

Resolution 2024-25 Providing for the Additional Appropriation of the General Obligation Bond Proceeds
Ordinance 2024-34 for Appropriations and Tax Rates
Ordinance 2024-35 for Spending of American Rescue Plan Act Funds
Ordinance 2024-36 Amending 2025 Salaries and Other Compensation for Officials and Employees
Ordinance 2024-37 adding Section 51.06 of the Code of Ordinances of the Town regarding Solar Energy
Ordinance 2024-38 amending Chapter 70 by adding Section 70.04 of the Code of Ordinances of the Town
regarding Reckless Driving Exhibitions
Ordinance 2024-39 amending Chapter 37 of the Code of Ordinances of the Town regarding Fees
Ordinance 2024-40 amending Chapter 31 by adding Section 92.12 of the Code of Ordinances of the Town
regarding Trespass

**PITTSBORO TOWN COUNCIL MEETING
33 EAST MAIN STREET, PITTSBORO
TUESDAY, OCTOBER 15, 2024 @ 7:00 PM**

QUORUM:

Jarod Baker

Larry Compton

William Majeske

Randy Price - ZOOM

Terry Northern

Jim Buddenbaum, Attorney

Shari L. Ping, Clerk Treasurer

Police Chief Scott King

Jason Love, Town Manager

OTHERS: Carl Carson, Asst. Police Chief; Robin Swalley, Parks & Rec Superintendent; Bev Austin, 2478 E US Hwy 136; Eric Wathen, ELW Consulting; Spring Deaton, 86 Woodview Dr.

PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE:

President Jarod Baker welcomed everyone and brought the Council Meeting to order by establishing a quorum. Four (4) of the five (5) members are present, Randy Price was here via ZOOM. Jarod then asked the Council, staff, and audience to stand for the Pledge of Allegiance and to follow with a Moment of Silence.

APPROVAL OF MINUTES:

President Jarod Baker asked if there were any additions or corrections to the minutes from the September 17, 2024, meeting. Terry Northern made the motion to approve the minutes, Bill Majeske seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0.

President Jarod Baker asked if there were any additions or corrections to the minutes from the October 1, 2024, meeting. Jarod Baker made the motion to approve the minutes, Larry Compton seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0.

PUBLIC HEARING: GO BOND ADDITIONAL APPROPRIATION

- President Jarod Baker opened the Public Hearing by going over the rules of the hearing. Notice was published in the October 3rd edition of *The Republican*. This pertains to the General Obligation Bond not to exceed \$450,000 to be used for (a) police projects, street department projects and infrastructure improvements. There were no public comments. Jarod closed the Public Hearing. There were no Council Comments.
- President Jarod Baker made a motion to approve **Resolution 2024-25 Providing for the Additional Appropriation of the General Obligation Bond Proceeds**, Terry Northern seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0.

STAFF REPORTS:

TOWN MANAGER:

- Jason Love presented a Petition for the Voluntary Annexation of Land from the Charles D. Smith Family Farm Inc. including 16 tracts totaling 661 +/- acres.
- He purchased a used excavator to put in our fleet in order to complete several projects before winter.
- He gave an update on the vault – it is put together and ready to put in the ground.

POLICE CHIEF:

- Chief Scott King reported that at the last Police Commission meeting they hired Elizabeth Danai as a part time officer.

CLERK TREASURER:

- Shari Ping gave an update on the past due balances. She will shut off as many as we can tomorrow.

BUILDING COMMISSIONER: (see attached report)

- Jarod Baker reported that April Wrigley sent the attached report. Terry Northern questioned the assessed value at \$14 million and only 5 permits were for new housing. Jason Love will look into tomorrow.

WEB DEVELOPMENT UPDATE (see attached report):

Scott Smith sent the attached report. Jarod Baker is working with Scott to come up with a flyer for the Trash updates.

TOWN COMMITTEE REPORTS:

BZA: no meeting

FIRE BOARD: (see attached report)

Bill Zeunik, Fire Chief, sent the attached reports.

PARK & RECREATION: (see attached report)

- Robin Swalley sent the attached report. Robin also mentioned that the Board did approve Nate Schaller as a replacement for Dan Sadowski. Terry Northern made a motion to approve Nate Schaller as the Middle Township representative to the Pittsboro Parks, Larry Compton seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0.
- Robin reported that there was some confusion on the names of the new roads Scamahorn Park. Robin said they will have it in November to go before the Advisory Plan Commission for approval. Then they will come to the Town Council.
- Jarod Baker asked Robin about the different contracts from the sports leagues. She said they are working on them and should have them ready by March 1st.

ADVISORY PLANNING COMMISSION:

Jarod Baker reported they did not have a quorum for the September 24th meeting, so they held a special meeting on September 30th to complete the necessary work to approve a resolution pertaining to OPUS.

POLICE COMMISSION:

Scott King had nothing else to report.

ECONOMIC DEVELOPMENT COMMISSION:

No meeting

REDEVELOPMENT COMMISSION:

Jarod Baker reported that the RDC met on September 19th to complete Public Hearings for the Economic Development area for north of the interstate for OPUS. They also went over some spending plans for 2024 and 2025. Their next meeting will be on October 17th at 6 pm.

CONTRACTED BUSINESS:

- Eric Wathen, ELW Consulting, reported on the contract for the Next Level Trails in the amount of \$839,969.69. Jarod Baker made the motion to authorize Jason Love to sign the contract from Midwest Paving in the amount not to exceed \$839,969.69 and for Shari Ping to attest, Terry Northern seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0.
- Eric presented invoices from Calumet for the CCMG in the amount of \$436,296.26, for the parking lot \$53,779.32 and the streets in Scamahorn Park in the amount of \$73,561.77. Jarod Baker made the motion to

approve payment of the mentioned invoices, Bill Majeske seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0.

- Eric reported on the Lift Station and should be started within the next month
- Eric reported that Hidden Hills will be paving roads in Sections 1, 2 and 3. They will be starting to put in sewer in Section 4 on October 28th.
- Jason Love reported they will start working on the next round of CCMG. Next year the plan is to pave N Maple St., N Meridian St., and North Park. Also, the 136 overlays will begin soon.

OLD BUSINESS:

2025 Budget – 2nd Reading – Jarod Baker explained the budget amounts have not changed. No Council comments. Jarod Baker made the motion to approve **Ordinance 2024-34 for Appropriations and Tax Rates**, Larry Compton seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0.

ARPA Spending Plan – President Jarod Baker did the 1st reading of the attached **Ordinance 2024-35 for Spending of American Rescue Plan Act Funds**. The remaining funds will be used on securing fencing around lift stations that currently do not have fencing around them.

Employee Handbook – President Jarod Baker gave an update on the suggested edits. Discussion followed regarding Paid Time Off (PTO) benefits on Page 17. New Focus suggested we move forward with the existing table and look into it further at a later date. Terry Northern suggested we use the accrual rate, more discussion followed. Jason Love questioned Section 324 on page 25 and questioned the clothing allowance being taxed to the employee and included on their W2. IRS determines that clothing should not be used outside of work. Scott King as that the holiday pay for the Police be removed. Discussion followed regarding exempt and non-exempt employees. It was suggested that we table this until the next meeting.

NEW BUSINESS:

2025 Salary Ordinance – Scott King asked if the unused Officer Salary for 2024 can be used for Overtime wages. Discussion followed. Jarod Baker suggested that we don't do anything for 2024 but in 2025 we will need to do an appropriation transfer. Discussion followed regarding Section 6 Police Department structure regarding the New Hire/Year 1 Officer rate at \$62513, Year 2 Officer at \$68599 and Year 3 Officer at \$74077 and Part-Time Officers are paid \$30/hour. Spring Deaton asked about tiers being used. Jason Love said the PD does not use a tier system. President Jarod Baker went over the changes needed to the attached **Ordinance 2024-36 Amending 2025 Salaries and Other Compensation for Officials and Employees**. Table to another meeting.

Jason Love read the attached IRS info regarding clothing allowance.

Amend Electric Ordinance – Residential Solar – Jarod Baker opened the discussion around Solar Energy by reading the attached **Ordinance 2024-37 adding Section 51.06 of the Code of Ordinances of the Town regarding Solar Energy**. Jarod explained the reason behind this ordinance. And Jason Love explained that several current electric users have solar power with Duke or Hendricks Power. Terry Northern noted that we are partnered with IMPA and we own our own system. Terry feels we should change the wording to reflect this. Terry Northern made a motion to suspend the rules for this ordinance, Bill Majeske seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0. Jarod Baker made the motion to approve Ordinance 2024-37, Terry Northern seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0.

Appropriations: 2024 Spending Plans that RDC approved last month – Table this until November 5th meeting.

Reckless Driving Exhibitions – President Jarod Baker read the attached **Ordinance 2024-38 amending Chapter 70 by adding Section 70.04 of the Code of Ordinances of the Town regarding Reckless Driving Exhibitions**. Discussion followed with a few edits. Jarod Baker made a motion to suspend the rules and forgo the 2nd reading, Terry Northern seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0. Terry

Northern made the motion to approve Ordinance 2024-38, Bill Majeske seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0.

Police Fees Change Ordinance – President Jarod Baker read **Ordinance 2024-39 amending Chapter 37 of the Code of Ordinances of the Town regarding Fees**. Scott King gave reasons for the increase in fees. Jarod Baker made the motion to suspend the rules and forgo the 2nd reading, Terry Northern seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0. Jarod Baker made the motion to approve Ordinance 2024-39, Bill Majeske seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0.

Ordinance to amend Trespassing – President Jarod Baker read **Ordinance 2024-40 amending Chapter 31 by adding Section 92.12 of the Code of Ordinances of the Town regarding Trespass**. Discussion followed regarding the reason behind the changes to the trespass rule. Terry asked if this applies to all Town properties. Yes, it would. Jarod Baker made the motion to suspend the rules and forgo the 2nd reading, Terry Northern seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0. Jarod Baker made a motion to approve Ordinance 2024-40, Terry Northern seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, Randy-yes. Motion passes 5-0.

PUBLIC COMMENT:

Jason Love reported on the Porter Property purchase agreement. There is no timeline included. Jim Buddenbaum reported that he is out upon closing. Jason said he doesn't want that. Jarod suggested 60 days after closing.

Terry Northern read an anonymous letter he received in his mailbox regarding landscape buffer area, a non-conforming parking lot, curbing interior landscaping and lighting. Jason asked if we are exempt from this? Jim Buddenbaum advised to ignore it.

COUNCIL COMMENT:

ATTORNEY ITEMS:

Jim Buddenbaum reminded the Council that they need to sign the Anti-Nepotism form.

DRAFTS & CLAIMS:

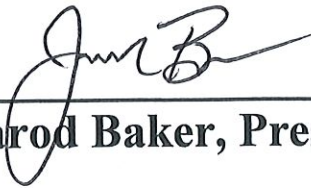
President Jarod Baker asked Shari Ping to read the dollar amounts from the Drafts & Claims for October 15th. Shari Ping read the totals from the Town, Sewer and GO Bond APVs. Bill Majeske made the motion to approve the drafts and claims as presented, Jarod Baker seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, and Randy-yes, motion passes 5-0.

ADJOURNMENT:

President Jarod Baker reminded everyone there will be a meeting on November 5th. Jarod Baker made a motion to adjourn, Larry Compton seconded. Roll call vote: Larry-yes, Jarod-yes, Terry-yes, Bill-yes, and Randy-yes, motion passes 5-0.

Respectfully submitted,

Shari L. Ping
Clerk Treasurer



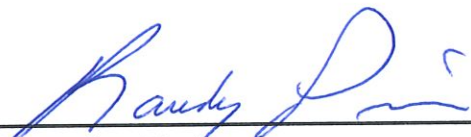
Jarod Baker, President




William Majeske



Terry Northern



Randy Price



Larry Compton

Attest: 

Shari L. Ping, Clerk Treasurer