

TOWN OF UPLAND, INDIANA, OCTOBER 15, 2013

The Town Council of the Town of Upland met on the above date. Jagers was absent from the meeting. The meeting was called to order at 7:00 p.m. by Vice-President John Bonham. There was a motion by Ross seconded by Schwartz to approve the minutes from the October 1, 2013 meeting. Those voting aye: Carmin, Bonham, Schwartz, Ross. Nays: No one.

ORDINANCE ON VANDALISM: Several patrons with concerns about language in a proposed ordinance on vandalism were at the meeting to express their concerns. Before the public spoke, Mr. Bonham gave an explanation on how the ordinance came to be. The ordinance was drafted to deal with vandalism issues and skateboarding problems. The town needed an ordinance to cover these areas and give the police the authority to assess fines. Our Town Attorney was only trying to be all inclusive in the ordinance. There was no issue that was brought to us concerning firearms that prompted the ordinance. The Council did receive several calls from citizens after the draft of the ordinance concerned that firearms within the town limits would be prohibited on private property. The Town Attorney has drafted a second ordinance and the clause of firearms by definition and control has been removed. It was an oversight and the new ordinance speaks nothing of firearms. The public was then invited to speak if they had comments or additional comments. There were a few comments and the Council was thanked for their efforts of listening to the public and looking at it again. Josh Kilgore, a Conservation Officer made a recommendation to the Council for further issues. There are state laws in place that take care of vandalism and destruction of property that can be enforced by our officers.

SWING OF FAITH: Bob Michael reported on the Community event that was held at the park on October 12th. He thanked the Council for everything they were allowed to do at the park. We have good kids in town and several were there to help with the clean-up and placement of the swings. He also thanked Geoff Schwartz and Chip Long for all of their help. The Council thanked Mr. Michael again for his contribution to the project.

BACK-HOE: Clerk-Treasurer reported that the new John-Deere back-hoe has been ordered.

EAST ST. PROJECT: Bids were opened for the East St. project on October 3rd. Four bids on the project were received. They were Nottingham Excavating in the amount of \$31,900.00, \$23,950.00 from Dave's Excavating, \$28,892.00 from Bragg Excavating and \$29,500.00 from Sullivan. The project was awarded to Dave's Excavating in the amount \$23,950.00.

SECOND ST. BRIDGE: Schwartz reported that the materials ordered for the Second St. Bridge are now into the sixth week. Clerk was asked to have Chip Long contact Lou Savka from Triad about lights on bridge to see if his source is still a viable option and what would be the price.

OFFICER DUNCAN: Council offered their sympathies to Officer Duncan on the passing of his father.

STREET CLOSURE: Officer Parker reported that a portion of Second St. will be closed on October 18th from 1:30 to 2:15 for a walk-a-thon.

TRICK OR TREAT HOURS: Trick or Treat hours have been set for Thursday, October 31st from 6-8 p.m.

SALARY ORDINANCE: Motion by Ross seconded by Carmin to approve Salary Ordinance No. 8-2013 setting a salary for cleaning person Tina Wallace in the amount of \$10.00 per hour. Those voting aye: Carmin, Bonham, Schwartz and Ross. Nays: No one.

UNSAFE BUILDINGS: Bonham suggested that the Council work on a procedure for establishing a list and acting on Unsafe Buildings in town.

OLD FIRE STATION: The Council has decided not to repair the old fire station. Council needs to make a decision on what we will be doing with the building.

TRAFFIC LIGHTS: It was the recommendation of Mick Carmin to have a traffic study done at St. Rd. 22 and Washington St. and St. Rd. 22 and Berry St. by the State Highway Department for the possibility of traffic lights at those intersections. It was suggested that he work with Jaggars and have Mr. Forcum draft a letter to the state asking for the study.

MAINTENANCE EMPLOYEE: Carmin asked what was the status of hiring another full-time maintenance employee. Schwartz reported that Michael Parker Jr. was still mowing but would be moving to the Wastewater Plant for a 30 to 60 day trial basis to see how he gets along.

SEMI PARKING: Carmin asked the Council if they feel there should be an ordinance in place for no parking of semis on town streets. Council asked him if it is a problem? Carmin feels that it is and is surprised that no one has complained about it. The location in question is on Half St.

MANDATORY RETIREMENT AGE: It was brought up by the Council that they may be considering a mandatory retirement age for police officers. It was suggested that the age may be when they could draw their maximum social security benefits. Council will work with Mr. Forcum to draft an ordinance.

OLD POLICE STATION: Schwartz reported that the old police station that had been moved from the location by the bridge to private property had been given back to the town to use. It has been moved to the parking lot next to VIA credit union drive-up and Star Financial Bank employees did a service project on October 11th and helped to scrape

and paint and restore the roof. He would like to thank all those volunteers from the bank and the Historical Society for their help that day.

PARK REPORT: Ross again thanked Swing of Faith for their work at the park. He announced there would be a Greenway meeting on Thursday, October 17th at 7:00 p.m. at the Lions Club. He has talked to several people about the Park Advisory Board and has several definite members that are very excited. They are working on coordinating a time when the most can meet.

ORDINANCE NO. 7-2013: Motion by Carmin seconded by Schwartz to approve Ordinance No. 7-2013 establishing rules and regulations to protect and preserve property located within the Town of Upland. Those voting aye: Carmin, Bonham, Schwartz, Ross. Nays: No one. Note: A complete copy of this ordinance is available for review in the Upland Clerk's Office.

There being no further business, the meeting was adjourned. The next regular meeting will be Tuesday, November 5th, 2013 at 7:00 p.m. There will be an executive session on Saturday, November 2nd at 9:00 a.m. and Monday November 4th at 5:30 p.m. both for the purpose of discussing personnel.

ATTEST: Gene E. Rockwell SIGNED: _____
CLERK-TREASURER COUNCIL PRESIDENT