

**Town of Lynnville
Lynnville Town Council
January 2, Agenda**

CALL TO ORDER

MOMENT OF SILENCE – PLEDGE OF ALLEGEANCE

ROLL CALL

APPROVAL OF MINUTES: May 1, 2023

APPROVAL OF CURRENT BILLS: December 20, 2023 – January 2, 2024

DELINQUENT NOTICES: Shut off date is January 10, 2024

ADJUSTMENTS:

1. \$113.97 - 302 Deer Ln – water line break – **REPAIRED**
2. \$163.24 – 567 N. Main St. – watering new sod (adjustment is for only 1 month)
3. \$230.53 – 310 E 1st St. – Outside faucet was broken and leaking at base. **REPAIRED**

TREASURY REPORT – December 2023:

General Operating	\$45,427.75	Community Center	\$18,101.15
MVH/LRS	\$63,761.98	Fire Department	\$192,517.88
LIT	\$49,816.64	Park	\$166,659.08
Public Safety	\$63,590.42	Utilities Operating	\$212,723.60
Public Improv Projects	\$288,794.84		
Opioid Settlement	\$2,949.26		

NEW BUSINESS:

1. Elect Town Council President.
 - a. Doris Horn will not be at the meeting but called Town Hall to say Rachel has 100% backing from her.
2. Approval of Ordinance #2024-1 Salary
3. Approval Cancellation of Lease – Lot #28 – Jeffery Feldhaus and Jane Feldhaus
4. Approval of Lease – Lot #28 – Jane Feldhaus
5. Reminder: Next Park Board meeting will be held on January 23, 2023, due to Council President and Clerk Treasurer away at training.
6. Community Center and Recreational Building Rental Fees
 - a. Community Center Current Fees
 - i. 1 Day Rental with Alcohol - \$325.00 (Rental Fee) + \$150.00 (Deposit)= \$475.00
 - ii. 1 Day Rental without Alcohol - \$225.00 (Rental Fee) +\$150.00 (Deposit)= \$375.00
 - iii. Decoration Rental -Day Before/After Rental (4-hour only) \$175.00 (Rental Fee) =\$175.00
 - iv. 4-Hour Rental \$175.00 (Rental Fee) +\$100.00 (Deposit)= \$275.00
 - b. Recreational Building Current Fees
 - i. 1 Day Rental - \$150.00 (Rental Fee) + \$100.00 (Deposit)
 - ii. Decoration Rental -Day Before/After Rental (4-hour only) \$100.00 (Rental Fee) =\$100.00
4-Hour Rental 8:00am -12:00pm _____ 12:30pm -4:30pm _____ 5:00pm -9:00pm
 - iii. 1 Day Shelter House Rental - \$25.00 (Rental Fee) = \$25.00
7. Warrick County Taxing Unit Appeals - **INFORMATIONAL**

Brian Cook, Town Manager – Not Present

1. Work Report Submitted

Mike Mitchell, Town Marshal

1. Work Report Submitted

Ryan Spall/Michael May, Fire Department

J. William Bruner, Attorney

Ordinance to create/correct:

1. **Ordinance Amending Chapter 130 of the Code of Ordinance – Firearms on Town Property**
 - a. 9/5/23-Introduction of ordinance for discussion.
 - b. 11/21/23-Researching
 - c. 12/5/23-Bruner to look over and make changes.
 - d. 12/18/23-Discussion of what Town Council specifically wants updated in the ordinance.
 - e. 12/19/23-Nothing new to report
2. **Ordinance Amending Chapter 97 of the Code of Ordinances – Illegal & Nuisance activity.**
 - a. 9/5/23-Introduction of ordinance for discussion.
 - b. 11/21/23-Researching
 - c. 12/5/23-Researching
 - d. 12/19/23-Nothing new to report
3. **Ordinance Amending Chapter 92 of the Code of Ordinance – Common Nuisances**
 - a. 9/5/23-Introduction of Ordinance for discussion.
 - b. 11/6/23-Wischer/Bruner collaborated on writing ordinance.
 - c. 11/21/23- Wischer/Bruner collaborating to update to be more specific than citing Indiana Code.
 - d. 12/5/23-Wischer: define what a common nuisance entail. Chris is working on a draft.
 - e. 12/19/23-Nothing new to report.
4. **Ordinance Amending Chapter 94 of the Code of Ordinances – Parks & Recreation**
 - a. 8/15/23-Introduction of Ordinance for discussion.
 - b. 9/5/23-Researching
 - c. 11/21/23-Researching
 - d. 12/5/23-Outline Park boundaries; Rules within the park established in an ordinance.
 - e. 12/19/23- Found IC: 36-10-3-14 & IC 36-10-3-10 Would like the board to decide whether to move forward with the changes or not.
5. **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

Complaints/Violations Updates 2023 Meeting.

1. **Delinquent Account – Water Leak Due to Illegal Connection at 5777 W. S.R. 68**
 - a. 8/29/23-Information sent by TH after no response to invoices sent to resident several times.
 - b. 9/5/23-Sent collection letter.
 - c. 9/27/23-Mr. Bruner asked for copies of the invoice to be sent due to resident is questioning invoice.
 - d. 9/27/23-Invoice sent with supporting documentation.

- e. 10/17/2023-Proceed with small claims.
 - f. 11/21/23-Trial set for 11/30/2023
 - g. 12/1/23-appeared in court and denied claim. Trial set for 1/25/24 @ 10am
 - h. 12/5/23-Trial rescheduled to 2/5/2024 @9am. The Town Manager needed to testify.
 - i. 12/19/23-Nothing new to report
2. Condemnation of 232 Main St
- a. 8/14/23-Warrick County placed Condemned Notice on building.
 - b. 9/14/23-Mr. Bruner mailed letter to owner of building.
 - c. 9/27/23-Mr. Bruner followed up if there was any communication from the owner of the building. There has been none.
 - d. 11/17/23-Notice to Abate Public Nuisance letter was sent.
 - e. 12/5/23-Requested to property owner to appear at tonight's meeting. Property owners did not appear. File a complaint for abatement for a public nuisance.
 - f. 12/7/23-Company came to TH wanting permits to demolish the building. The Town Hall and David, both let them know to contact Warrick County to get permits before any work is completed.
 - g. 12/19/23- Letter to property owner sent.
3. 315 Cherry St – 90+ days delinquent on invoice to Town of Lynnville
- a. 90+ days delinquent on invoice to Town of Lynnville – Letter sent 12/27/2022.
 - b. File small claims case.
 - c. Abatement of Public Nuisance – **Trial set for April 6, 2023 @ 9:00am**
 - d. 2/14/2023-Mr. Powell came to TH to let us know he has gotten another lawyer and told me to drop the case per his lawyer. It was not a valid complaint. Informed him it was in the lawyer's hands, and I do not have the authority to do anything. Tried to give him Bruner's # but he wouldn't take it. He made a couple threats and left.
 - e. 4/2023 – Doris updated pictures of property for court. T.H. sent copies of any pictures taken since a complaint filed to Mr. Bruner for court.
 - f. 5/9/2023-Mr. Bruner met with Doris to go over case and prepare for court.
 - g. 5/16/2023-The public nuisance for couch, unkempt lawn case will be dismissed due to the satisfaction of these issues. **The small claim for unpaid balance is scheduled for June 10, 2023**
 - h. 5/19/2023-Notice of Public Hearing June 12,2023 for Re-Zoning property – Emailed copy of notice to Mr. Bruner
 - i. 6/12/2023-Public Hearing at BZA-tabled until July 10, 2023, to allow code inspections, health dept and fire marshal to inspect building.
 - j. 6/12/2023-Small claim for unpaid balance was rescheduled for October 10, 2023.
 - k. 6/30/23-Mr. Bruner asked for records or installation/permits/similar docs/work done/improvements/attachments to Town sewer system prior to December 5, 1983, regarding Lots 4,5,6,7.
 - l. 7/10/2023-Public Hearing at BZA-tabled until August 14, 2023, to allow Mr. Powell to send his plan to get building to code for approval to the State of Indiana.
 - m. 7/17/23-emailed ordinances 1981-1;1981-3;1982-1 all dealing with construction/permit/connection to WWTP. There are not minutes prior to 1999.
 - n. 8/14/2023-Public Hearing at BZA tabled until September 11 ,2023, Mr. Powell sent in plans but not in enough time for the State of Indiana to look over them to determine decision.
 - o. 9/11/2023-Public Hearing at BZA tabled until October 9, 2023, to adjust for compliance of State regulations. The State did not approve of the plans as presented.

- p. 10/9/2023-Public Hearing at BZA tabled until November 13, 2023, adjustments made to plans and sent back to state. Waiting for a decision from the State.
 - q. 11/16/2023-Trial date has been vacated by court. The court is to rule 11/16 - 11/17. Will inform me when rescheduled.
 - r. 12/4/23-Trial scheduled for 2/5/23 @1:00pm
 - s. 12/18/23-Received Warrick County Area Plan Commission 12/11/2023 minutes of action taken. Unfavorable recommendation for PC-R-23-06 to the Town of Lynnville.
 - t. 12/19/23-Lauri sent Mr. Bruner a copy of the BZA Minutes regarding the recommendation.
4. Fence removal/relocation blocking alley at 315 Cherry St
- a. 11/8/23-Per council, the fence is to be removed blocking alley.
 - b. 11/28/23-Message sent to Marshal to put notices on any vehicles parked on alley.
 - c. 11/28/23-Work order was submitted to have fence removed.
 - d. 12/1/23-Letter informing property owners/residents needs to be sent before removal of fence.
 - e. 12/5/23-Questions of since the town has not maintained the alley, can the property owners claim it by adverse possession. Legally the answer is no IC 32-2-17-2. The property owner is to be sent notice to take the fence down in a specified amount of time. If the property owner does not remove by specified amount of time, the town is to take the fence down and bill the property owner.
 - f. 12/19/23-Nothing new to report
5. Monthly Service Fee for Water tap for property at 61 & 68.
- a. 10/31/23-Tap installed but never hooked up. Per the Town Council decision, the tap fee was not charged. Discussion of monthly fee to be added to property.
 - b. 11/8/23-Council decision at meeting will be a monthly fee charged. Mr. Bruner is to write the property owner a letter informing him there will be a monthly fee charged.
 - c. 12/5/23-Will complete this week.
 - d. 12/14/23-Letter sent.
 - e. 12/15/23-David asked to hold on sending letter.
 - f. 12/19/23-Property owner came to fill out utility application. - COMPLETE

Lauri Stockus, Clerk-Treasurer

Upcoming:

- | | |
|---|---------------|
| 1. Town Hall Closed for Martin Luther King Day | January 15 |
| 2. Clerk-Treasurer's Workshop and NEO Bood Camp | January 15-19 |
| 3. Town Manager WWETT Training | January 24-27 |

Town Council Training Schedule:

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: January 23, 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
January 2, 2023, Meeting Roll Call**

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

Public Hearing Called to Order 6:00 pm

Public Hearing Adjournment 6:00 pm

Time Meeting Called to Order 6:02 pm

Time Meeting Adjournment 6:51 pm

January 2, 2023

1 Jane Feldhaus

2 TRAVIS Lubbock

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**Town of Lynnville
Town Council
January 2, 2024**

Present: Brooklin Robbins, Michael May, J. William Bruner, Lauri Stockus, David Goldenberg, Rachel Titzer
Absent: Brian Cook, Christlna Schmidt, Mike Mitchell, Brett Kruse, Donald McVey, Doris Horn

Call Meeting to Order at 6:02pm

Moment of Silence

Pledge of Allegiance

Roll Call

Approval of Minutes: David makes a motion to approve the May 1, 2023, minutes as presented. Rachel seconds the motion. David in favor. Rachel in favor. Motion carries.

Approval of Current Bills: David makes the motion to approve the December 20, 2023 – January 2, 2024, bills as presented. Rachel seconds the motion. David in favor. Rachel in favor. Motion carries.

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

Adjustments:

\$113.97 – 302 Deer Ln – Water line break – Repaired

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

\$163.24 – 567 N. Main St. – watering new sod (adjustment is for only 1 month)

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

\$230.53 – 310 E. 1st St. – Outside faucet was broken and leaking at base. Repaired

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

TREASURY REPORT – December 2023:

General Operating	\$45,427.75	Community Center	\$18,101.15
MVH/LRS	\$63,761.98	Fire Department	\$192,517.88
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Public Safety	\$63,590.42	Utilities Operating	\$212,723.60
Public Improv Projects	\$288,794.84	Opioid Settlement	\$2,949.26

New Business:

Elect Town Council President.

Doris Horn will not be at the meeting but called Town Hall to say Rachel has 100% backing from her. David nominated Rachel Titzer to continue as Town Council President. Rachel accepts the nomination. David makes a motion to make Rachel president of the Town Council. Rachel seconds the motion. David in favor. Rachel in favor. Motion carries.

Approval of Ordinance #2024-1 Salary

ORDINANCE #2024-1

**AN ORDINANCE ESTABLISHING SALARIES FOR CERTAIN TOWN OFFICIALS
AND EMPLOYEES OF THE TOWN OF LYNNVILLE, INDIANA FOR THE YEAR 2024**

WHEREAS pursuant to the provision of IC 36-1-4-15, the compensation of all Town Officials and Employees may be fixed by the Town council,

WHEREAS the Town of Lynnville operates and maintains a water and wastewater system,

WHEREAS IC 8-1.5-3.3 provides the Town Council may control municipally owned utilities,

WHEREAS the Town Council is the Park Authority of Lynnville Park pursuant to IC 36-10-5-2, and

WHEREAS the members of the Town Council and the Clerk Treasurer perform services which are connected with the operation of the municipally owned utilities and Lynnville Park.

NOW BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LYNNVILLE, INDIANA, AS FOLLOWS:

SECTION I

That compensation shall be paid in accordance with the following:

		Annual
Town Council President	Elected	Not more than \$7,048.69 annually paid monthly.
Town Council Members	Elected	Not more than \$7,048.69 annually paid monthly.
Lynnville Park Authority	Elected	Not more than \$1,995.00 annually paid per quarter.
Lynnville Park Advisors	Appointed	Not more than \$1,995.00 annually paid per quarterly.
Clerk-Treasurer*	Elected	Not more than \$44,177.10 annually paid by-month.
Phone Stipend		Not more than \$1,800.00 annually paid monthly.
Lynnville Park Authority		Not more than \$2,310.00 annually paid per quarter.
Town Manager*	Salary	Not more than 100,000.00 annually paid by-monthly.
Town Marshal	Part-time	Not more than \$28.00 per hour paid by-monthly.
Phone Stipend		Not more than \$1,200.00 annually paid monthly.
<u>Clerk-Treasurer Office</u>		
Administrative	Part-time	Not more than \$10.00 per hour paid by-monthly.
Utility Clerk	Full-time	Not more than \$15.00 per hour paid by-monthly.
Deputy Clerk-Treasurer	Full-time	Not more than \$17.00 per hour paid by-monthly.
<u>Town Employees</u>		
Town Employee	Part-time	Not more than \$21.00 per hour paid by-monthly.
Town/Park Groundskeeper	Part-time	Not more than \$15.00 per hour paid by-monthly.
<u>Lynnville Park Employees</u>		
Lynnville Park Superintendent*	Full-time	Not more than \$45,000 annually paid by-monthly.
Lynnville Park Manager*	Part-time	Not more than \$15.00 per hour paid by-monthly.
Lynnville Park Groundskeeper	Full-time	Not more than \$15.00 per hour paid by-monthly.
Lynnville Park Labor	Part-time	Not more than \$13.00 per hour paid by-monthly.
Lynnville Park Employee	Part-time	Not more than \$10.00 per hour paid by-monthly.

*Cell phone or stipend provided for use of daily operations.

SECTION II

Compensation shall be paid on the 15th and the last working day of the month. If a payday falls on a weekend, a holiday, or any other day the Town Hall is closed, compensation shall be paid on the last working day before the regularly scheduled pay day except as provided for this Section.

Employees shall submit time sheets to the Clerk-Treasurer's office by 9am 3 working days before payday. If time sheets are not received on time the employee may have to wait until the next regular pay day to receive their compensation.

SECTION III

Paid Employee Holidays for 2024 shall be as follows:

New Year's Day	Monday, January 1, 2024
Martin Luther King Day	Monday, January 15, 2024
President's Day	Monday, February 19, 2024
Memorial Day	Monday, May 27, 2024
Juneteenth	Wednesday, June 19, 2024
Independence Day	Thursday, July 4, 2024
Labor Day	Monday, September 2, 2024
Columbus Day	Monday, October 14, 2024
Veteran's Day	Monday, November 11, 2024
Thanksgiving Day	Thursday, November 28, 2024
Christmas Day	Wednesday, December 25, 2024

SECTION IV

Eligibility for paid holidays. Compensation is based on an average workday of up to eight (8) hours of compensation for each holiday listed in SECTION III and the holiday must fall on a regularly scheduled workday. Part-time employees are not eligible for paid holidays.

SECTION V

Unpaid Employee Holidays 2024 shall be as follows:

Primary Election Day	Tuesday, May 7, 2024
General Election Day	Tuesday, November 5, 2024
Day after Thanksgiving	Friday, November 28, 2024
Day after Christmas	Thursday, December 26, 2024

SECTION VI

Additional compensation may be allowed by the Town Council for full-time, part-time, salaried employees and Clerk-Treasurer, such as Longevity Pay, bonuses, grant writing, performing additional tasks to regular duties and certifications pertaining to Continuing Education Units (CEU). This compensation is in addition to their regular salary and wages, and not to exceed the amount of one (1) average Payfile for the employee.

Longevity Pay based on the anniversary year of service, without a break in service, paid out in December 2024. This amount is subject to all applicable taxes. The pay schedule is as follows:

Full-time employees	\$100.00 per year of service not to exceed 1 average Payfile.
Part-time employees	\$50.00 per year of service not to exceed 1 average Payfile.

Any and all ordinances or parts of ordinances in conflict herewith are hereby repealed insofar as the conflicting portions thereof are concerned.

David makes a motion to approve Ordinance #2024-1 as presented Rachel seconds the motion. David in favor. Rachel in favor. Motion carries.

Approval Cancellation of Lease – Lot #28 – Jeffery Feldhaus and Jane Feldhaus

David makes a motion to approve the Cancellation of Lease for Lot #28 as presented. Rachel seconds the motion. David in favor. Rachel in favor. Motion carries.

Approval of Lease – Lot #28 – Jane Feldhaus

Jane is asked if she has any questions concerning the lease. She does not. David makes a motion to approve the Lease for Lot #28 as presented. Rachel seconds the motion. David in favor. Rachel in favor. Motion carries.

Reminder: Next Park Board meeting will be held on January 23, 2024, due to Council President and Clerk Treasurer away at training.

David will be out of town for this meeting but will call in to attend. Due to call-in he will not be able to vote on any motions during the meeting.

Community Center and Recreational Building Rental Fees

1. Community Center Current Fees

- a. 1 Day Rental with Alcohol - \$325.00 (Rental Fee) + \$150.00 (Deposit)= \$475.00
- b. 1 Day Rental without Alcohol - \$225.00 (Rental Fee) +\$150.00 (Deposit)= \$375.00
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- d. 4-Hour Rental \$175.00 (Rental Fee) +\$100.00 (Deposit)= \$275.00

2. Recreational Building Current Fees

- a. 1 Day Rental - \$150.00 (Rental Fee) + \$100.00 (Deposit)
- b. Decoration Rental -Day Before/After Rental (4-hour only) \$100.00 (Rental Fee) =\$100.00 4-Hour Rental 8:00am -12:00pm _____12:30pm -4:30pm _____5:00pm -9:00pm
- c. 1 Day Shelter House Rental - \$25.00 (Rental Fee) = \$25.00

Lauri is asked to make recommendations for updated pricing from research of other venues in the area. David asked for this to be tabled to give Lauri time to go through research and recommendations can be made.

Warrick County Taxing Unit Appeals - INFORMATIONAL

List from Warrick County Assessor for informational purposes only.

Brian Cook, Town Manager

Work Report Submitted

Not present

Mike Mitchel, Town Marshal

Work Report Submitted

Not present

Michael May, Fire Department

Only a couple runs since the last meeting and none this year so far.

Hosting the Chief's meeting tomorrow, Wednesday, January 3, 2024

Will be starting roes Classes soon.

Monday, January 8, 2024, will be the first meeting of the year.

Officers have been assigned and working on getting responsibilities delegated to each of them.

Would like to set up an evening meeting with the Town Council to meet the new officers and go over what is expected and/or looking for from the fire department.

They reached out to dealer for time frame for receiving the new truck but haven't heard anything back yet.

There has been no contact from the sawmill. They have not received any payments from them directly or through the 3rd party billing.

Would like to get a dumpster for the building. Currently they have 2 roll cans which are not big enough to handle their needs. Lauri is asked to research alternative companies and pricing for dumpsters.

J. William Bruner, Attorney

Ordinance to create/correct:

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 - e. 12/19/23-Nothing new to report
 - f. 1/2/24-Nothing new to report. Would like some guidance on what is wanted in the ordinance.
Rachel would like the Marshal to be present to discuss specifics at the next meeting.
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 - c. 12/5/23-Researching
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 - 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.
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- a. 8/15/23-Introduction of Ordinance for discussion.
 - b. 9/5/23-Researching
 - c. 11/21/23-Researching
 - d. 12/5/23-Outline Park boundaries; Rules within the park established in an ordinance.
 - e. 12/19/23- Found IC: 36-10-3-14 & IC 36-10-3-10 Would like the board to decide whether to move forward with the changes or not.
 - f. 1/2/24-Nothing new to Report. Lauri emailed Rules and Regulations right after the 12/19/23 meeting. Read over them but would like some more guidance on what is wanted in the ordinance.
5. 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 Inter/local 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

1. Delinquent Account – Water Leak Due to Illegal Connection at 5777 W. S.R. 68
 - a. 8/29/23-Information sent by TH after no response to invoices sent to resident several times.
 - b. 9/5/23-Sent collection letter.
 - c. 9/27/23-Mr. Bruner asked for copies of the invoice to be sent due to resident is questioning invoice.
 - d. 9/27/23-Invoice sent with supporting documentation.
 - e. 10/17/2023-Proceed with small claims.
 - f. 11/21/23-Trial set for 11/30/2023
 - g. 12/1/23-appeared in court and denied claim. Trial set for 1/25/24 @ 10am
 - h. 12/5/23-Trial rescheduled to 2/5/2024 @9am. The Town Manager needed to testify.
 - i. 12/19/23-Nothing new to report
 - j. 1/2/24-Will be calling Brian, Town Manager to let him know he will be needed to testify at trial.
2. Condemnation of 232 Main St
 - a. 8/14/23-Warrick County placed Condemned Notice on building.
 - b. 9/14/23-Mr. Bruner mailed letter to owner of building.
 - c. 9/27/23-Mr. Bruner followed up if there was any communication from the owner of the building. There has been none.
 - d. 11/17/23-Notice to Abate Public Nuisance letter was sent.
 - e. 12/5/23-Requested to property owner to appear at tonight's meeting. Property owners did not appear. File a complaint for abatement for a public nuisance.
 - f. 12/7/23-Company came to TH wanting permits to demolish the building. The Town Hall and David, both let them know to contact Warrick County to get permits before any work is completed.
 - g. 12/19/23- Letter to property owner sent.
 - h. 1/2/24-Property owners have started hiring a company to have the building taken down. The company is supposed to have their permits to start work by the end of week. No further action unless the Town Council states otherwise.
3. 315 Cherry St – 90+ days delinquent on invoice to Town of Lynnville
 - a. 90+ days delinquent on invoice to Town of Lynnville – Letter sent 12/27/2022.
 - b. File small claims case.
 - c. Abatement of Public Nuisance – Trial set for April 6, 2023 @ 9:00am
 - d. 2/14/2023-Mr. Powell came to TH to let us know he has gotten another lawyer and told me to drop the case per his lawyer. It was not a valid complaint. Informed him it was in the lawyer's hands, and I do not have the authority to do anything. Tried to give him Bruner's # but he wouldn't take it. He made a couple threats and left.
 - e. 4/2023 – Doris updated pictures of property for court. T.H. sent copies of any pictures taken since a complaint filed to Mr. Bruner for court.
 - f. 5/9/2023-Mr. Bruner met with Doris to go over case and prepare for court.
 - g. 5/16/2023-The public nuisance for couch, unkempt lawn case will be dismissed due to the satisfaction of these issues. The small claim for unpaid balance is scheduled for June 10, 2023
 - h. 5/19/2023-Notice of Public Hearing June 12,2023 for Re-Zoning property – Emailed copy of notice to Mr. Bruner
 - i. 6/12/2023-Public Hearing at BZA-tabled until July 10, 2023, to allow code inspections, health dept and fire marshal to inspect building.
 - j. 6/12/2023-Small claim for unpaid balance was rescheduled for October 10, 2023.

- k. 6/30/23-Mr. Bruner asked for records or installation/permits/similar docs/work done/improvements/attachments to Town sewer system prior to December 5, 1983, regarding Lots 4,5,6,7.
 - l. 7/10/2023-Public Hearing at BZA-tabled until August 14, 2023, to allow Mr. Powell to send his plan to get building to code for approval to the State of Indiana.
 - m. 7/17/23-emailed ordinances 1981-1;1981-3;1982-1 all dealing with construction/permit/connection to WWTP. There are not minutes prior to 1999.
 - n. 8/14/2023-Public Hearing at BZA tabled until September 11 ,2023, Mr. Powell sent in plans but not in enough time for the State of Indiana to look over them to determine decision.
 - o. 9/11/2023-Public Hearing at BZA tabled until October 9, 2023, to adjust for compliance of State regulations. The State did not approve of the plans as presented.
 - p. 10/9/2023-Public Hearing at BZA tabled until November 13, 2023, adjustments made to plans and sent back to state. Waiting for a decision from the State.
 - q. 11/16/2023-Trial date has been vacated by court. The court is to rule 11/16 - 11/17. Will inform me when rescheduled.
 - r. 12/4/23-Trial scheduled for 2/5/23 @1:00pm
 - s. 12/18/23-Received Warrick County Area Plan Commission 12/11/2023 minutes of action taken. Unfavorable recommendation for PC-R-23-06 to the Town of Lynnville.
 - t. 12/19/23-Lauri sent Mr. Bruner a copy of the BZA Minutes regarding the recommendation.
 - u. 1/2/24-Will be calling Brian, Town Manager and Andy, IDEM (subpoena) to let them know they will be needed to testify at trial. Wants Brian to camera property next door to see where sewer connects to town. 315 Cherry St-property owner is stating the property next door should be responsible for part of this bill also even though they had nothing to do with the clogged clean-out and was not in the discussion or agreement for payment the 2-apartment owner/manager, Town Manager and IDEM inspector had at the time of the sewer work.
4. Fence removal/relocation blocking alley at 315 Cherry St
- a. 11/8/23-Per council, the fence is to be removed blocking alley.
 - b. 11/28/23-Message sent to Marshal to put notices on any vehicles parked on alley.
 - c. 11/28/23-Work order was submitted to have fence removed.
 - d. 12/1/23-Letter Informing property owners/residents needs to be sent before removal of fence.
 - e. 12/5/23-Questions of since the town has not maintained the alley, can the property owners claim it by adverse possession. Legally the answer is no IC 32-2-17-2. The property owner is to be sent notice to take the fence down in a specified amount of time. If the property owner does not remove by specified amount of time, the town is to take the fence down and bill the property owner.
 - f. 12/19/23-Nothing new to report
 - g. 1/2/24-Rachel requested a copy of the property survey. She would like to go over it with the new owner of the property to make sure he understands where the property lines are located. Lauri states Mr. Bruner has both town's copies. He will get one back to us.
5. Monthly Service Fee for Water tap for property at 61 & 68.
- a. 10/31/23-Tap installed but never hooked up. Per the Town Council decision, the tap fee was not charged. Discussion of monthly fee to be added to property.
 - b. 11/8/23-Council decision at meeting will be a monthly fee charged. Mr. Bruner is to write the property owner a letter informing him there will be a monthly fee charged.
 - c. 12/5/23-Will complete this week.

- d. 12/14/23-Letter sent.
- e. 12/15/23-David asked to hold on sending letter.
- f. 1/2/24-Property owner has not come in to fill out utility application but has called to give a name for the billing. Once the application is completed and deposit is paid billing can be set up.

Lauri Stockus, Clerk-Treasurer

Upcoming:

- 1. Town Hall Closed for Martin Luther King Day January 15
- 2. Clerk-Treasurer's Workshop and NEO Bood Camp January 15-19
- 3. Town Manager WWETT Training January 24-27

Town Council Training Schedule:

David Goldenberg, Town Council Member/ Park Authority

David updated information and timelines for lighting and utilities on Main St.

****Information on all active projects is available at Town Hall in "On-Going Projects" binder.**

Doris Horn, Town Council Member/ Park Authority

Not Present

Rachel Titzer, Town Council President/ Park Authority

Special meeting scheduled Thursday, January 4, 2024 @ 9:00am with Commonwealth concerning Relocation of Water Line.

****Information on all active projects is available at Town Hall in "On-Going Projects" binder.**

Address the Floor:

Next Meeting will be January 23, 2024, 6:00pm @ Lynnville Park Recreation Building

Rachel entertains a motion to adjourn the meeting. David makes the motion to adjourn the Town Council meeting. Rachel seconds the motion. David in favor. Rachel in favor. The meeting is adjourned at 6:51pm.

Lynnville Town Council:



David Goldenberg, Council Member / Park Authority

****Not Present****

Doris Horn, Council Member / Park Authority



Rachel Titzer, Council President // Park Authority

Attest:



Lauri Stockus, Clerk-Treasurer