

**Town of Lynnville
Lynnville Town Council
March 5, 2024, Agenda**

CALL TO ORDER

MOMENT OF SILENCE – PLEDGE OF ALLEGEANCE

ROLL CALL

APPROVAL OF MINUTES: Tabled

APPROVAL OF CURRENT BILLS: February 21, 2024 – March 5, 2024

DELINQUENT NOTICES: Shut off date is March 10, 2024

ADJUSTMENTS:

1. \$48.88 – 222 W. 2nd St – Underground waterline break - Backyard excavation to repair leak - **REPAIRED**

TREASURY REPORT – February 2024:

General Operating	\$69,111.36	Community Center	\$17,334.65
MVH/LRS	\$112,102.16	Fire Department	\$251,023.22
LIT	\$62,263.88	Park	\$174,915.05
Public Safety	\$70,829.98	Utilities Operating	\$225,829.51
Public Improv Projects	\$288,794.84	Opioid Settlement	\$2,949.26

NEW BUSINESS:

1. Insurance Presentation – **Adam Johnson**
2. Update on Brian’s training – **Jacob Green**
3. Cancellation of Lease – Lot #93 **Dennis Hayden**
4. Approval of Lease Transfer – Lot #93 – **Doyan Riley and Sonja Riley**
5. Introduction of Additional Appropriation of funds set aside for Main St. Beautification in 2020 by Resolution #2020-3.
6. 3rd Reading of Ordinance #2024-3 – Establishing Police Department
7. Approval of Ordinance #2024-3 – Establishing Police Department
AN ORDINANCE CREATING CHAPTER 38 OF THE CODE OF ORDINANCES
8. 3rd Reading of Ordinance #2024-4 – Nuisance Vehicles
9. Approval of Ordinance #2024-4 – Nuisance Vehicles
AN ORDINANCE INTRODUCING CHAPTER 96 OF THE CODE OF ORDINANCES
10. 3rd Reading of Ordinance #2024-5 – Weapons.
11. Approval of Ordinance #2024-5 - Weapons
AN ORDINANCE AMENDING CHAPTER 130 OF THE CODE OF ORDINANCES
12. Request for Auction Donation – **April 18 &19 WNIN Auction**
13. Updated Estimates from Wilcox Earthworks – Originally Approved at 2/7/2023 Meeting.
 - a. Meade Valley Bypass - \$10,117.00
 - b. Main Lift Bypass - \$10,553.00
14. Approval of Custom Sign Banner (2-4x8) and Yard Signs (6) - \$412.00
15. Wastewater Adjustment Discussion – **David Goldenberg**
16. Request for Penalty Updates and Deadline Date on Unsafe Building/Blighted/Abandoned Properties Ordinance – **David Goldenberg**

Brian Cook, Town Manager

1. Work Report Submitted

Mike Mitchell, Town Marshal

1. Work Report Submitted

Michael May, Fire Department

1. Work Report Submitted

J. William Bruner, Attorney

Ordinance to create/correct:

1. 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
2. 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.
3. 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. 3/4/24-David request -penalties update and deadline dates.

Lauri Stockus, Clerk-Treasurer

Upcoming:

- | | |
|---|----------------|
| 1. Clerk-Treasurer’s Workshop School | March 17-22 |
| 2. Town Manager Training | March 12-14 |
| 3. Easter Egg Hunt @ Lynnville Park | March 23 |
| 4. Breakfast with the Easter Bunny @ Community Center | March 30 |
| 5. Solar Eclipse Weekend | April 6-8 |
| 6. Town Hall Closed | April 8 |
| 7. Early Voting at Community Center | April 22-May 6 |
| 8. Town-Wide Yard Sale | April 27 |
| 9. SIGPS Race Weekend | May 3-5 |
| 10. Town Council Meeting | May 6 |

- 11. Town Hall Closed for Primary May 7
- 12. Tecumseh Graduation May 17

Town Council Training Schedule:

- 1. Festivals, Fireworks, DORAs & Special Events Training March 4
- 2. Salary, Wage, & Fringe Benefits March 6
- 3. Spring Data Compliance Review Process March 20
- 4. 2024 Legislative Recap March 27
- 5. AIM Round Table April 11
- 6. Intro to Local Income Tax April 17

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 19, 2024, 6:00pm @ Lynnville Park Recreation Building

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).

**Town of Lynnville
Town Council Meeting
February 6, 2023, Meeting Roll Call**

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

Public Hearing Called to Order N/A pm

Public Hearing Adjournment N/A pm

Time Meeting Called to Order 6:01 pm

Time Meeting Adjournment _____ pm

March 5, 2024

- 1 Adam Johnson
- 2 Tony Kessel
- 3 Jacob Green
- 4
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Town of Lynnville

Town Council

March 5, 2024

Present: Brian Cook, Brooklin Robbins, Michael May, J. William Bruner, Lauri Stockus, David Goldenberg, Doris Horn, Rachel Titzer, Chris Wischer

Absent: Christina Schmidt, Mike Mitchell, Brett Kruse, Donald McVey, Stacy Tevault

Call Meeting to Order at 6:01pm

Moment of Silence

Pledge of Allegiance

Roll Call

Approval of Minutes

Tabled

Approval of Current Bills

Doris makes the motion to approve the February 21, 2024 – March 5, 2024, bills as presented. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries.

Delinquent Bills

Shut off date March 10, 2024, Doris makes a motion to shut off water for all delinquent accounts not paid by shut off date. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries.

Wastewater Adjustments

\$48.88 -- 222 W. 2nd St – Underground waterline break - Backyard excavation to repair leak - **REPAIRED**

Doris makes a motion to approve the water adjustment as presented. Rachel seconds the motion. David opposed. Doris in favor. Rachel in favor. Motion carries

Treasury Report – February 2024:

General Operating	\$69,111.36	Community Center	\$17,334.65
MVH/LRS	\$112,102.16	Fire Department	\$251,023.22
LIT	\$62,263.88	Park	\$174,915.05
Public Safety	\$70,829.98	Utilities Operating	\$225,829.51
Public Improv Projects	\$288,794.84	Opioid Settlement	\$2,949.26

New Business:

Insurance Presentation – Adam Johnson

Insurance agent from McGowen Insurance agency gave presentation and proposal to switch insurance companies for town and fire department. They have a risk management program which caters to small municipalities. Question was asked if the rental of the Community Center and Recreational Building covered under this policy or if the people renting the buildings would be required to provide their own insurance. Building rentals would be covered if there was no alcohol served. If alcohol is present, they would need to get their own insurance. They do recommend a waiver of liability be included in the application for rental. Another question asked was if there should be a policy when inflatables are rented. It is recommended to get a policy when inflatables are rented along with a waiver to be filled by everyone entering. Council members will review information and cost to make a decision.

Update on Brian's training – Jacob Green

Jacob stated Brian is doing very well in his training. Test scores are great, and he is picking up the training very quickly.

Cancellation of Lease – Lot #93 Dennis Hayden

David makes a motion to approve the cancellation of Lease Lot #93 as presented. Doris seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries

Approval of Lease Transfer – Lot #93 – Doyan Riley and Sonja Riley

Council asked if they have read the lease and if there are any questions. No questions. Doris makes a motion to approve the lease transfer of Lot #93. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries

Introduction of Additional Appropriation of funds set aside for Main St. Beautification in 2020 by Resolution #2020-3.

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 reference 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

3rd Reading of Ordinance #2024-3 – Establishing Police Department

Approval 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 Reserve 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.

David makes a motion to approve Ordinance #2024-3 as presented. Doris seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries

3rd Reading of Ordinance #2024-4 – Nuisance Vehicles

Approval 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.

David makes a motion to approve Ordinance #2024-4 as presented. Doris seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries

3rd Reading of Ordinance #2024-5 – Weapons.

Approval 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.

Doris makes a motion to approve Ordinance #2024-5 as presented. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries

Request for Auction Donation – April 18 & 19 WNIN Auction

2 park annual and full hook-up for 2 nights. Doris makes a motion to approve the donation. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries

Updated Estimates from Wilcox Earthworks – Originally Approved at 2/7/2023 Meeting.

Meade Valley Bypass - \$10,117.00

Main Lift Bypass - \$10,553.00

David makes a motion to approve the updated estimates as presented. Doris seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries

Approval of Custom Sign Banner (2-4x8) and Yard Signs (6) - \$412.00

These signs are for the Eclipse Event. This expense may be turned in for 1 time reimbursement from Warrick Tourism. The maximum reimbursement allowed is \$2500.00. Doris makes a motion to approve the purchase of signs as presented. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries

Wastewater Adjustment Discussion – David Goldenberg

Tabled to gather more information.

Request for Penalty Updates and Deadline Date on Unsafe Building/Blighted/Abandoned Properties Ordinance – David Goldenberg

Tabled to gather more information.

A representative from Charter/Spectrem to answer questions from Town Council about a work order to run fiber lines down E 4th St. This will service approximately 200 rural homes. The Council is concerned there are too many lines being placed in the right-of-way. The Council decided they will review the information before making a decision. The estimated start date for this project is spring of 2025. If the council does not approve, they will need to find a different route.

Brian Cook, Town Manager

Work Report Submitted

The contractor that tore down the building that used to be Bernie's Market told Rachel he did not cap off the sewer line. The owner of the property said he would have someone take care of capping the sewer line. Until the sewer line is capped the account will be active and have a monthly bill. Once they have the sewer line capped Brian will need to inspect the cap and pay the inspection fee. Lauri is asked to contact the property owner to inform him of the procedure.

Will need to camera the lines at 121 W S.R. 68 because it looks like the lines were run across the neighbor's property. Lateral lines are not code and should not run across other properties. Due to this the town cannot be responsible for this line. Mr. Bruner will write up a waiver if the line does go across the neighbor's property.

Mike Mitchel, Town Marshal

Work Report Submitted

Not Present

Michael May, Fire Department

Work Report Submitted

19 runs, 12 have been fires. The new truck should be done by the end of April 2024.

The estimate to build a fence around the dumpster area should be under \$1500. Vinyl fence on 3 sides as close to the color of the building as possible. The community center will pay for the materials and the FD

will do all the labor. The council members agreed with this. There is a meeting set with LNB to get the non-profit number fixed and active.

Training this month will be medical. Trudy Anderson is new fire fighter. Kaitlyn Cox will be the new FD treasurer. She will need to get with Lauri to learn how and what needs to be done for this position.

May 4, 2024, there will be an Awards Alumni dinner for current and former firefighters.

J. William Bruner, Attorney

Ordinance to create/correct:

1. 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
2. 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.
3. 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. 3/4/24-David request -penalties update and deadline dates.

Lauri Stockus, Clerk-Treasurer

Conservation Crusaders will be doing the day camp again this year. Once they send the dates they will be put on the calendar. One Saturday in June, July, and August.

Upcoming:

- | | |
|--|-------------|
| 1. Clerk-Treasurer’s Workshop School | March 17-22 |
| 2. Town Manager Training | March 12-14 |
| 3. Easter Egg Hunt at Lynnville Park | March 23 |
| 4. Breakfast with the Easter Bunny at Community Center | March 30 |

- | | |
|-------------------------------------|----------------|
| 5. Solar Eclipse Weekend | April 6-8 |
| 6. Town Hall Closed | April 8 |
| 7. Early Voting at Community Center | April 22-May 6 |
| 8. Town-Wide Yard Sale | April 27 |
| 9. SIGPS Race Weekend | May 3-5 |
| 10. Town Council Meeting | May 6 |
| 11. Town Hall Closed for Primary | May 7 |
| 12. Tecumseh Graduation | May 17 |

Town Council Training Schedule:

- | | |
|--|----------|
| 1. Festivals, Fireworks, DORAs & Special Events Training | March 4 |
| 2. Salary, Wage, & Fringe Benefits | March 6 |
| 3. Spring Data Compliance Review Process | March 20 |
| 4. 2024 Legislative Recap | March 27 |
| 5. AIM Round Table | April 11 |
| Intro to Local Income Tax | April 17 |

David Goldenberg, Town Council Member/ Park Authority

Nothing to Add

Doris Horn, Town Council Member/ Park Authority

Nothing to Add

Rachel Titzer, Town Council President/ Park Authority

Gathering information from other towns and communities about wastewater adjustments. If the council is going to make adjustments, there needs to be a policy in place on the adjustments.

The lessee on S.R. 68 has not been in contact with the county concerning the yard barn placed on the property without a permit since the end of last week. The county sent a picture of where they thought it would work but it would cover a manhole so it will not work in this area.

The town was awarded the IU Grant for branding. Ali Oliver and Rachel will be going to IU May 13-14 to start the process. INDOT has provided the information, special requirements and application for the signage on the highways.


Ali is submitting a grant with AARP for sidewalks, 2 handicap parking spots, 2 handicap pads for Lynnville Park and sidewalk to the trail, handicap parking spots at Tecumseh Trailhead. The estimate for this is \$43,000. The grant is not a matching grant.

Address the Floor:

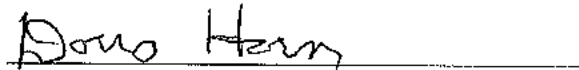
Next Meeting will be March 19, 2024, 6:00pm @ Lynnville Park Recreation Building

Rachel entertains a motion to adjourn the meeting. Doris makes the motion to adjourn the Town Council meeting. David seconds the motion. David in favor. Doris in favor. Rachel in favor. The meeting is adjourned at 7:42pm.

Lynnville Town Council:



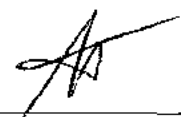
David Goldenberg, Council Member / Park Authority



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 - March 5, 2024 Town Council 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.
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Check Date	Vendor	Name of Claimant	Office Department	Amount of Voucher	Amount Allowed	Warrant	Check/Memorandum (See Note (2) Above)
03/05/2024	28	EMERGENCY SERVICES	OPERATING SUPPLIES	305.00	305.00	2065	Annual Payment -
03/05/2024	120	EVAPAR, INC	MAINTENANCE	600.00	600.00	2066	Semi-Annual Preventative Maintenance
03/05/2024	151	NICHOLS FIRE & FLEET INC.	BUNKER GEAR	1039.21	1039.21	2067	Boots
03/05/2024	1203	LYNNVILLE UTILITIES	WATER / SEWER	41.49	41.49	2068	Monthly Service
03/05/2024	3	OFFICE THREE SIXTY, INC	9-OFFICE SUPPLIES	31.47	31.47	2242	Pink Paper
03/05/2024	31	DUKE ENERGY	9-ELECTRIC	77.51	77.51	2243	Monthly Service
03/05/2024	102	4JS HARDWARE, LLC	9-BUILDING REPAIR /	31.75	31.75	2244	Paint solvent and supplies
03/05/2024	143	POINT MAN TECHNOLOGY LLC	9-PROFESSIONAL	144.00	144.00	2245	Monthly Service
03/05/2024	287	WILCOX EARTHWORKS, INC	9-GROUND	601.00	601.00	2246	#53 Rock
03/05/2024	1203	LYNNVILLE UTILITIES	9-WATER / SEWER	213.01	213.01	2247	Monthly Service
03/05/2024	99999	LARRY TEVAULT	5-DEPOSIT REFUND	275.00	275.00	2446	Refund Deposit for 5/25 Event
03/05/2024	1203	LYNNVILLE UTILITIES	5-WATER/SEWER	41.49	41.49	2447	Monthly Service
10/03/2023	66	CORE & MAIN LP	MATERIALS AND	526.22	526.22	4698	Parts to repair Water Line from Boring crew
12/31/2023	1203	LYNNVILLE UTILITIES	CUSTOMER DEPOSIT	312.84	312.84	4809	Final Bill- Busing
12/31/2023	99999	ERWIN PROPERTIES LLC	CUSTOMER DEPOSIT	87.16	87.16	4810	Meter Deposit Less Final Bill
03/05/2024	1203	LYNNVILLE UTILITIES	CUSTOMER DEPOSIT	100.00	100.00	4811	Final Bill
03/05/2024	3	OFFICE THREE SIXTY, INC	MATERIALS AND	89.98	89.98	4812	Paper
03/05/2024	31	DUKE ENERGY	PURCHASED POWER	63.94	63.94	4813	Monthly Service
03/05/2024	97	VEOLIA NORTH AMERICA, INC	CHEMICALS	3898.42	3898.42	4814	Brentag - Sodium Hypochlorite
03/05/2024	120	EVAPAR, INC	PROFESSIONAL SERVICES	1650.00	1650.00	4815	Semi-Annual Service Agreement for
03/05/2024	143	POINT MAN TECHNOLOGY LLC	PROFESSIONAL SERVICES	288.00	288.00	4816	Monthly Service
03/05/2024	203	ROSEDALE SERVICES, INC.	PROFESSIONAL SERVICES	660.00	660.00	4817	CBOD Analysis
03/05/2024	215	RICOH USA, INC.	MATERIALS AND	260.24	260.24	4818	Monthly Service
03/05/2024	287	WILCOX EARTHWORKS, INC	PROFESSIONAL SERVICES	1880.00	1880.00	4819	Air Relief Clean Up
03/05/2024	1203	LYNNVILLE UTILITIES	PURCHASED WATER	55.81	55.81	4820	Monthly Service
03/05/2024	1402	QUADIANT, INC	MATERIALS AND	140.85	140.85	4821	Monthly Rental
03/05/2024	1605	PATOKA LAKE REGIONAL	PURCHASED WATER	9541.33	9541.33	4822	Monthly Service
03/05/2024	99999	BRETT KRUSE	CUSTOMER DEPOSIT	100.00	100.00	4823	Meter Deposit Refund
03/05/2024	202	J. WILLIAM BRUNER	0-LIT DISTRIBUTION	1811.78	1811.78	7244	Professional Services
03/05/2024	63	RACHEL TITZER	0-MEMBERSHIPS /	434.42	434.42	7245	Milage for AIM NEO Training
03/05/2024	102	4JS HARDWARE, LLC	0-GROUNDS REPAIR /	16.99	16.99	7246	Drum liner
03/05/2024	143	POINT MAN TECHNOLOGY LLC	0-TOWN MARSHAL -	288.00	288.00	7247	Monthly Service
03/05/2024	171	HD SUPPLY FACILITIES	0-DONATIONS	299.48	299.48	7248	Barricade Tape and Orange Fencing for
03/05/2024	172	STOLL-KEENON-OGDEN PLLC	0-LIT DISTRIBUTION	11667.35	11667.35	7249	Professional Services
03/05/2024	1203	LYNNVILLE UTILITIES	0-WATER / SEWER	120.43	120.43	7250	Monthly Service - 207 Main St
03/05/2024	99999	ILMCT	0-MEMBERSHIPS /	107.00	107.00	7251	Annual ILMCT Dues
12/31/2023	81	PAYROC LLC	9-OPERATING SUPPLIES	151.21	151.21	22007	Monthly Service
12/01/2023	1602	PAYROLL	0-LIT DISTRIBUTION	50.72	50.72	22008	Bruner's Dec Insurance pmt
03/05/2024	77	MAINSTREAM FIBER	0-PHONE / INTERNET /	260.54	260.54	22009	Monthly Service
03/05/2024	77	MAINSTREAM FIBER	PHONE / INTERNET / TV	101.70	101.70	22011	Monthly Service

ACCOUNTS PAYABLE VOUCHER REGISTER SUMMARY

TOWN OF LYNNVILLE

GOVERNMENTAL UNIT

AGENCY

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Page 2 of 2 Pages

Installed by the TOWN OF LYNNVILLE-2018

General Form No. 364 (1997) APVREGISTER_SUM.FRX

Check Date	Vendor	Name of Claimant	Office Department	Amount of Voucher	Amount Allowed	Warrant	Check/Memorandum (See Note (2) Above)
12/31/2023	307	INVOICE CLOUD - BILL PAY	PROFESSIONAL SERVICES	431.60	431.60	22013	Monthly Service
02/23/2024	20	AFLAC	PAYROLL-EMPLOYEE	172.26	172.26	22014	Monthly Employee Insurance
02/23/2024	134	GLOBE LIFE LIBERTY	PAYROLL-EMPLOYEE	520.83	520.83	22015	Monthly Employee Insurance
02/26/2024	197	REMOTE LANDFILL SERVICES	9 -SANITATION	570.60	570.60	22019	Monthly Service
02/26/2024	197	REMOTE LANDFILL SERVICES	BUILDING / GROUND	215.10	215.10	22020	Monthly Service
02/26/2024	187	AMBETTER FROM MHS	PAYROLL-EMPLOYEE	786.26	786.26	22021	Monthly Town Manager Insurance
02/26/2024	31	DUKE ENERGY	9 -ELECTRIC	81.43	81.43	22024	Monthly Service
02/26/2024	31	DUKE ENERGY	5 -ELECTRIC/NATURAL	150.39	150.39	22025	Monthly Service
02/26/2024	31	DUKE ENERGY	ELECTRIC	195.40	195.40	22026	Monthly Service
02/27/2024	112	SYNCHRONY BANK	9 -BUILDING REPAIR /	1627.54	1627.54	22028	Shower House Updates
02/27/2024	1602	PAYROLL	0 -BOARD MEMBERS	3479.88	3479.88	22031	Gen Council
02/27/2024	1602	PAYROLL	SALARIES WAGES	7712.21	7712.21	22032	WTP Wages
02/27/2024	1602	PAYROLL	PAYROLL FEDERAL 941	10460.75	10460.75	22033	Net DD Entry
02/27/2024	1602	PAYROLL	5 -REPAIRS AND	88.21	88.21	22034	Community Center-Repairs/Maint
02/27/2024	1602	PAYROLL	BUILDING / GROUND	81.94	81.94	22035	Fire-Building/Grounds
02/27/2024	1602	PAYROLL	9 -GROUNDSKEEPER	2471.54	2471.54	22036	Park Groundskeeper
02/27/2024	59	INTERNAL REVENUE SERVICE	PAYROLL FEDERAL 941	2451.58	2451.58	22037	W/H
02/27/2024	904	INDIANA DEPT OF	PAYROLL STATE/LOCAL	876.17	876.17	22038	W/H
03/05/2024	1602	PAYROLL	0 -LIT DISTRIBUTION	50.72	50.72	22069	Bruner March Insurance pmt
03/05/2024	77	MAINSTREAM FIBER	PROFESSIONAL SERVICES	213.39	213.39	22070	Monthly Service
03/05/2024	77	MAINSTREAM FIBER	9 -PHONE / INTERNET	245.54	245.54	22072	Monthly Service
03/05/2024	904	INDIANA DEPT OF	SALES TAX	1044.20	1044.20	22073	W/H
03/05/2024	2005	TRANSFER OF FUNDS	TECUMSEH TRAIL	7500.00	7500.00	22074	Annual Donation for Maintenance to
03/05/2024	2005	TRANSFER OF FUNDS	0 -COMMUNITY CENTER	2500.00	2500.00	22075	Annual Pmt to Community Center
		Checks: 2065- 22075		82292.90	82292.90		

Payfile Distribution Journal

For payfile ending 02/26/2024 12:00:00 AM

All Records

Page : 1

Date: 02/27/2024 02:12:59 PM

PAYDISJ.FRX

User ID: LAURI

Distribution Name	Account Number	Wage Amount	Deduction Name	Deduction Amount
Location: Groundskeeping				
Gen Groundskeeping	1101001114.000	\$914.04	Federal Withholding	\$389.45
MVH Wages	2201001112.000	\$280.02	FICA Withholding	\$335.35
Fire-Building/Ground	2209300200.000	\$81.94	Medicare Withholding	\$78.43
Community Center-Rep	2226000361.000	\$81.94	State Withholding	\$164.98
Town Manager	4437020111.400	\$399.12	Local Withholding	\$27.04
WTP Wages	6101001112.000	\$1138.26	Ambetter from MHS- P	\$140.33
WWTP Wages	6201001112.000	\$2751.37	DD - Heritage Federa	\$563.00
			DD-Centurion Federal	\$867.31
			DD-German American B	\$2983.36
			Globe Life	\$97.44
Groundskeeping Wages Total		\$5646.69	Deductions Total	\$5646.69
			Net Pay	\$0.00
Location: Park				
Park Groundskeeper	2204001111.000	\$1791.25	Federal Withholding	\$50.00
Park Employees	2204001113.000	\$419.80	FICA Withholding	\$136.31
			Medicare Withholding	\$31.87
			State Withholding	\$67.06
			Local Withholding	\$10.99
			DD - Chime	\$536.62
			DD - Fifth Third Ban	\$123.33
			DD - Heritage Federa	\$105.54
			DD - LNB Community	\$118.93
			DD - Peoples	\$1018.00
			Globe Life	\$12.40
Park Wages Total		\$2211.05	Deductions Total	\$2211.05
			Net Pay	\$0.00
Location: Town Hall				
Gen Council	1101001111.000	\$587.37	Federal Withholding	\$105.01
Gen Town Hall	1101001111.240	\$317.10	FICA Withholding	\$301.15
Gen Clerk Treasurer	1101001112.000	\$736.28	Medicare Withholding	\$70.45
Park Extra Help	2204001114.000	\$85.86	State Withholding	\$148.17
WTP Wages	6101001112.000	\$1647.94	Local Withholding	\$24.29
WWTP Wages	6201001112.000	\$1647.93	AFLAC- Post Tax	\$63.56
			AFLAC- PreTax	\$58.00
			DD - Fifth Third Ban	\$521.59
			DD - Heritage Federa	\$1231.09
			DD - LNB Community	\$1985.45
			DD - Liberty Federal	\$406.53
			Globe Life	\$107.19

Payfile Distribution Journal

For payfile ending 02/26/2024 12:00:00 AM

All Records

Distribution Name	Account Number	Wage Amount	Deduction Name	Deduction Amount
Town Hall Wages Total		\$5022.48	Deductions Total	\$5022.48
			Net Pay	\$0.00
Location: GRAND TOTAL				
Gen Council	1101001111.000	\$587.37	Federal Withholding	\$544.46
Gen Town Hall	1101001111.240	\$317.10	FICA Withholding	\$772.81
Gen Clerk Treasurer	1101001112.000	\$736.28	Medicare Withholding	\$180.75
Gen Groundskeeping	1101001114.000	\$914.04	State Withholding	\$380.21
MVH Wages	2201001112.000	\$280.02	Local Withholding	\$62.32
Park Groundskeeper	2204001111.000	\$1791.25	AFLAC- Post Tax	\$63.56
Park Employees	2204001113.000	\$419.80	AFLAC- PreTax	\$58.00
Park Extra Help	2204001114.000	\$85.86	Ambetter from MHS- P	\$140.33
Fire-Building/Ground	2209300200.000	\$81.94	DD - Chime	\$536.62
Community Center-Rep	2226000361.000	\$81.94	DD - Fifth Third Ban	\$644.92
Town Manager	4437020111.400	\$399.12	DD - Heritage Federa	\$1899.63
WTP Wages	6101001112.000	\$2786.20	DD - LNB Community	\$2104.38
WWTP Wages	6201001112.000	\$4399.30	DD - Liberty Federal	\$406.53
			DD - Peoples	\$1018.00
			DD-Centurion Federal	\$867.31
			DD-German American B	\$2983.36
			Globe Life	\$217.03
GRAND TOTAL Wages Total		\$12880.22	Deductions Total	\$12880.22
			Net Pay	\$0.00

Hours Report Summary

For payfile ending 02/26/2024 12:00:00 AM

All Records

Paytype : Normal

Distribution Name	Account Number	Units Taken	Hours Worked	Salary Hours	Amount
Gen Council	1101001111.000	0.00000	0.00000	0.00000	\$587.37
Gen Town Hall	1101001111.240	0.00000	25.20000	0.00000	\$317.10
Gen Clerk Treasurer	1101001112.000	0.00000	0.00000	0.00000	\$736.28
Gen Groundskeeping	1101001114.000	0.00000	50.35000	0.00000	\$914.04
MVH Wages	2201001112.000	0.00000	9.15000	0.00000	\$280.02
Park Groundskeeper	2204001111.000	0.00000	125.00000	0.00000	\$1791.25
Park Employees	2204001113.000	0.00000	37.50000	0.00000	\$419.80
Park Extra Help	2204001114.000	0.00000	6.40000	0.00000	\$85.86
Fire-Building/Grounds	2209300200.000	0.00000	4.50000	0.00000	\$81.94
Community Center-Repairs/Maint	2226000361.000	0.00000	4.50000	0.00000	\$81.94
Town Manager	4437020111.400	0.00000	12.00000	0.00000	\$399.12
WTP Wages	6101001112.000	0.00000	73.95000	0.00000	\$2786.20
WWTP Wages	6201001112.000	0.00000	81.95000	0.00000	\$3052.27
Subtotals for Paytype : Normal		0.00000	430.50000	0.00000	\$11533.19

Paytype : Overtime

Distribution Name	Account Number	Units Taken	Hours Worked	Salary Hours	Amount
WWTP Wages	6201001112.000	0.00000	27.00000	0.00000	\$1347.03
Subtotals for Paytype : Overtime		0.00000	27.00000	0.00000	\$1347.03

Paytype : Park

Distribution Name	Account Number	Units Taken	Hours Worked	Salary Hours	Amount
Gen Council	1101001111.000	0.00000	0.00000	0.00000	\$0.00
Park Board Members	2204001115.000	0.00000	0.00000	0.00000	\$0.00
Subtotals for Paytype : Park		0.00000	0.00000	0.00000	\$0.00

Paytype : Park

Distribution Name	Account Number	Units Taken	Hours Worked	Salary Hours	Amount

Hours Report Summary

For payfile ending 02/26/2024 12:00:00 AM
All Records

Gen Council	1101001111.000	0.00000	0.00000	0.00000	0.00000	\$0.00
Park Clerk Treasurer	2204001112.000	0.00000	0.00000	0.00000	0.00000	\$0.00
Park Board Members	2204001115.000	0.00000	0.00000	0.00000	0.00000	\$0.00
Subtotals for Paytype : Park Seasonal		0.00000	0.00000	0.00000	0.00000	\$0.00

PTO
Units Taken 0.00000

Hours Worked 457.50000
Salary Hours 0.00000
Amount \$12880.22

Total Records Printed : 15

Installed by the TOWN OF LYNNVILLE-2018

Fund Report

All Funds

From 01/01/2024 Thru 01/31/2024

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
**Bank Number 0							
1101 GENERAL	79441.71	86838.34	97168.69	75163.70	1197.00	7249.34	69111.36
1176 ARPA GRANT - COMMUNITY CENTER	13656.99	160851.58	172708.57	1800.00	0.00	0.00	1800.00
1177 ARP GRANT	54918.48	0.00	44618.68	10299.80	0.00	0.00	10299.80
2201 MVH - MOTOR VEHICLE HIGHWAY	49963.39	39098.01	54019.91	33412.74	2612.60	983.85	35041.49
2202 LRS - LOCAL ROADS AND STREET	28910.94	19447.29	10513.70	36314.04	1530.49	0.00	37844.63
2203 MVH-50% RESTRICTED	29044.37	17809.37	7637.60	37802.40	1413.74	0.00	39216.14
2217 DONATION	137.08	6991.35	1825.55	5302.88	0.00	0.00	5302.88
2240 PUBLIC SAFETY	44117.34	62627.56	35914.92	68393.95	4939.42	2503.39	70829.98
2242 RAINY DAY FUND	57456.00	0.00	6249.31	51206.69	0.00	0.00	51206.69
2256 OPIOID SETTLEMENT UNRESTRICTED	730.91	130.79	0.00	861.70	0.00	0.00	861.70
2257 OPIOID SETTLEMENT RESTRICTED	1705.44	382.12	0.00	2087.56	0.00	0.00	2087.56
2270 TECUMSEH TRAIL FUND-MAINTENANCE AND DONATION	2051.71	5000.00	6420.74	701.40	0.00	70.43	630.97
4401 CCI - CUMULATIVE CAPITAL IMPROVEMENTS	4197.07	1917.51	0.00	6114.58	0.00	0.00	6114.58
4405 PUBLIC IMPROVEMENT PROJECTS	297094.84	0.00	8300.00	288794.84	0.00	0.00	288794.84
4437 LIT - LOCAL INCOME TAX	40078.49	80131.84	57946.45	60806.73	4759.58	3302.43	62263.88
SubTotal Bank Number 0	703504.76	481225.76	503324.12	679063.01	16452.83	14109.44	681406.40
**Bank Number 1							
6101 WTP-CASH OPERATING-DAILY DEPOSITS	124654.55	257366.72	358905.73	16642.38	15521.16	9048.00	23115.64
6103 WTP-DEPRECIATING	41367.84	7836.50	14805.85	34398.49	0.00	0.00	34398.49
6104 WTP-CUSTOMER DEPOSITS	44260.95	2100.00	3971.08	42389.87	0.00	0.00	42389.87
6201 WWTP-CASH OPERATING-DAILY DEPOSITS	286805.96	403856.17	487948.16	212192.87	23859.07	33337.97	202713.97
6202 WWTP-BOND/INTEREST	83764.13	78000.00	75180.31	86583.82	0.00	0.00	86583.82
6203 WWTP-DEPRECIATING	88219.96	15597.02	64614.15	39202.83	0.00	0.00	39202.83
9906 CONSTRUCTION IN PROGRESS -	678487.97	0.00	292406.93	386081.04	0.00	0.00	386081.04

Installed by the TOWN OF LYNNVILLE-2018
Fund Report

FUND TITLE	BALANCE BEG OF YEAR	REVENUE YTD	DISBURSED YTD	BALANCE BEG OF MONTH	REVENUE MTD	DISBURSED MTD	CURRENT BALANCE
SPURGEON PROJECT							
SubTotal Bank Number 1	1347561.36	764756.41	1297832.21	817491.30	39380.23	42385.97	814485.56
**Bank Number 4							
7701 PAYROLL	5212.93	342536.45	344680.67	3097.80	26439.76	28468.85	3068.71
SubTotal Bank Number 4	5212.93	342536.45	344680.67	3097.80	26439.76	28468.85	3068.71
**Bank Number 5							
2226 COMMUNITY CENTER	16918.61	17099.49	16683.45	18115.63	58.36	839.34	17334.65
SubTotal Bank Number 5	16918.61	17099.49	16683.45	18115.63	58.36	839.34	17334.65
**Bank Number 6							
2208 FIRE TERRITORY EQUIPMENT	8179.36	29547.23	22024.36	15702.23	0.00	0.00	15702.23
2209 FIRE PROTECTION TERRITORY	198552.10	160968.73	157189.44	220532.28	4371.78	22572.67	202331.39
4410 FIRE PROTECTION TERRITORY - NEW VEHICLE	32989.60	0.00	0.00	32989.60	0.00	0.00	32989.60
SubTotal Bank Number 6	239721.06	190515.96	179213.80	269224.11	4371.78	22572.67	251023.22
**Bank Number 8							
6301 WWTP-CONSTRUCTION	2511.00	0.00	2511.00	0.00	0.00	0.00	0.00
SubTotal Bank Number 8	2511.00	0.00	2511.00	0.00	0.00	0.00	0.00
**Bank Number 9							
2204 LYNNVILLE PARK	157209.48	299974.83	282269.26	173528.44	12087.21	10700.60	174915.05
SubTotal Bank Number 9	157209.48	299974.83	282269.26	173528.44	12087.21	10700.60	174915.05
*** GRAND TOTAL ***	2472639.20	2096108.90	2626514.51	1960520.29	100790.17	119076.87	1942233.59

CANCELLATION OF LEASE

THIS AGREEMENT made and entered into by the Lynnville Town Council, the Park Authority for the Town of Lynnville, Warrick County, Indiana, and successor to the Lynnville Park & Recreation Board, (herein after referred to as (LESSOR) and Dennis Hayden, (herein referred to as (LESSEE).

WHEREAS Said Lessee assumed a Lease, (hereafter referred to as the "the Lease"), a copy of which is attached hereto and incorporated herein, and

WHEREAS the party's desire to cancel the Lease and release the Lessee from any further obligations under the Lease and to give to the Lessor any and all rights, claims or interest that the Lessee may have in the Lease, or the real estate under the subject of the Lease.

Address: 12825 E. 1025 S., Oakland City, IN 47660

NOW THEREFORE it is hereby agreed by the parties as follows:

1. Lessee hereby releases, quit claims and disavows themselves of any interest in and to the real estate described in the Lease and hereby disavows, and, quit-claim any interest they might have or could have under the Lease, and quit-claim any and all rights to possession of said real estate to the Lessor.
2. The Lessor in consideration of the cancellation of the Lease hereby forgives, releases and quit claims any and all claims that it may have or could have under said Lease.

IN WITNESS WHEREOF, the parties have executed this cancellation of Lease on this 5th day of March 2024.

LESSEE:

X Dennis Hayden / 3/5/24
Dennis Hayden Date

LYNNVILLE TOWN COUNCIL
(LESSOR):

David Goldenberg
David Goldenberg, Member/Park Authority

Forwarding Address:

City/County (if any):

Zip/Zip+4:

Doris Horn
Doris Horn, Member/Park Authority

Rachel Torres
Rachel Torres, President/Park Authority

Document Reference:

File #

Number

Check #

Int.

Date Mailed:

Lynnville Park Lease Agreement - Gibson

This Lease Agreement made and entered into on this 5th day of March by and between **THE LYNNVILLE TOWN COUNCIL**, the Park Authority for the Town of Lynnville, Warrick County, Indiana (hereinafter referred to as "LESSOR") and Doyan Riley and Sonja K Riley (hereinafter referred to as "Lessee").

For and in consideration of the mutual covenants and agreements hereinafter set forth, the Lessor does hereby lease, let rent and demise unto the Lessee and the Lessee does hereby lease and rent from the Lessor the following described real estate in Gibson County, Indiana, to-wit:

Lot # 93

Located at: 12855 E 1025 S, Oakland City, IN 47660

Subject to a utility easement ten (10) feet in width along the front and back lines and five (5) feet in width along the side lines of the above described real estate; subject to the possibility of reverted to Peabody Coal Company, in the event the realty of which the above described real estate is a part ceases to be used for public park and recreation purposes; and further subject to certain reservations and exceptions held by Peabody Coal Company, through its predecessors in interest; all as provided for in a special Warranty Deed dated July 15, 1964, and recorded on July 28, 1964, at 8:05am in the office of the Recorder of Warrick County, Indiana as Instrument #25833.

The terms and conditions under which the demised premises are leased are as follows:

1. **Term** Lease term shall run for one (1) year, from July 1, 2023, through June 30, 2024, together with the opportunity of the Lessee to renew the lease as set forth in paragraph 3.
2. **Contact Information** If any of the information contained in the Lessee Information Sheet provided to the Lessor upon execution of the Lease should change, Lessee shall notify Lessor of such changes or any changes within **Thirty (30) days** of the change.
3. **Rental** Lessee agrees to pay to the Lessor, as rent, the sum of one thousand one hundred eight and 80/100 (\$1,108.80) **plus 1/27th of Lynnville Park's Gibson County property taxes** per each one (1) year term, subject to any adjustments to the rental amount during future renewal years as set forth in paragraph 3. If the initial period of the lease is for less than one (1) year, the Lessee agrees to pay the Lessor, as rent, a pro-rated amount of ninety-two and 40/100 (\$92.40), based on annual rent for the initial one (1) year term, due upon the execution of the Lease Agreement. Any subsequent renewal by a Lessee of lease term, as set forth in paragraph 3, shall require payment by Lessee of the annual rental prior to the expiration date of the one (1) year lease term. In the event any subsequent annual lease rental is overdue for a period of thirty (30) days, the Lessee shall pay a late charge of **Thirty-Five dollars (\$35.00)** per lot. In the event that any subsequent annual lease rental is overdue for a period of sixty (60) days, the Lessee shall pay an additional late charge of **Thirty-Five dollars (\$35.00)** per lot. In the event that any subsequent annual lease rental is overdue for a period of ninety (90) days, the Lessee shall pay an additional late charge of **Thirty-Five dollars (\$35.00)** per lot. In the event that any subsequent annual lease rental is overdue beyond 90 days the lease shall terminate.

Notice to Taxpayers of Additional Appropriation

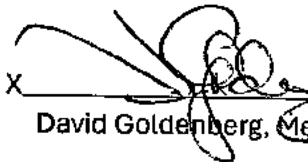
Notice is given to the taxpayers of the Town of Lynnville, Warrick County, Indiana, that the Town of Lynnville Town Council will meet at 405 W. State Route 68 at 6:00pm local time on 3/19/2024 for the purpose of considering the following additional appropriation which the Town considers necessary for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

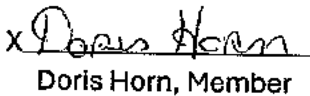
PUBLIC IMPROVEMENT PROJECTS (4405)	APPROPRIATION	REDUCTION
1. Bury Utility Lines on Main St	\$48,295.70	\$0.00
2. Main St Beautification	\$231,704.30	\$0.00
a. Sidewalks, lighting, utility service, etc.		
b. Funds set aside for this purpose in 2020.		
c. Resolution #2020-3 set funds for this purpose.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

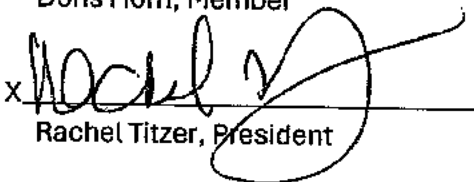
Taxpayers appearing at the meeting shall have the right to be heard. The additional appropriation as finally made will be referred to the Department of Local Government Finance (DLGF). The Lynnville Town Council will make a written determination as to the sufficiency of funds to support the appropriation within ten (10) days of receipt of a Certified Copy of the actions taken. Dated this 19th of March 2024. Lauri Stockus, Clerk-Treasurer, Lynnville, IN 47619

SM
3/5/2024

Approved by Lynnville Town Council March 5, 2024.

X 
David Goldenberg, Member

X 
Doris Horn, Member

X 
Rachel Titzer, President

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 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

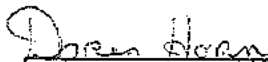
Section 2. Effective Date. This ordinance shall be in full force and effect from and after its passage by the Town Council of Lynnville, Indiana.

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

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.

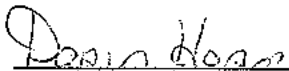
Section 2. Effective Date. This ordinance shall be in full force and effect from and after its passage by the Town Council of Lynnville, Indiana.

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

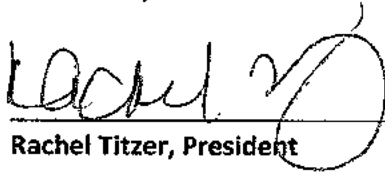
Lynnville Town Council:




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.

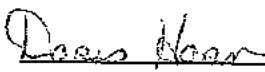
Section 2. Effective Date. This ordinance shall be in full force and effect from and after its passage by the Town Council of Lynnville, Indiana.

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

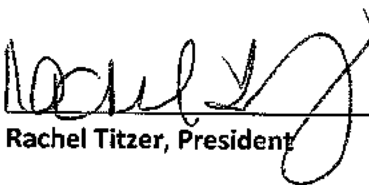
Lynnville Town Council:




David Goldenberg, Member



Doris Horn, Member



Rachel Titzer, President

Attest: 

Lauri Stockus, Clerk-Treasurer

Lauri Stockus

From: Rachel Titzer
Sent: Monday, December 18, 2023 4:14 PM
To: William Bruner
Cc: Doris Horn; David Goldenberg; Lauri Stockus
Subject: Re: Ordinance 130. Firearms on Town Property

How do you feel about the draft that was created a couple of months ago? Is that a starting point? Thanks!

Rachel

Sent from my iPhone

> On Dec 18, 2023, at 1:09 PM, William Bruner <brunlaw1@gmail.com> wrote:

>

>

> In my opinion, Ordinance 130 should be repealed. Under the current Indiana statute concerning regulations pertaining to firearms, the Town does have the following authority:

> 1. To prohibit or restrict the intentional display of a firearm at a public meeting. IC 35-47-11.1-4(6).

> 2. To establish rules of conduct or admission for an event occurring on property leased from the Town by the promoter or organizer of the event. This would, in my opinion, apply to events to be held at the community center and the park recreation building.

> 3. To prohibit or restrict the possession of a firearm in a building owned or administered by the Town if the requirements under IC 35-47-11.1-4(13) are met.

> A copy of IC 35-47-11.1-4 is attached for your reference.

>

> After discussion, if the board likes, I will prepare a replacement ordinance based on what you want to include. In the alternative, no replacement is required.

>

> **Bill**

> <Ind Code 35471114 Not prohibited by chapter Indiana Code 2023 Edition.pdf>

APPROVED

MAR 05 2024

[Handwritten signature]
David Goldberg

[Handwritten signature]
Donna Horn
[Handwritten signature]
Rachel [unclear]



APRIL 18 & 19, 2024
ONLINE Auction April 9 - 19
LIVE Auction April 18 & 19

Tax Payer ID: 35-1307165

Dear Regional Community Partner:

WNIN is the PBS station that covers southwestern Indiana, southeastern Illinois and northwestern Kentucky. The station reaches thousands of Tri-State area residents with television programming that promotes education, community betterment and togetherness.

As a nonprofit, we rely on the public's generosity for support. To help raise funds, we host a unique annual event, the WNIN Auction. All items will be available through an ONLINE AUCTION starting April 9 with Select Items on LIVE AUCTION Thursday, April 18 and Friday, April 19 from 7 pm - 9 pm - with the Auction closing all bids on Friday, April 19 at 10 pm. We are thrilled to be able to hold our WNIN Auction again this year to showcase how our community businesses support public media!

WNIN is seeking items from businesses to auction off to viewers during the Spring Auction, happening on April 18 & 19, 2024. If you choose to donate an item to the auction, you will receive:

- Exposure to over 250,000 households
- Access to a captive audience
- Increased household name recognition
- Alignment with a reputable organization

DONOR LEVELS & BENEFITS

**UP TO \$149
RETAIL VALUE**

- Item listed on Auction website for entirety of event

**\$150 TO \$999
RETAIL VALUE**

- Item listed on Auction website for entirety of event
- Item discussed and sold during live broadcast

\$1000- RETAIL VALUE

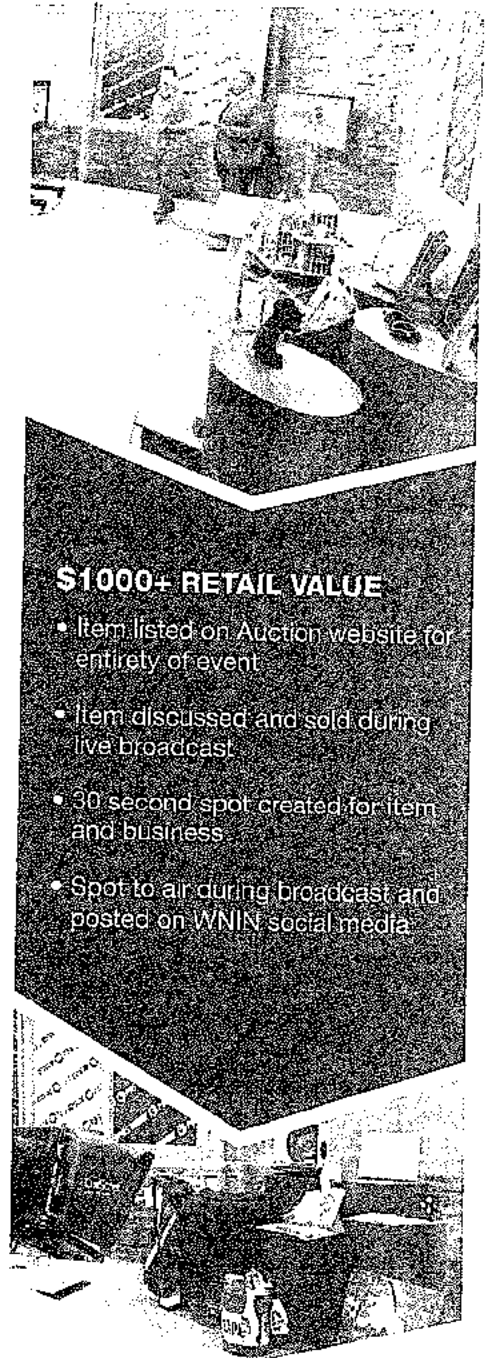
- Item listed on Auction website for entirety of event
- Item discussed and sold during live broadcast
- 30 second spot created for item and business
- Spot to air during broadcast and posted on WNIN social media

See form on reverse side with instructions on how to give should you be ready to make your gift. Remember, your donation is 100% tax deductible.

We are so grateful for your consideration and hope you will explore this special opportunity to partner with a household name - PBS.

Thank you,
Karen Robinson
Director of Events/Theater
kr Robinson@wnin.org

Sarah Davis
sdavis@wnin.org
(812) 423-2973 x261



Two Main St., Evansville, IN 47708
812-423-2973 Fax: (812) 428-7548 www.wnin.org



2024 WNIN AUCTION DONATION FORM
APRIL 18 & 19, 2024



DONOR INFORMATION:

Business: _____ Contact Name: _____
Address: _____ City: _____ State: _____ Zip: _____
Phone: _____ Fax: _____ Email: _____
Website: _____ Social Media: @ _____

DONATION:

Please note: The purchaser must not be required to pay anything in order to redeem certificate, i.e., "Buy One, Get One Free" or price reduction certificates not accepted. All donations are subject to acceptance by the Auction Committee.

Items Donated:

Value \$: _____ Quantity: _____ = Total Value \$: _____

Detailed Description (this is your on-air promotion, include any restrictions):

Gift Card/Certificate (check one):

- Donor will provide Gift Card/Certificate by mailing in
(NOTE: Please make expiration date one year from time of auction, example: 4/1/24, when possible)
- WNIN is authorized to produce Gift Certificate
- Merchandise (Expiration Date: _____)

Delivery Method For Merchandise:

- PICK UP DROP OFF MAIL

Donors Signature: _____

Date: _____

(includes permission for logo and image use)

(All donated merchandise must be new and undamaged. Art antiques, and collectibles should be in marketable condition. WNIN reserves the right to authenticate the value of donations and to approve all scripts for on-air presentation. It is understood that all donations become the property of WNIN and the sale of those items is at the discretion of WNIN. Receipt will be supplied by the Auction office at the end of September 2023. WNIN produced certificates expire one year after purchase unless stated otherwise.)

DONOR LEVELS & BENEFITS:

Up to \$149 Retail Value

- Item listed on Auction website for entirety of event

\$150 to \$999 Retail Value

- Item listed on Auction website for entirety of event
- Item discussed and sold during live broadcast

\$1000+ Retail Value

- Item listed on Auction website for entirety of event
- Item discussed and sold during live broadcast
- 30 second spot created for item and business
- Spot to air during broadcast and posted on WNIN social media

GAIN EXPOSURE & HELP US HIT OUR TARGET!

DEADLINE: APRIL 5, 2024

PLEASE EMAIL, FAX, OR MAIL THIS FORM TO:

KAREN ROBINSON - Director of Events/Theater

Email: krobinson@wnin.org

Mail: WNIN, Two Main St., Evansville, IN 47708

SARAH DAVIS

Email: sdavis@wnin.org

Phone: (812) 423-2973 x261; Fax: (812) 428-7548

WILCOX



EARTHWORKS

7252 S County Rd 100 E
Oakland City IN 47660
wilcoxearthworks@yahoo.com
812-774-5924

RECEIVED

MAR 04 2023

Lynnville Clerk Treasurer

Estimate

Date	Estimate #
1/26/2023	234

Name / Address
Town of Lynnville

Description	Qty	Rate	Project
			Total
305 Cat	20	128.00	2,560.00
Materials		6,142.00	6,142.00
Labor	40	25.00	1,000.00
	10	23.00	230.00
Dump Truck	1	185.00	185.00

Handwritten signatures:
~~X David~~
~~X Dennis Hogan~~
~~X Rachel Hogan~~
~~X Rachel Hogan~~

Handwritten note:
 Bypass med valley

Total \$10,117.00

This estimate is valid for 10 days. This is an estimate, and not a contract for services. It is based on our evaluation and does not include material price increases or additional labor and materials, which may be required, should unforeseen problems arise after the work has been started.

****NOW ACCEPTING CREDIT/DEBIT CARD PAYMENTS WITH AN ADDITIONAL 3% SERVICE CHARGE ADDED TO YOUR INVOICE****

E-mail
wilcoxearthworks@yahoo.com



1188 W State Route 68
 Lynnville, IN 47619
 P: 812-774-5924

RECEIVED

FEB 02 2023

Lynnville Clerk Treasurer

Estimate

Date	Estimate #
1/26/2023	234

Name / Address
 Town of Lynnville

APPROVED
 FEB 07 2023

[Handwritten signatures and initials]

Project

Description	Qty	Rate	Total
305 Cat	20	128.00	2,560.00
Materials		5,320.00	5,320.00
Labor	40	25.00	1,000.00
	10	23.00	230.00
Dump Truck	1	185.00	185.00

meade valley bypass

meade valley bypass
 Estimates are good for 14 days from the estimate date.

This is an estimate, not a contract for services. This is for completing the job as described above. It is based on our evaluation and does not include material price increases or additional labor and materials which may be required, should unforeseen problems arise after the work has started.

Total **\$9,295.00**

E-mail

wilcoxearthworks@yahoo.com

WILCOX



EARTHWORKS

7252 S County Rd 100 E

Oakland City IN 47660

wilcoxearthworks@yahoo.com

812-774-5924

RECEIVED

MAR 04 2023

Lynnville Clerk Treasurer

Estimate

Date	Estimate #
1/26/2023	235

Name / Address
Town of Lynnville

Description	Qty	Rate	Project
			Total
305 Cat	25	128.00	3,200.00
Materials		5,938.00	5,938.00
Labor	40	25.00	1,000.00
	10	23.00	230.00
Dump Truck	1	185.00	185.00
<p>X [Signature] David Goldenberg</p> <p>X [Signature] Doris Horn</p> <p>X [Signature] Rachel [Signature]</p> <p>main lift Bypass</p>			

This estimate is valid for 10 days. This is an estimate, and not a contract for services. It is based on our evaluation and does not include material price increases or additional labor and materials, which may be required, should unforeseen problems arise after the work has been started.

Total \$10,553.00

NOW ACCEPTING CREDIT/DEBIT CARD PAYMENTS WITH AN ADDITIONAL 3% SERVICE CHARGE ADDED TO YOUR INVOICE

E-mail
wilcoxearthworks@yahoo.com



1188 W State Route 68
 Lynnville, IN 47619
 P: 812-774-5924

RECEIVED

FEB 02 2023

Lynnville Clerk Treasurer

Estimate

Date	Estimate #
1/26/2023	235

Name / Address
Town of Lynnville

Project

Description	Qty	Rate	Total
305 Cat	25	128.00	3,200.00
Materials		5,938.00	5,938.00
Labor	40	25.00	1,000.00
Dump Truck	10	23.00	230.00
	1	185.00	185.00

APPROVED
 FEB 07 2023

[Handwritten signatures and initials]
 X *[Signature]*
 X *[Signature]*
 X *[Signature]*

Mail List Bypass

Estimates are good for 14 days from the estimate date.
 This is an estimate, not a contract for services. This is for completing the job as described above. It is based on our evaluation and does not include material price increases or additional labor and materials which may be required, should unforeseen problems arise after the work has started.

Total **\$10,553.00**

E-mail
 wilcoxearthworks@yahoo.com



1-866-313-SIGN

APPROVED
MAR 05 2024

David Goldberger, Member
Doris Horn
Rachel Titus, Pres

Change Order for WO
Date: February 29, 2024
Salesman: Josh Roeder
Who turned in: JR

Estimate

Bill To:

Job Site:

Client: Lynnville Park	Name: Lynnville Park
Address: 405 IN-68	Address: 405 IN-68
Lynnville, IN	Lynnville, IN
Phone: 812-480-1921	Phone: 812-480-1921
Fax:	Contact: Stacy Tevault
Contact:	e-mail: Stevault@LNBCorp.com
PO #	WO #

Description: We propose to:

<i>Banner and Yard Signs</i>	
<i>2-4 X 8 Banner-</i>	<i>\$256.00</i>
<i>Yard Sign(6)-</i>	<i>\$156.00</i>
<i>Total-</i>	<i>\$412.00</i>
<i>*price is plus necessary permits and applicable taxes.</i>	
<i>** (This price includes miscellaneous materials required for installation).</i>	
Permits will be billed at cost plus \$90/hr. securing feel. The minimum permit fee is \$200.00	
Custom Sign to connect to client's provided electrical service as long as it is available at the site of sign during the installation and is within 6' of sign location.	
Watchfire Units are covered under a parts warranty for a period of 5 years from delivery date.	
Custom Sign carries a parts and labor warranty for a period of one year from install date on all signs installed by Custom Sign.	



1-866-313-SIGN

Change Order for WO
Date: February 29, 2024
Salesman: Josh Roeder
Who turned in: JR

Estimate

Bill To:

Job Site:

Sales Tax (7.0%) or copy of tax exempt certificate.

Terms: 50% deposit with signed agreement (or corporate purchase order) and remainder due at time of installation.

Unless otherwise stated, time-frame for delivery of sign order is 8 to 10 weeks after receipt of the signed agreement, approved artwork, 50% deposit and all necessary sign permits.

(1% discount for final payment by check on delivery or 2% discount for full payment on acceptance of proposal, with permit/securable fees billed on completion.) We now gladly accept MasterCard, Visa, Discover and American Express. Past due accounts are subject to 1.5% monthly interest (18%APR) or a minimum of \$35.00 late fee for past due invoices. In the event of default, legal interest along with collection costs and reasonable attorney fees as may be required to affect collection are the responsibility of the customer.

Signature: Josh Roeder

Date: February 26th, 2024

Accepted By:

[Handwritten Signature]

Date:

3/3/24

Thank you for the opportunity to quote this sign package.