

MINUTES - REGULAR

TOWN COUNCIL MEETING MINUTES

October 25, 2023 (re-scheduled meeting)

PUBLIC PRESENT: , Jane Hayden, Bill Cotton. Helen Kleeman.

COUNCIL PRESENT: Roger Fella, Tina Gerlach, Brandon Kleeman, Bret Kleeman.

COUNCIL ABSENT: Danny VanConey (Family Emergency)

Town of Troy Attorney: absent

APPROVE and SIGN: Consent Agenda which includes: Minutes, Agenda, Financial Report:

MOTION: Brandon Kleeman

SECONDED: Tina Gerlach

MOTION CARRIED: ayes 3 nays 0

Clerk-Treasurer – Linda Crawford

Public Meeting for Budget Introduction. Notification was published in newspaper and online as required by Department Local Government Finance (DLGF).

Linda noted this was the introduction of Public Meeting for 2024 Town of Troy Budget Approval. She handed out a Town of Troy Annual Report that detailed all General Funds budgeted amounts from 2021 thru the current 2024 proposed Budget. This is a side-by-side financial comparison for each department in the General Fund we budget each year. Also attached is a "FUND DESCRIPTIONS" to help understand what funds are used to pay. She noted that the three changes for this year was increased amounts for Marshal pay , new Parks and Recreation fund and new Building and Zoning Standards fund. We requested these amounts for increased operating cost for marshal department to support two marshal's pay and a fund to support the updated Nuisance/blighted properties ordinance. As a reminder we take a designated amount Marshal salary from Refuse Fund per the ordinance approved years prior.

The amount we requested was \$64,000 more than previous year. We requested it and received it. She asked if anyone had any questions? (none)

Roger noted if no one has questions or changes we will need a motion to approve the 2024 Budget.

MOTION: Brandon Kleeman

SECONDED: Tina Gerlach

MOTION CARRIED: ayes 3 nays 0

Note: Bret Kleeman arrived after votes

TVFD FIRE DEPARTMENT : no runs

TVFD Halloween Part will be Sunday October 29, 2023 from 4-6 pm

TVFD Soup will Sunday November 05, 2023

We received our summary of our ISO Audits for Troy Volunteer Fire Department (TVFD) and Troy Water Department. The ISO audit is a Public Protection Classification, this rating help with resident's homeowners' insurance. Our rating has improved from 4.5 to 5.5 rating. The rating improved with the upgrade of the Fire Truck earlier this year, the new water treatment plant, and following the guidelines of the ISO for our Fire Hydrants.

UTILITIES: Pudder Linne -

ELECTRIC- Olive Smallwood Trust property near Christ of Ohio at the end of Walnut Street. I have been receiving calls from the son(Robert Smallwood) and daughter wanting Sewer, Water and Electric on these properties. The son said the utilities were on this property previously and he does not feel he should have to pay to get them to the lots? This property has never had sewer, water but had Troy Electric? Our utility regulations states if you want utilities you will need to pay for tap fee. The electric for 100-amp service can be done but will need to run more extensive service if a home is being built on that property – but to ad this service for “what if’s” and no definite plans is costly without a documented commitment for that property?

We are looking to put a primary at the top of Walnut Street hill since we also had a request from the new property owners that purchased the house that Terry Weyer previously owned? I wanted to let you know Robert Smallwood is requesting the utility service ASAP ? The water would have to come from Troy Ridge so we will need easements from property owners and need to go under the road to get the tap in? The former Terry Weyer has a pump that sends water to top of the hill for their home so the water cannot come from anywhere but Troy Ridge? Sewer is across the street. Jeff Everly asked if Town of Troy has an ordinance that requires resident to show Blueprints ? Pudder said not that he was aware of but he is putting yard barn there now and wants everything done at our cost? Richard Simpson(Electrician) is putting the electric in for the yard barn? I need a decision from board on what you need me to do about these requests? The council agreed with Pudder that we need definite answers and proof of Building plans and Tap fees before we proceed.

Next, we have a renter that wants a Security light on someone else property. I told the renter she would need permission from the property owner and she would need to pay for material to put the security light up? I wanted to make the council aware of this situation.

Next, we have a request to run water line to the Bob Thiery property near New Boston this is the previous Mona Foster farm. It is approximately one mile from our line hook up which ends at the

Mulzer property. Due to the terrain, we would need an engineering survey. One customer near this property was denied water access years ago.

Next –New Lamp posts on Hwy 66 ? we have met with several engineers, one engineer suggested 10 lights per block which I feel is little excessive? I personally feel we need 3 per block and this project would be completed in conjunction with state Hwy 66 project?

The Cell Phone Tower we have been discussing in previous meeting is now been approved and they are working on getting State permits and would like a 911 address from us?

Solar Field- I met with Mayor Cail today and we still do not have any updates on the price or sale to Town of Troy.

SUB-STATION -we have every thing settled with our insurance company compensation on the failure. The new substation project, that requires bond issuance will be completed in three phases. A= Sub-Station B= New Lines C= Connect to Tell City for backup capability. I have been advised the phase A & C will be advertised for bids in mid-November.

Fortwendel Construction/Phil Fortwendel has a request to putting a shipping container on his property. We have no ordinance except what the 2023-9-13 says it must be maintained. I do not have any other details except the initial inquiry. Linda Crawford asked which property he was putting the shipping container on? Pudder said he was not sure? They own lot on corner of Market/ Hwy 545 and lot corner on alley behind construction company? The container would have to be tied down per state regulations.

7. STREETS- JEFF EVERLY – in a previous meeting we discussed shelter house and I have prices. This shelter house is 50'X 30' with cathedral ceiling, no center support, ceiling tongue and groove treated lumber, Metal Roof, price is \$19,000.00 the other choice was \$35,000.00. This the one I am ready to move on (showing photo of \$19,000.00 shelter) they are 10 weeks out to start on it.

Roger Fella asked if that included Concrete? Jeff said no that concrete is \$4,600.00 alone? Roger Fella asked if we can get volunteer's or if we were able to pour concrete ourselves? Jeff said we can look at that. Jeff said I would like to explain how this is going to lay out in the park- we have the playground equipment then the ADA playground equipment this is all going to connect? We will make this so you can wheel in to playground equipment and the shelter house piece will all adjoin? This will not be 100 feet away it will be 20 feet away? If you choose this shelter Pudder and I are ready to set the meter for it? Weather is going to be the big thing?

Brandon Kleeman asked where are we getting the money to pay for this? Linda Crawford said she was not sure since this was never discussed with her?

Linda Crawford stated the only way we could get this money for shelter house is if we worked through the American Rescue Plan (ARPA) to justify it is a Broadband Structure and that is one of the approved 4 criteria's for using this money. None of the ARPA has been designated yet? We have \$90,000.00 to use. It has to be designated by December 2024 and used by December 2026.

The stipulations for the using the ARPA can be done but we will need additional information to confirm that. Jeff stated we have \$5,000.00. donation? Linda stated yes, we have the donation that is in Park money and earmarked the shelter house. Linda Crawford said we received the quote today from An Island and it is minimum of \$9,500.00 to install Broadband and this price does not include the monthly cost of PSC fees. This cost would have to come from the ARPA fund also. There are requirements for this installation so we will need more information to meet the ARPA requirements. We will need area for WIFI box.

Pudder Linne said When Anjan from An Island gave us a quote that was included with the previous price? Linda Crawford said she was not familiar with that quote and has not seen it? The current quote when I spoke with An Island was \$9,500.00.

The security cameras were another quote from An Island?

Pudder Linne said you need to decide where you are going to use this ARPA money? Roger Fella passed out a suggested uses that was discussed in a meeting with Linda, Roger and Pudder. Pudder said the money earmarked for Street light could come out of utilities funds since the Town of Troy is required to provide taxpayers/troy residents street lights? Linda Crawford stated that since we had the meeting for this list, we have gotten additional money for the parks from the state to add to our Budget. The money earmarked for the Parks could be used to get a quote for an upgraded shelter house? Linda Crawford stated we will need to meet the criteria for the ARPA money? Roger Fella stated we can approve the shelter money and decide on the rest of the money at a later meeting?

MOTION: Brandon Kleeman

SECONDED: Bret Kleeman

Jeff Everly- He said we still have an employee using tobacco at work? The board wants to send the employee a letter signed by all the board members? Linda Crawford asked if we want this letter to come from the Attorney? Board said no just create a letter for him to sign signed by board members and have him sign for his employment files? Linda Crawford stated she would create the letter for the board?

Jane Hayden – I would like to know if we have an ordinance or anything we can do to keep the homeless off the riverfront benches? Many people have tried to help the homeless lady and she refuses help. She has been there 11 days. The board said that area is controlled by DNR and we have no jurisdiction on the riverfront? Jane asked if we can at least put a sign saying “no Loitering” or something to keep this from happening again.

Helen Kleeman- NONE

Bill Cotton – None

Pudder Linne (citizen) – I would like to know where we are with the “COP” ? the last meeting I was at he was not rehired and he stormed out of the door? I see we hired him back and bought

a vehicle? Did he sue the town? Did we give him a settlement? Roger Fella said he did not sue the town but we gave him backpay for violating the Department of Justice laws? Pudder Linne said so you paid him \$10,000.00 backpay and hired him back? So where is he now? Roger Fella said he is not here so we cannot answer for him? Bret Kleeman stated he never sees the Marshal? Pudder said he had a meeting at the courthouse last week and Troy Marshal Truck was sitting in the circle running I came out of the meeting 45 minutes later and it was still running? Roger Fella said I cannot answer for him? Pudder Linne said he thinks the Troy citizens should know where he is? Bret Kleeman said we should put a tracker on the truck? Roger Fella said we cannot do that unless we put in on all the Town of Troy vehicles? They are all owned by Town of Troy? Jeff Everly asked if he can just leave the truck here at the office? If it is here, we know where he is all the time? Jane Hayden said Bret Kleeman asked him last meeting if he was ok with a tracker on his vehicle and he said yes? He said his body cameras has his location at all times? Bret Kleeman said I tried to call dispatch and they will not give me his records? Jane Hayden asked why not and Bret said they told me you have to call him to get permission? I used to get his records but I cannot now? Linda Crawford stated that is because employment law says it is a Violation of Personal Rights to release personal records. Pudder Linne said I want to know if you are satisfied with him since you hired him back? I saw him at dedication and a few places but I have seen Doug Dunn driving around? Roger Fella said Doug Dunn resigned September 30, 2023. Pudder Linne said then we are no longer sending Doug to Police Academy? Roger said no he resigned? Linda Crawford stated that our Attorney Chris Goffinet send him a letter to confirm his resignation? I have put a copy in your meeting folders. Pudder Linne said he did not have anything else.

Linda Crawford(citizen) I would like to know who on the board approved the purchase of the firetruck we got in the spring of 2023? Pudder Linne said you mean the fire truck we purchased last year? Pudder said we have an agreement with the town and you provide us with a dollar amount and we make it due? If the town wants to take over the fire department you need to let us know? Linda asked you are no longer a 501c non-profit ? Pudder stated we (TVFD) are an entity of the town? Pudder said we need to look at the agreement? Linda Crawford said she will send the information to Chris Goffinet for understanding of the Town of Troy and TVFD agreement?

COUNCIL Members:

Roger Fella – None

Brandon Kleeman - none

Bret Kleeman - none

Tina Gerlach- none

Danny VanConey – Absent

LINDA CRAWFORD-

Training with the State Board of Accounts confirmed that the new elected board members are not required to attend the training prior to taking oath of office in January 2023. The training is required for Clerk Treasurer and C/T Deputies.

We have multiple new laws going into effect from State Board of Accounts. We also have new people over the office at SBOA.

We closed out the Patronicity Crowdfunding grant. This allows us to apply for new matching crowdfunding grants.

Chris Goffinet sent us an email stating that he spoke with Jerry Fisher about the road being in disrepair and Jerry said he would fix it?

We have 3 applicants for the Marshal job opening and Stephan would like to start Nathan Freeman as soon as possible? I have enclosed his resume? He has prior experience and will be bringing his K-9 dog with him? I checked with our liability insurance and the dog will not be an issue on our policy. Marshal Contract runs from January 01, until December 31st for each year. We can contract with Nathan until December 31, 2023.

OLD BUSINESS: Pudder Linne said we agreed in the June 2023 meeting to condemn the Mosby Property and nothing has been done? Did the message not get to our attorney? Jane Hayden stated our attorney was in attendance in June? Linda Crawford stated she went back through all the minutes and there was no record of the agreement to condemn the Mosby property? Bret Kleeman said we continue to talk about but nothing is done with the blighted properties? Roger Fella said we approved the new ordinance last month so I will need two people to serve on the committee? Do I have any volunteers? Jeff Everly and Brandon Kleeman agreed to be on the committee with Roger Fella?

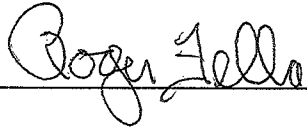
NEW BUSINESS:NONE

Any Correspondence: Quentin Magnum paid for his permit to start on the Multi family complex on Market Street in November .

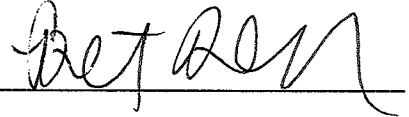
ADJOURNMENT: There being no further business, a motion was made by Brandon Kleeman and seconded by Tina Gerlach to adjourn the meeting at 7:45pm . All in favor. Motion carried.

Next meeting November 15, 2023 6:00pm CST

Roger Fella, Board President



Bret Kleeman, Board Member



Brandon Kleeman, Board Vice President

Danny VanConey, Board Member



Tina Gerlach, Board Member

ATTEST: Linda Crawford, C/T