townoflynnville.com>; Doris Horn

<council3@townoflynnville.com>; Tod Moore <tmoore@msfiber.net>; David Goldenberg <council1@townoflynnville.com>

Subject: Re: [External]Fwd: Lynnville

The next board meeting is actually Tuesday at 6:00. Please verify what day Tod planning on attending. If he was planning on attending a meeting tonight, I will be glad to meet with him around 6:30 at Town Hall.

Lauri - if need be please add Tod to the agenda for Tuesday.

On Feb 19, 2024, at 8:14 AM, Zach Stephens <zstephens@msfiber.net> wrote:

Good morning everyone,

I've cc'd Tod Moore, our Lead OSP Engineer on this email. Tod is planning to attend your Town Council meeting tonight to discuss our proposed build. He's aware of the town's underground requirements, as well as the INDOT project on Main Street. I had planned to attend as well, though have been pulled away to focus on our Next Level Connections efforts. Please feel free to reply if you have any additional questions or concerns and Tod will be happy to address any feedback provided at this evening's meeting.

Respectfully,

Zach Stephens

Director of Community Development

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Our 5 core values: Community Driven, Better Way of Life for All, Exceeding Speeds, Positive Experience, Future Focused

zstephens@msfiber.net

(844) 752-6736
4788 Old State Rd 46
Nashville, IN, 47448

6

From: David Goldenberg <dgoldenberg13@yahoo.com>
Sent: Friday, February 16, 2024 3:23 PM
To: Zach Stephens <zstephens@msfiber.net>; Rachel Titzer <council2@townoflynnville.com>; Lauri Stockus <clerk-treasurer@townoflynnville.com>; Doris Horn <council3@townoflynnville.com>
Subject: [External]Fwd: Lynnville

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I have not heard back. Where do we stand? Are you coming to Lynnville to go over the plans? Who are all the players that need to be in contact and/or coordinated with to make sure all goes smoothly.

Sent from my iPhone
David Goldenberg

Begin forwarded message:

From: David Goldenberg <dgoldenberg13@yahoo.com>
Date: February 8, 2024 at 11:37:06 AM CST
To: Zach Stephens <zstephens@msfiber.net>
Subject: Lynnville

We can schedule a meeting on February 19th anytime from 1PM on. The next board meeting is actually on February 20th at 6:00 PM. If that does not work then I can meet with you and your team as early as February 9th. I'm NOT available the morning of the 14th or the morning of the 15th (available both days after NOON).

Let me know what works!

Sent from my iPhone
David Goldenberg

PLEASE NOTE, THIS MESSAGE IS CONFIDENTIAL: This electronic transmission (and any attachments) is confidential and intended only for the individual(s) and/or entities originally named as addressees. Forwarding of this message or its attachments is not authorized. If you are not an intended recipient, please note that any disclosure in any form, copying or storage of this message (or any of its attachments) or the use or reliance upon this message or its attachments is not authorized. Please notify Mainstream Fiber Networks, LLC, at legal@msfiber.net if you have received this transmission in error. Thank you very much.

PLEASE NOTE, THIS MESSAGE IS CONFIDENTIAL: This electronic transmission (and any attachments) is confidential and intended only for the individual(s) and/or entities originally named as addressees. Forwarding of this message or its attachments is not authorized. If you are not an intended recipient, please note that any disclosure in any form, copying or storage of this message (or any of its attachments) or the use or reliance upon this message or its attachments is not authorized. Please notify Mainstream Fiber Networks, LLC, at legal@msfiber.net if you have received this transmission in error. Thank you very much.



Indiana Department
of Natural Resources

RECEIVED

JAN 29 2024

Eric Holcomb, Governor
Daniel W. Bortner, Director

~~Lynnville Clerk-Treasurer~~

14619 W State Road 48
Jasonville IN 47438-7056
January 19, 2024

TOWN OF LYNNVILLE TRUSTEE
P O BOX 99
LYNNVILLE IN 47619

RE: Permit Renewal Application Received

Dear Sir/Madam:

In compliance with 312 IAC 25, Coal Mining and Reclamation Operations, the Division of Reclamation is notifying you that the following surface coal mine Permit Renewal Application has been submitted to our office and is presently under review:

Company Name: Peabody Midwest Mining, LLC
Responsible Official: Andrew Nelson, Permit Manager
Mailing Address: 566 Dickeyville Road, Lynnville IN 47619
Telephone Number: (812) 922-1015
Mine Name: Somerville South Mine
Permit Application Number: S-335 Renewal-5
County: Gibson
Quadrangle: Elberfeld and Lynnville
Legal Description: All or parts of Sections 23, 24, 25, 26, 35 & 36, T3S, R9W and all or parts of Sections 18, 19, 20, 29, 30, 31 & 32, T3S, R8W.

A copy of the Permit Renewal Application is available in the library in the county in which the Permit Renewal Application is located and in our Jasonville office.

If there are any questions concerning the above Permit Renewal Application, please contact the Reclamation Specialist designated for this Permit Renewal Application at our field office, telephone number 812-665-2207 or 1-800-772-6463. Written comments, regarding the above-mentioned Permit Renewal Application, should be submitted to our office by February 19, 2024.

Sincerely,

Jayne Peltier
Assistant Director- Coal Regulatory Program
Division of Reclamation

JP/sjm
Cc: J-file
Reclamation Specialist
Enclosure

RECEIVED



Indiana Department
of Natural Resources

Eric Holcomb, Governor
Daniel W. Bortner, Director

Lynnville Clerk Treasurer

14619 W. State Road 48
Jasonville IN 47438-7056
January 12, 2023

Town of Lynnville
P. O. Box 99
Lynnville IN 47619

RE: Permit Renewal Approval/Issuance
Log Creek Mine
Permit #S-032 Renewal-8

Dear Sir/Madam:

In compliance with 312 IAC 25-4-117, Coal Mining and Reclamation Operations, the Division of Reclamation is notifying you that the Director of the Department of Natural Resources has approved and issued the permit renewal listed below.

Company Name: Triad Mining, LLC
Responsible Official: Edward Brown, Surface and Reclamation Engineer
Mailing Address: 250 W. Main Street, Suite 2000, Lexington, KY 40507
Telephone Number: (859) 543-0515
Mine Name: Log Creek Mine
Permit Number: S-032 Renewal-8
County: Pike
Quadrangle: Augusta and Lynnville
Legal Description: All or parts of Sections 1, 2, 9, 10, 11, 14, 15, 16, 22 & 23, T3S, R8W, & Section 36, T2S, R8W

A copy of the permit renewal is available in the library in the county in which the permit is located and in our Jasonville office.

If there are any questions concerning the above permit, please contact the Reclamation Specialist designated for this permit at our field office, telephone number 812-665-2207 or 1-800-772-6463.

Sincerely,

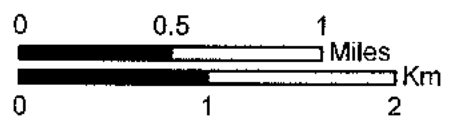
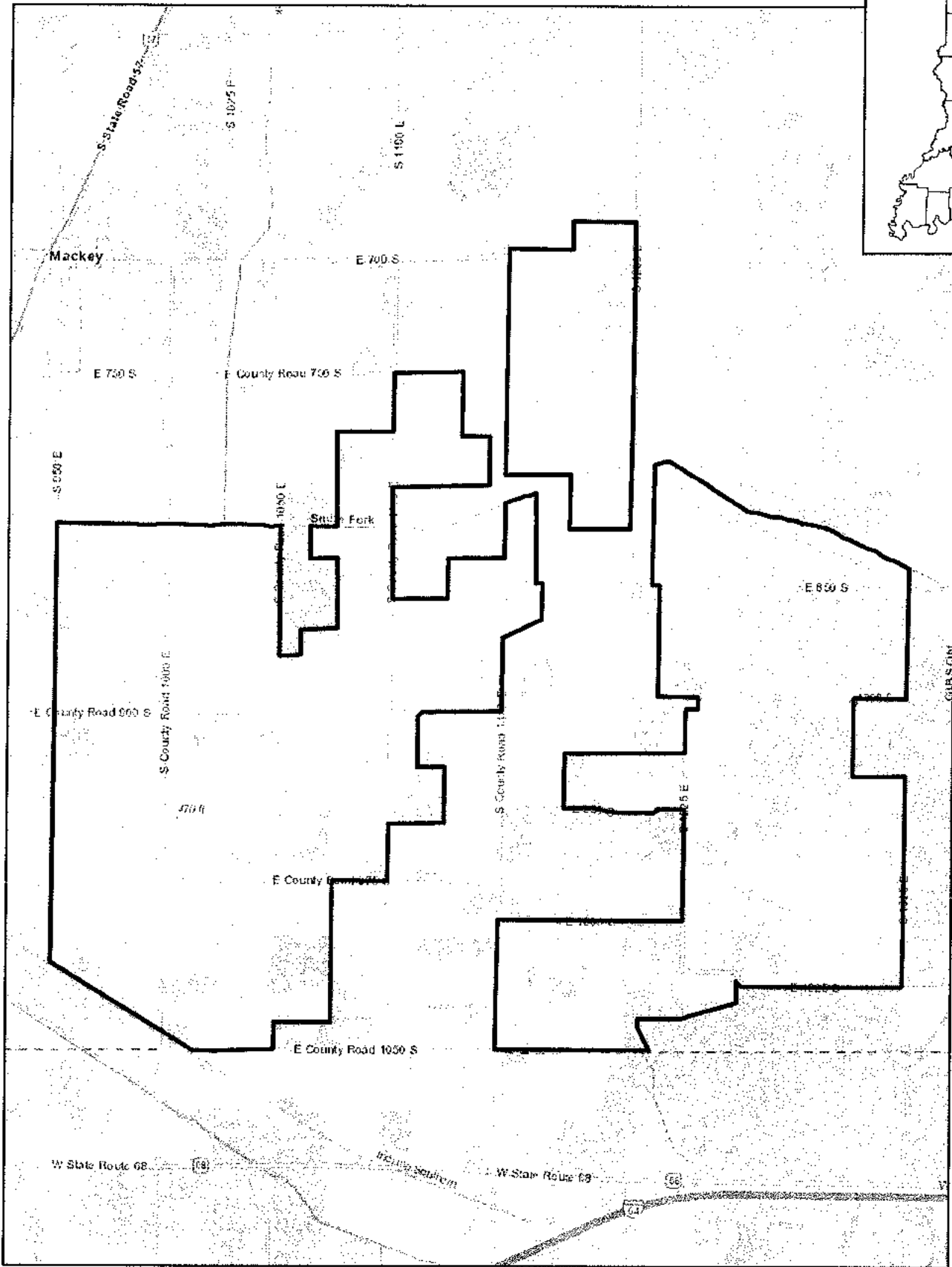
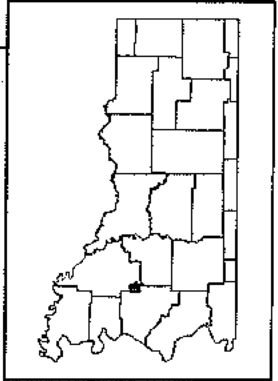
Jayne Peltier
Assistant Director- Coal Regulatory Program
Division of Reclamation

JP/sjm

Cc: J. file
Reclamation Specialist

Somerville South Mine

(Permit #S-335)





Lynnville Town Hall Clerk Treasurer <townoflynnville@gmail.com>

EV46E 963420_963421 4th_Spurgeon Charter Fiber ROW Project

1 message

Paul Vitzthum <pvitzthum@tothassociates.com>
To: "townoflynnville@gmail.com" <townoflynnville@gmail.com>
Cc: Nathan Carmichael <ncarmichael@tothassociates.com>

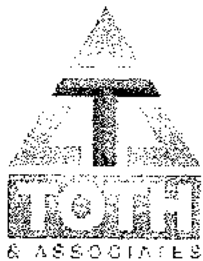
Fri, Jan 26, 2024 at 11:02 AM

Good morning!

Charter Communications is proposing to install underground fiber optic cable and conduit along the ROW of 4th St and Spurgeon Rd (see attached exhibits).

Please let me know what forms or procedures we will need to follow in order to get approval of this project.

Thanks!



Paul Vitzthum
Permits and Compliance Specialist

1550 E Republic Rd
Springfield, MO 65804
Office: 417.888.0645

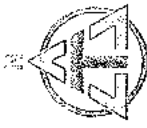
Cell: 417.987.3789

pvitzthum@tothassociates.com

2 attachments

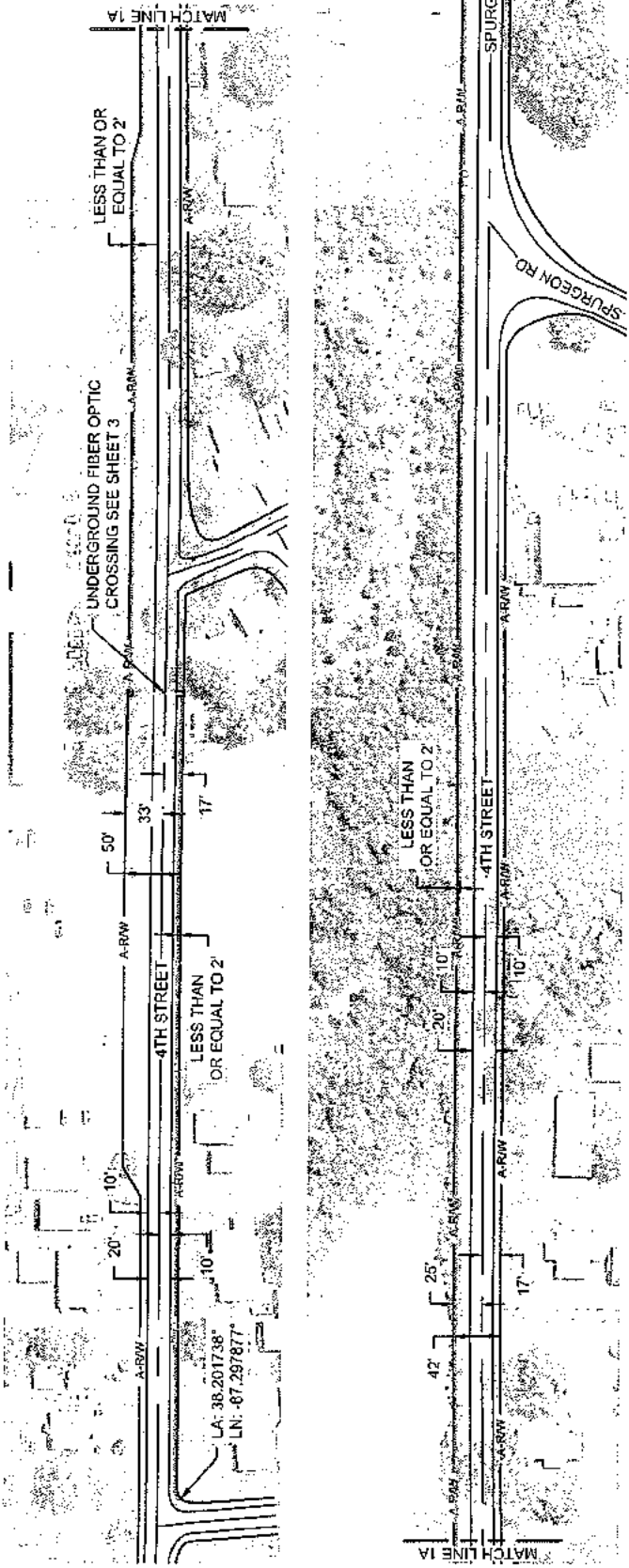
EV46E 963420 CITY 4th Submitted 20240126.pdf
4417K

EV46E 963421 CITY Spurgeon Submitted 20240126.pdf
1519K



BASIS OF BEARING
 INDIANA STATE PLANE
 NAD 83 WEST ZONE

NOTE: DRAWING REPRODUCTION
 AND SCALING MAY CHANGE THE
 INDICATED GRAPHIC SCALES.
 H. SCALE: 1" = 100'



LEGEND

- EDGE OF ASPHALT
- ROAD CENTER LINE
- A-R/W ASSUMED ROAD RIGHT-OF-WAY
- UNDERGROUND FIBER OPTIC ALONG ROAD
- UNDERGROUND FIBER OPTIC CROSSING ROAD

NOTES:

- 1: BURIED FIBER OPTIC LINES WILL BE INSTALLED ALONG THE ROAD AT A MINIMUM DEPTH OF 4 FEET.
- 2: FIBER OPTIC LINES WILL BE INSTALLED UNDER THE ROAD AT A MINIMUM DEPTH OF 4 FEET USING HORIZONTAL DIRECTIONAL DRILLING.
- 3: ALL FIBER OPTIC LINES WILL BE IN A 1 1/4" PVC CONDUIT.

THIS IS AN EXHIBIT DRAWING ONLY AND DOES NOT MEET STANDARDS FOR BOUNDARY SURVEYS AND SHALL ONLY BE USED FOR ILLUSTRATIVE PURPOSES.

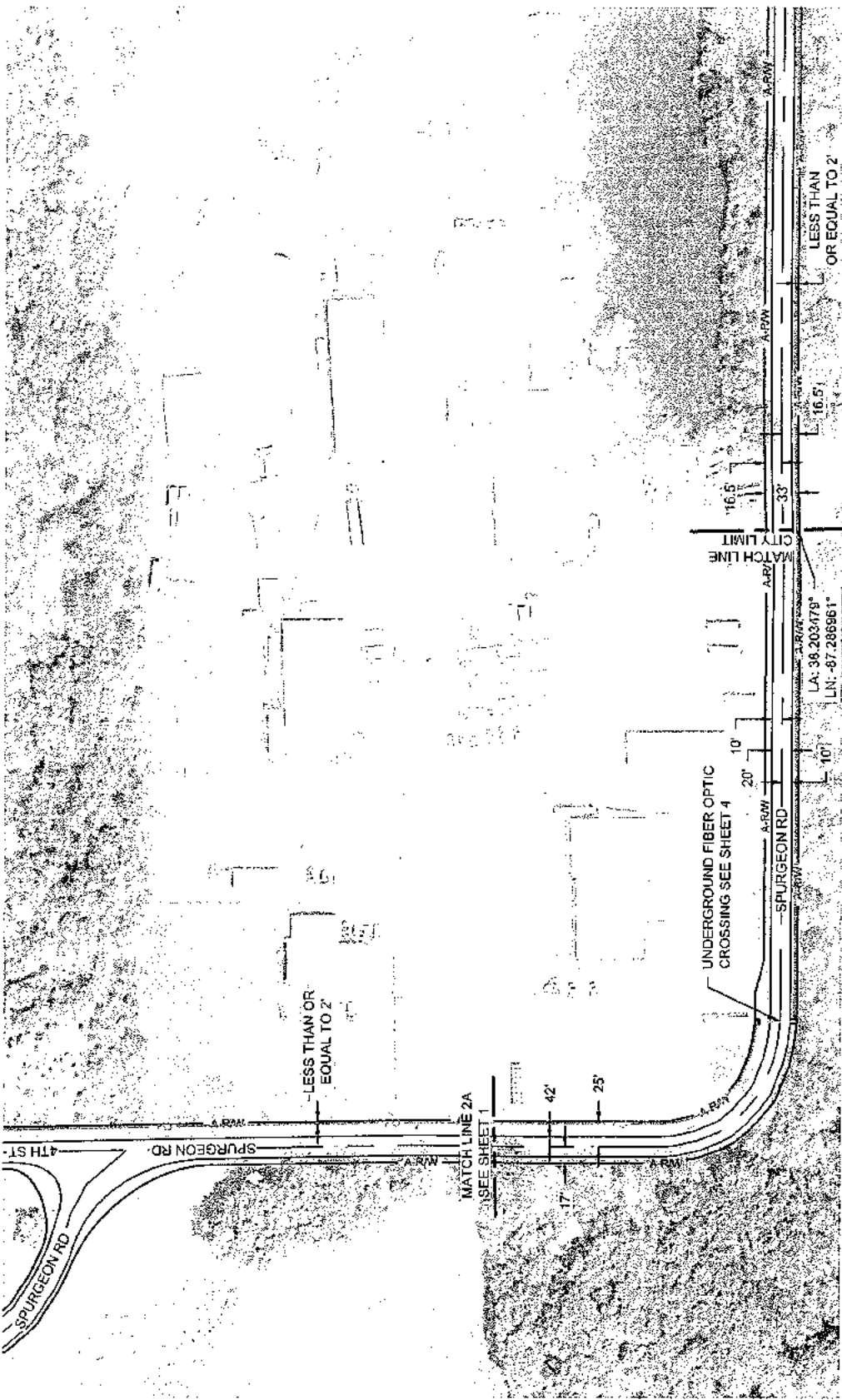
DATE	DESCRIPTION	ISSUED FOR	BY
11/20/24			
AMT			
AMT CONSULTING, INC.			
1000 S. STATE ST., SUITE 200 EVANSVILLE, IN 47713			
PROJECT NO.	EV48E-063421	UNDERGROUND FIBER OPTIC	
CLIENT	LA 38-201738 LN: 87.297877	SPECTRUM CABLE/CHARTER	
LOCATION	LA 38-201738, EV. 47.297877, TOWN: TOWN OF EVANSVILLE, CO. 01	EVANSVILLE, INDIANA	
UNDERGROUND FIBER OPTIC PLAN			1 OF 4
CITY-4TH STREET			



BASIS OF BEARING
INDIANA STATE PLANE
NAD 83 WEST ZONE

0 50 100
 FEET

NOTE: PLANNING REPRODUCTION
 OF THIS DRAWING SHALL BE MADE
 USING THE GRAPHIC SCALES
 INDICATED THEREON.
 H. SCALE: 1" = 100'



THIS IS AN EXHIBIT DRAWING ONLY AND DOES NOT MEET STANDARDS FOR BOUNDARY SURVEYS AND SHALL ONLY BE USED FOR ILLUSTRATIVE PURPOSES.

LEGEND

- EDGE OF ASPHALT
- ROAD CENTER LINE
- ASSUMED ROAD RIGHT-OF-WAY
- UNDERGROUND FIBER OPTIC ALONG ROAD
- UNDERGROUND FIBER OPTIC CROSSING ROAD

DATE	REVISION	BY	CHKD	APP'D
	ISSUED FOR PERMIT			

NOTES:

- 1: BURIED FIBER OPTIC LINES WILL BE INSTALLED ALONG THE ROAD AT A MINIMUM DEPTH OF 4 FEET.
- 2: FIBER OPTIC LINES WILL BE INSTALLED UNDER THE ROAD AT A MINIMUM DEPTH OF 4 FEET USING HORIZONTAL DIRECTIONAL DRILLING.
- 3: ALL FIBER OPTIC LINES WILL BE IN A 1 1/4" PVC CONDUIT.

PROJECT: EV48E - 963421 UNDERGROUND FIBER OPTIC
OWNER: CITY OF SPURGEON RD, SPURGEON RD, SPURGEON RD, SPURGEON RD, SPURGEON RD, SPURGEON RD
DESIGNER: SPECTRUM CONSULTANTS
 6755 WILSON BLVD
 EVANSVILLE, INDIANA
TITLE: UNDERGROUND FIBER OPTIC PLAN
DATE: CITY, 4TH STREET
SHEET: 2 OF 4

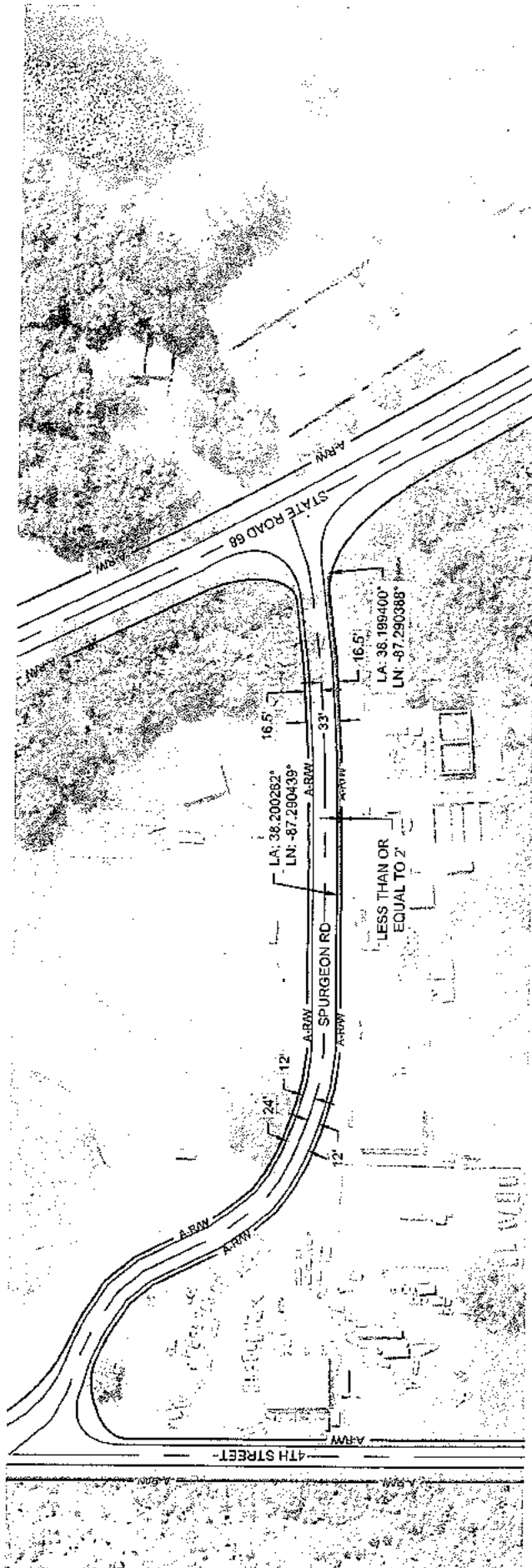
9



BASIS OF BEARING
 INDIANA STATE PLANE
 NAD 83 WEST ZONE

0 50 100

NOTE: DRAWING REPRODUCTION
 AND SCALING MAY CHANGE THE
 DIMENSIONS OF THE DRAWING SCALE.
 H. SCALE: 1" = 100'



LEGEND

- EDGE OF ASPHALT
- ROAD CENTER LINE
- ASSUMED ROAD RIGHT-OF-WAY
- UNDERGROUND FIBER OPTIC ALONG ROAD
- UNDERGROUND FIBER OPTIC CROSSING ROAD

NOTES:

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DATE	REVISION	BY	DATE
11/20/24	ISSUED FOR PERMIT		

PROJECT	EV48E - 663420 UNDERGROUND FIBER OPTIC
LOCATION	198 E SPURGEON RD, L. 36.200282, LN. -87.290439, UTM 18Q UTM ZONE 18Q, UTM 18Q UTM ZONE 18Q
OWNER	SPECTRUM UNCLECHARTER
CITY	EVANSVILLE, INDIANA
TITLE	UNDERGROUND FIBER OPTIC PLAN
SCALE	CITY: SPURGEON ROAD
SHEET	1 OF 1

9

Community Center/Recreational Building Rental Proposed Updates

	Weekends Holidays	Half Day	Weekdays	Additional Day	Deposit	Capacity	
Sheridan	\$350.00	\$200.00			\$50.00	200	
-Hamilton	\$200.00	\$135.00			\$50.00	95	
-Adams	\$200.00	\$135.00			\$50.00	70	
-Sheridan	\$120.00	\$100.00			\$50.00	15-20	
Cottonwood	\$600.00				\$300.00		
Armstrong	\$370.00 \$320.00				\$50.00	200	
Haubstadt	\$300.00	\$225.00	\$225.00	\$100.00		250	
Dale	\$50 per hr				\$50	75	
Chandler	\$500			\$125	\$275	290	

1. Sheridan
 - a. Community Organizations \$15.00 discount per rental
 - b. Fundraising Events pay normal rental rate.
 - c. Deposit non-refundable if cancelled less than 14 days.
2. Cottonwood
 - a. Deposit non-refundable if cancelled less than 14 days.
3. Armstrong
 - a. 1-day wedding (rental) \$250 per day + \$120 clean up fee = \$370
 - b. 2-day wedding (rental) \$200 per day + \$120 clean up fee = \$320
 - c. Deposit non-refundable if cancelled less than 2 months.
4. Dale
 - a. \$50 per hour for first 3 hours, \$25 additional hours
5. Chandler
 - a. Banquet room \$450 (rental) + \$200 (deposit) = \$650
 - b. Meeting room \$60 (rental) + \$75 (deposit) = \$135

Recommendation:

Community Center

1 Day Rental with Alcohol	\$400.00 M-Th	\$450.00 F-S	Deposit \$250
1 Day Rental without Alcohol	\$300.00 M-Th	\$350.00 F-S	Deposit \$150
Decoration Rental – Day Before/After	\$150.00each		
½ Day Rental	\$175.00 M-Th	\$250.00 F-S	Deposit \$100

Recreation Building

1 Day Rental with Alcohol	\$250.00		Deposit \$100
1 Day Rental without Alcohol	\$200.00		Deposit \$100
Decoration Rental – Day Before/After	\$100.00each		
½ Day Rental	\$125.00		Deposit \$100

Partnering for Veterans on DNR Free Fishing Day, (bring your own gear) - September 28th, 2024

From: Clayton, Gilbert T. (MRN) (gilbert.clayton@va.gov)

To: lynnvillepark@frontier.com

Date: Monday, January 22, 2024 at 10:30 AM CST

Lynnville Park

405 W. S.R. 68

Lynnville, IN 47619

(812) 922-5144

Website: townoflynnville.com/lynnville-park

APPROVED
FEB 20 2024
X David Goldenberg
X Doris Horn
X Rachel Hartz

Christina?

Wow! Thank you for the call and potential to partner-up for veterans at Lynnville Park! I have already been given approval to bring the 38' Mobile Vet Center (see attached) out there. Here is quick recap of items discussed at this point:

- You will be contacting the Lynnville Board to finalize the event and potentially make up awesome flyers – here is our logo for use if you like.



- Date for event was agreed to be on DNR Free Fishing Day – Saturday, September 28th, 2024 – to avoid any license issues. (we did not discuss times, however 9:00am to 3:00pm may work)
- Veterans pay for a campsite on their own if they choose to stay. Also, veterans would be on their own to pay for Kayak rentals.
- You will provide the Covered Shelter area for the veterans to potentially gather and eat.
 - You asked for contact names for Rolling Thunder and or Mission BBQ
 - Rolling Thunder is Commander Robbie Moore – info@rollingthunderin6.com (812)-453-0799.
 - Mission BBQ is Shambrey Treece – Catering Service Specialist – catering47715@mission-bbq.com or Amber Buchanan – Community Ambassador at (812)-213-0200.
- If approved for the event, I will contact Veterans Health Administration and get them to set up a Veterans Resource Fair – probably tables or small pop-up shelters in the grassy areas near the veterans with loads of veteran benefits information.
- Anything else would be great also.

Please watch the 2 short videos below and scan the QR code to learn more about our 100% FREE services for qualifying veterans.

v/r

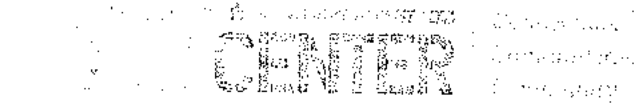
Tom Clayton

Veterans Outreach Program Specialist


Evansville Vet Center

(812) 473-5993

Vet Center Services ; Vet Center Testimonials



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