

**Town of Lynnville
Lynnville Town Council
January 3, 2023 Agenda**

CLERK-TREASURER CALL TO ORDER

MOMENT OF SILENCE – PLEDGE OF ALLEGEANCE

ROLL CALL

****OATH OF OFFICE****

ELECT TOWN COUNCIL PRESIDENT

CLERK-TREASURER CLOSSES MEETING

PRESIDENT CALL TO ORDER

APPROVAL OF MINUTES: September 20, 2022, and December 20, 2022

APPROVAL OF CURRENT BILLS: December 20, 2022 – January 3, 2022

DELINQUENT NOTICES: Shut off date is January 10, 2023

ADJUSTMENTS:

Water Line Breaks During Storm

1. \$56.51 222 E 2nd St
2. \$24.21 405 W S.R. 68
3. \$10.75 132 W 4th St
4. \$106.57 225 Terry Ln

COUNCIL TO APPROVE COMPLAINT(S) BEFORE FILED: None

TREASURY REPORT – December 2022:

General

| | | | |
|------------------------|--------------|-----------------------|--------------|
| Operating | \$ 96,616.77 | Community Center | \$ 16,918.61 |
| MVH/LRS | \$107,918.70 | Fire Department | \$239,721.06 |
| LIT | \$ 41,434.26 | Park | \$155,482.57 |
| Public Safety | \$ 44,117.34 | Utilities Operating | \$413,666.93 |
| Public Improv Projects | \$297,094.84 | Digital Meters | \$ 29.10 |
| Opioid Settlement | \$ 2,436.35 | Spurgeon WWTP Project | \$678,487.97 |

| Project | Vendor | Description | Invoice | \$ |
|-----------------------|------------------------|--------------|---------|-------------------|
| Spurgeon WWTP Project | Commonwealth Engineers | Construction | 54729 | \$1,616.09 |
| Spurgeon WWTP Project | Commonwealth Engineers | Consulting | 54730 | \$1,918.79 |
| | | Total | | \$3,534.88 |

NEW BUSINESS:

- Approve Ordinance #2023-2 Establish Opioid Settlement Fund
- Waive 2nd and 3rd Reading of Ordinance #2023-2 Establish Opioid Settlement Fund
- Amend motion for Bike Park Project made at 12/20/2022 meeting
- Bike Park Project Update
- Announce Brooklin Robbins as new Deputy Clerk-Treasurer

Brian Cook, Town Manager

- Work Report
- To-Do List

Brad Dillman, Park Superintendent

Ryan Spall/Michael May, Fire Department

Preston Byers, Town Marshal

J. William Bruner, Attorney

Complaints/Violations Updates since 8/16/2022 Meeting

1. 433 W. Hwy 68-Lot #75 –10/8/2022- Title request sent to BMV; 12/27/2022-Contacted BMV they cannot find paperwork-RESENT
2. 201-203 Rabbit Ln-Lot #50-51 – contact the recorder to see what can be done about the discussion and dates set with Seth which are not on the court's order. Also file for default judgement and motion for a trial date
3. 108 Violet Ln-Lot #38 – 12/28/2022 Affidavit signed, dated, and sent
4. 315 Cherry St
 - a. 90+ days delinquent on invoice to Town of Lynnville – Letter sent 12/27/2022
 - b. Abatement of Public Nuisance – Trial set for April 6, 2023 @ 9:00am
5. 201 Old Dam Rd-Lot #42 – Annual Lease Renewal not signed and issue with Park Superintendent – Not present at 12/20/2022 meeting with no contact. Send Termination Letter

Lauri Stockus, Clerk-Treasurer

-Work Report

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 17, 2022, 6:00pm @ Lynnville Park Recreation Building

ADJOURNMENT

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

**Town of Lynnville
Town Council Meeting
January 3, 2023 Meeting Roll Call**

| | |
|--|--|
| Brian Cook, Town Manager | Present <input checked="" type="checkbox"/> Absent <input checked="" type="checkbox"/> |
| Brad Dillman, Park Superintendent | Present <input type="checkbox"/> Absent <input checked="" type="checkbox"/> |
| Ryan Spall, Fire Department | Present <input checked="" type="checkbox"/> Absent <input type="checkbox"/> |
| Michael May, Fire Department | Present <input checked="" type="checkbox"/> Absent <input type="checkbox"/> |
| Preston Byers, Town Marshal | 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"/> |
| 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"/> |
| 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"/> |

Time Meeting Called to Order 6:00 pm

Time Meeting Adjournment 6:57 pm

Town of Lynnville
Lynnville Town Council
January 3, 2023

Present: Rachel Titzer, Doris Horn, David Goldenberg, Lauri Stockus, J. William Bruner,
Ryan Spall, Michael May, Brian Cook

Absent: Preston Byers, Brad Dillman, Brett Kruse, Don McVey

CLERK-TREASURER CALL TO ORDER AT 6:00pm

MOMENT OF SILENCE – PLEDGE OF ALLEGEANCE

ROLL CALL

****OATH OF OFFICE****

Lauri Stockus administers the Oath of Office to
David Goldenberg – Lynnville Town Council Member
Doris Horn - Lynnville Town Council Member
Rachel Titzer - Lynnville Town Council Member
Kelly Hall – Hart Township Trustee

"I, (state your name), do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Indiana, and that I will faithfully, impartially, and diligently discharge the duties of the office of as a member of the governing body, (Lynnville Town Council / Hart Township Trustee), according to law and to the best of my ability."

ELECT TOWN COUNCIL PRESIDENT

Doris makes a motion to elect Rachel Titzer as Town Council President. David seconds the motion. David in favor. Doris in favor. Rachel abstains. Motion carries.

CLERK-TREASURER CLOSSES MEETING

PRESIDENT CALL TO ORDER AT 6:05pm

Approval of Minutes: Doris makes a motion to approve the September 20, 2022, and December 20, 2022, minutes as presented. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries.

Approval of Current Bills: Doris makes the motion to approve the December 20 , 2022 – January 3, 2023, bills as presented. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries.

Delinquent Bills: Shut off date January 10, 2023. 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.

Adjustments:

Water Line Breaks During Storm

1. \$56.51 222 E 2nd St
2. \$24.21 405 W S.R. 68
3. \$10.75 132 W 4th St
4. \$106.57 225 Terry Ln

Doris makes a motion approve the wastewater adjustments at 222E 2nd St. for \$56.51; 405 W S.R. 68 for \$24.21; 132 W 4th St for \$10.75; and 225 Terry Ln for \$106.57. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries.

COUNCIL TO APPROVE COMPLAINT(S) BEFORE FILED: None

TREASURY REPORT – December 2022:

General

| | | | |
|------------------------|--------------|-----------------------|--------------|
| Operating | \$ 96,616.77 | Community Center | \$ 16,918.61 |
| MVH/LRS | \$107,918.70 | Fire Department | \$239,721.06 |
| LIT | \$ 41,434.26 | Park | \$155,482.57 |
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| Opioid Settlement | \$ 2,436.35 | Spurgeon WWTP Project | \$678,487.97 |

| Project | Vendor | Description | Invoice | \$ |
|-----------------------|------------------------|--------------|---------|-------------------|
| Spurgeon WWTP Project | Commonwealth Engineers | Construction | 54729 | \$1,616.09 |
| Spurgeon WWTP Project | Commonwealth Engineers | Consulting | 54730 | \$1,918.79 |
| | | | | |
| | | Total | | \$3,534.88 |

Doris makes a motion to approve invoices numbered 54729 & 54730 from Commonwealth Engineers in the total amount of \$3,534.88. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries.

New Business

Approve Ordinance #2023-2 Establish Opioid Settlement Fund

“AN ORDINANCE TO ESTABLISH OPIOID SETTLEMENT FUNDS

WHEREAS, the State of Indiana, along with other state and local governments, has entered into settlement agreements to resolve nationwide opioid litigation with distributors McKesson, Cardinal Health, and AmeriSourceBergen, and manufacturer Jansen Pharmaceuticals, Inc. and its parent company, Johnson & Johnson (“Opioid Settlement”); and

WHEREAS, the Town of Lynnville, Indiana will receive a distribution of funds from the Opioid Settlement from the State of Indiana, some of which are restricted in their use according to the terms of the Opioid Settlement; and

WHEREAS, the Indiana State Board of Accounts has directed that local units receiving a distribution from the Opioid Settlement should establish separate funds for the receipt and expenditures of those monies.”

Doris Makes a motion to approve Ordinance #2023-2 Establish Opioid Settlement Fund. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries.

Waive 2nd and 3rd Reading of Ordinance #2023-2 Establish Opioid Settlement Fund

Doris Makes a motion to waive the 2nd and 3rd reading of Ordinance #2023-2. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries.

Amend motion for Bike Park Project made at 12/20/2022 meeting.

Doris makes a motion to approve the motion made at the 12/20/2022 meeting to go ahead and donate the \$9,800.00 to Brad Scales for the Bike Park Project for the use of signage, mulch, and a bike repair station. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries.

Bike Park Project Update

The bike park project has been going on for a year. The completed portions are the flow trail zone, the brush has been cleared, a start of the hill, 2 entry rollers, an entry jump, the expert trail A is at 50% complete and will be 100% in 6 weeks, Expert Trail B is at 50% complete and will be at 100% in 8 weeks, the Intermediate Trails A/B will be 50% in 4 weeks and 100% in 8 weeks, and the beginner trail will be 50% in 4 weeks and 100% in 8 weeks. The plans for the \$9,800.00 is for signage, mulch, jumps, and a bike repair station.

Announce Brooklin Robbins as new Deputy Clerk-Treasurer

Brooklin is going to be the new Deputy Clerk Treasurer starting in January. She has passed all her training and tests and she has done a great job. Doris - *"for the record can I ask how much new deputy clerk- treasurers make?"* Lauri- *"she will be making \$15/hr or whatever the ordinance states."* Rachel- *"And she will be working 36 hours a week or less?"* Lauri- *"She will be working fulltime; 36-40 hours is full time and NO OVERTIME."*

Brian Cook, Town Manager

"To-Do List" Update

Monthly Work Report

We are still waiting on the weather to cooperate so we can move forward with the power washing.

We will be taking down all the Christmas decorations this week. To move the 16' tree we are going to try to leave it together, Rachel adds- *"the ornaments are zip-tied on but the lights are wrapped in sections so it should be easy to take it down to transport it to the garage."* We need to move all the stuff from the 433 trailer out of the water tower garage so the tree can be stored in there. Brian gets approval to take the stuff to Johnny Rays Auction site. Brian would like to store the snowplow and salt spreader in the water tower garage also.

Brian has shelving at the shop, and he plans on pulling everything out to label the shelves and do inventory. Brian tried to fix the shop light at the park garage today and had difficulties with the way the light was originally put together. Brian believes the photocell is bad will continue working on it tomorrow.

Koberstein should be back next week to get our tie in done, they will then sit idle until April.

Community Center flooring update- The tile has been stripped and they started grinding today. Rachel would like the Utility Closet cleaned out so the flooring can be done. And would like some organization when things are put back.

The 5 Gallon bucket of paint that matches the walls has disappeared. Rachel will contact Action Painting to see if we can get another bucket or a gallon.

Brad Dillman, Lynnville Park Superintendent

Not Present

Ryan Spall/Michael May, Fire Department

139 total runs for the year.

Fire Department will be having training through the schools because a lot of the members have never been in the schools.

The fire department has 22 Members right now.

April 1st is the Training date for Interlake.

Boat sonar is coming this year. Ryan tells about the sight scan sonar and how detailed it gets.

Preston Byers, Town Marshal

Not Present

Rachel- *"Preston has resigned, he wanted to thank the town for everything they have done. But for right now he needs to focus on his full-time job and his family."* The council will begin the process of finding a new Town Marshal.

J. William Bruner, Town Attorney

Complaints/Violations Updates since 12/20/2022 Meeting

433 W. Hwy 68-Lot #75

10/8/2022- Title request sent to BMV; 12/27/2022-Contacted BMV they cannot find paperwork-**RESENT**

201-203 Rabbit Ln-Lot #50-51

Contact the recorder to see what can be done about the discussion and dates set with Seth which are not on the court's order. Also file for default judgement, motion for a trial date, and file for cross claim this week.

108 Violet Ln-Lot #38

12/28/2022 Affidavit signed, dated, and sent

315 Cherry St

1. 90+ days delinquent on invoice to Town of Lynnville - Letter sent 12/27/2022
2. Abatement of Public Nuisance - Trial set for April 6, 2023 @ 9:00am
3. Sent a letter giving them until February 18 to respond before taking them to court.

Honest Abe Roof Update- The phone number Mr. Bruner has is disconnected or busy. David will try to call them also.

201 Old Dam Rd-Lot #42

Annual Lease Renewal not signed and issue with Park Superintendent – Not present at 12/20/2022 meeting with no contact. Send Termination Letter

Bruner has been making \$110 an hour for 10 years would like the Councils thoughts on raising that to \$125/ hr. The council agrees it would be fine. Doris makes a motion to increase Mr. Bruner- Town Attorney fees to \$125/ hr. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Motion carries.

Lauri Tevault, Clerk-Treasurer

Work Report

Rachel entertains a motion to allow Lauri to Re-open last year's budget to pay Doris for her mileage claim in the amount of \$214.60. The claim was not turned in time to be included in the 2022 Pay Period. David makes the motion. Rachel seconds the motion. David in favor Rachel in favor. Doris Abstains. Motion carries.

David Goldenberg, Town Council Member / Park Authority

Nothing to add

Doris Horn, Town Council Member / Park Authority

Dates for Easter and Halloween- April 1st for Easter and October 21st for Halloween.

BZA and planning commission. David makes a motion to allow Doris to represent the Town of Lynnville on the BZA and Planning Commission. David in favor. Rachel in favor. Doris abstains.

Rachel Titzer, Town Council President / Park Authority

Brett Kruse sent pictures of a boat dock at Bluegrass for an idea of what the council would like at the park. Rachel would like to see a new dock at the park in early spring.

Address the Floor

None

Next Meeting will be 17, 2022 6:00pm @ Lynnville Park Recreation Building

Rachel entertains a motion to adjourn the meeting. Doris makes the motion to adjourn Town Council meeting. David seconds the motion. David in favor. Doris in favor. Rachel in favor. Meeting is adjourned at 6:57pm.

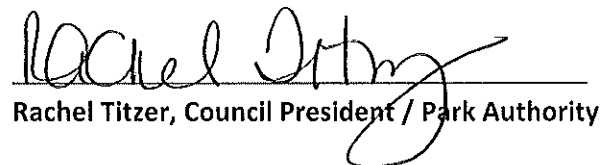
Lynnville Town Council:




David Goldenberg, Council Member / Park Authority



Doris Horn, Council Member / Park Authority



Rachel Titzer, Council President / Park Authority

Attest: 

Lauri Stockus, Clerk-Treasurer


INSTRUCTIONS: An individual selected to fill an office commissioner by the Governor under IC 4-3-1-5 (judge, prosecuting attorney, circuit court clerk, county auditor, county recorder, county treasurer, county sheriff, county coroner or county surveyor) should provide a copy of the certificate to the Governor's office and request that a commission be issued. Other local officials are not commissioned by the Governor. They shall take and file the following oath. This oath of office may be given by any individual authorized to administer an oath under Indiana Code 33-42-4-1 or IC 33-42-9. These individuals include a notary public, a judge of a court (within the court's jurisdiction), a mayor, clerk or Clerk-Treasurer of a city or town (within the city or town), a circuit court clerk or county auditor (within the county), and a State Senator or State Representative (anywhere within Indiana). A signed copy of this oath must be filed with the circuit court clerk of the county that contains the greatest percentage of population of the office no later than thirty (30) days after the beginning of their term of office (IC 5-4-1-1.2). The individual selected to fill the office must file a CAN-12 Statement of Economic Interests form with the circuit court clerk no later than noon sixty (60) days after assuming office.

OATH OF OFFICE

STATE OF INDIANA

COUNTY OF WARRICK

I, David Goldenburg, do solemnly swear (or affirm) that I will support the Constitution of the United States and the Constitution of the State of Indiana, and that I will faithfully, impartially, and diligently discharge the duties of the office of as a member of the governing body, Lynnville Town Council, according to law and to the best of my ability.



David Goldenburg

SUBSCRIBED AND SWORN TO BEFORE ME, THIS THE 3RD DAY OF JANUARY, 2023.



Lauri Stockus, Clerk-Treasurer

If the person administering the oath is a notary public, add the county of residence and date of expiration of commission:

COUNTY OF RESIDENCE: Warrick

DATE COMMISSION EXPIRES: February 12, 2027

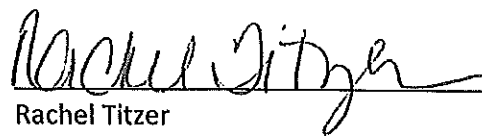
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OATH OF OFFICE

STATE OF INDIANA

COUNTY OF WARRICK

I, Rachel Titzer, do solemnly swear (or affirm) that I will support the Constitution of the United States and the Constitution of the State of Indiana, and that I will faithfully, impartially, and diligently discharge the duties of the office of as a member of the governing body, Lynnville Town Council, according to law and to the best of my ability.


Rachel Titzer

SUBSCRIBED AND SWORN TO BEFORE ME, THIS THE 3RD DAY OF JANUARY, 2023.


Lauri Stockus, Clerk-Treasurer

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OATH OF OFFICE

STATE OF INDIANA


COUNTY OF WARRICK

I, Doris Horn, do solemnly swear (or affirm) that I will support the Constitution of the United States and the Constitution of the State of Indiana, and that I will faithfully, impartially, and diligently discharge the duties of the office of as a member of the governing body, Lynnville Town Council, according to law and to the best of my ability.



Doris Horn

SUBSCRIBED AND SWORN TO BEFORE ME, THIS THE 3RD DAY OF JANUARY, 2023.


Lauri Stöckus, Clerk-Treasurer

If the person administering the oath is a notary public, add the county of residence and date of expiration of commission:

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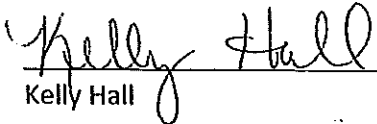
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OATH OF OFFICE

STATE OF INDIANA

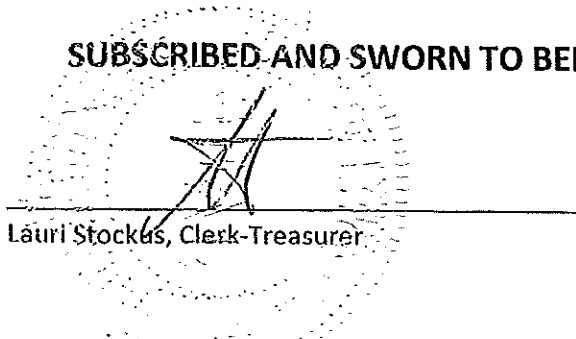
COUNTY OF WARRICK

I, Kelly Hall, do solemnly swear (or affirm) that I will support the Constitution of the United States and the Constitution of the State of Indiana, and that I will faithfully, impartially, and diligently discharge the duties of the office of as a member of the governing body, Lynnvile Town Council, according to law and to the best of my ability.



Kelly Hall

SUBSCRIBED AND SWORN TO BEFORE ME, THIS THE 3rd DAY OF JANUARY 2023



Lauri Stockus, Clerk-Treasurer

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