

# AGENDA

Town of Millersburg  
201 W. Washington St.  
Millersburg, IN 46543

March 23<sup>rd</sup>, 2022

5:00pm – 6:00pm

**Jim Winkler called the meeting to order.** A motion was made by Jim Winkler to approve the minutes for Wednesday, March 9<sup>th</sup>, 2022. The motion was seconded by Austin Turner and upon a voice vote was approved unanimously.

Jim Winkler, Dean Smith, Austin Turner, Raymundo Rodriguez, Robert Roa, MacKenzie Taylor, Ben Eldridge, Haley Hurst, Alan Williamson, Larry Adock, Steve Eckert and Randy Gill.

## **Community Development:**

Ben got a new quote for the pavilion next door. It will be \$10,000 increase from the previous quote. The total for the 25 by 35 structure is \$35,000. Ben has sent out donation letters to many of the businesses and organizations in the Millersburg area. So far, he's received a \$10,000 donation from Arrow Industries. Farmer State Bank has donated \$1,000. Interra and Millersburg Lumber is still deciding on how much to donate. Jim Winkler suggested sending a donation letter to Campbell & Fetter Bank.

Last thing Ben had was a general rule for everybody. Ben received a call from someone from Elkhart County. This gentleman told Ben that a business that had previously wanted to come here backed out due to a social media post. Ben wouldn't elaborate on what the post was or who posted it. Ben said to just be mindful about what's being posted on Facebook.

**Maintenance Director:** Jim said, today is Matt's birthday. He is not in attendance. Haley asked, isn't he suppose to be here for every meeting? Jim said, we require everyone to be here for one meeting out of the month.

Jim said the sidewalks are suppose to be complete by April 22<sup>nd</sup>. Two more trees had to be removed because of sidewalk issues.

## **Marshal:**

Jim, Austin and Dean read over the Amending of Ordinance 2012-1 Golf Cart/Utility Carts. This ordinance has been updated through this amending. Jim waived the second reading and made a motion to adopt the amending of Ordinance 2012-1. Austin Turner seconded the motion to adopt the amending of 2012-1.

Jim would like this updated ordinance posted around the Town and not in the newspaper.

## **Park:**

Ben got the mule for the park last week. It's brand new and works well. MacKenzie got it listed on the insurance.

Vernon and I spent a day out in the park doing miscellaneous repairs and laid new mulch.

The bathrooms and complete and will open those April 1<sup>st</sup>.

Jim said the repairs look nice. He did mention, the metal caps that are on the top look like they need to be tightened. Ben said, he will look into this tomorrow.

Ben talked with Ray about hours for the park. It was decided the hours will be 5am to 10pm. Ben ordered some new signs for the park as well.

Ben spoke with Toni about the pickleball courts. Toni was in agreement for getting two pickleball courts, she just needs to bring this up to the board of trustees. Toni will get quotes around and then touch base with the Town again. She said, concrete workers are booked out until June. Jim, Ben, Austin and Dean agreed to donate \$6,000 towards this since the Trustee has given us \$6,000 donations.

Ben has been in touch with Kenny Jones about the football field. They have dirt coming in this spring. The building for storage and concession stands will be done too. Fairfield High School donated two bleachers. They're working on get a contract with Pepsi, either a machine or bottles being sold. Hopefully, they go with selling the bottles so the machine doesn't get vandalized. By the fall this field and concession stand should be in full operation.

Jim asked, how are people adhering to not dump trash in the park? Ben said well. Ben did mention that they guys need to start burning at Waste Water at least once a month.

#### **Clerk Treasurer:**

MacKenzie gave the Council Member's December and January's bank reconciliation. Suzy Bass signed off and completed these bank reconciliations. February will be done for the next meeting. MacKenzie will send newsletter information off to Terry tomorrow.

#### **New Business:**

Elkhart County Planning and Development will be here at the April meeting to discuss/seek approval to rezone b-3 to b-1. This will be for a newer modular home. Right now, there is a trailer there. Dean asked, I wonder if they'd want to donate it to the Fire Department for a controlled burn?

Jim announced and read the ordinance for the Re-Establishment of the Fire Territory Equipment Replacement Fund. This tax increase is .0333 per \$100.00 of assessed valuation. The proposed fund will be levied beginning with taxes due payable in the year 2023. Jim asked the audience for any objections. None were made. There were not more than twelve people in attendance. Jim made a motion to pass the Ordinance for the Re-Establishment of the Fire Territory Equipment Replacement Fund. Austin Turner seconded the motion.


Jim asked if there was any other business to be discussed? Randy Gill asked, did you initiate the "No semi delivering at the west door" sign? This west door faces Randy Gill's house. The Town and Marshal said no. We speculate that was Arrow Industry. There's been an issue with truck drivers/tractor haulers driving into Randy Gills yard. Apparently, someone laid a lot of nails down in Randy's yard where drivers are known to drive into. Randy claimed he didn't do this and was approached by the Town Officer's. Randy claims, our officers gave him hell. Ray confronted Randy about this saying they were very cordial and sympathetic. Ray asked Randy, were we really mean about it? Randy replied, no you weren't mean about it. Randy proceeded to say, I don't care what semi-tractor

trailers cost. Ray asked, would you care if your truck ran over one of those? You'd be responsible to replace it on your own. Ray asked, if you didn't put the nails in the road/side yard then who did? Randy said it couldn't be proven he did it and is he going to be investigated? Randy asked Jim, if he has any legal resources that he can take? Randy said he's been in talks with the Commissioner Brad Roger's. Brad told Randy that this was a Town Ordinance to take legal action. The Town explained no, this would be a County Ordinance. The Town of Millersburg does not have its own Permit/Code zoning. We do all of that through the County. Ben listed the code off to Randy to tell Brad Rogers, 82115.5 Utility and Transportation Code. Randy talked about putting up a fence. Jim said, that should be allowable. Just know, if it's blocking a utility pole and there's damage, that'd be the home owner's responsibility. Jim asked Randy if he's talked with Arrow? He said, he's tried four times. They've been telling Randy it's the truck carriers' responsibility and nothing gets accomplished. Ben and Ray have been talking with Arrow and they are hoping to get this issue resolved by the summer or spring. They know it's an issue and they are trying to find a solution. Jim said, we'll work on it and get this resolved.

**Jim Winkler made a motion to pay bills. The motion was seconded by Dean Smith and upon a voice vote was approved unanimously.**

**Jim Winkler made a motion to adjourn. The motion was seconded by Dean Smith and upon voice vote was approved unanimously.**

  
Jim Winkler, Council President

  
Mackenzie Taylor, Clerk-Treasurer

