

Minutes of Greenville Town Council Meeting
September 12, 2005

President Dave Matthews called the regular monthly meeting to order. Other councilpersons present were Hanzel Barclay and Janet Wright, along with Clerk Jack Travillian. Also attending the meeting were Greenville Water Utility Superintendent Gary Getrost, town attorney Rick Fox and other concerned citizens.

Clerk Travillian began the meeting swearing in new councilman David Moore. Moore was appointed by the Floyd County Democratic Party as a replacement for at-large councilman Raymond Receveur, who moved out of town.

Minutes were read and approved. J. Wright made the motion and H. Barclay seconded. (Motion passed 3-0)

Fire Protection Contract with Greenville Volunteer Fire Department: Town attorney Fox gave a presentation about Floyd County tax rates for Greenville and the Township and possible ways to figure Greenville's fair share for fire protection. He showed several different methods for computing a fair rate for town payment for services...based on tax dollar revenue, population, households, and percent of budgets. Each method of calculation demonstrated that the town is paying more annually for fire protection than the Greenville Township residents.

Danny Voyles, who is the Fire Board president, along with Herb Harvey, Chief of the Greenville Township Volunteer Fire Department, were present at the meeting and requested that the town pay 5% more than last year's contract. Mr. Voyles pointed out that fuel purchases were soaring and the department needs more revenue. Mr. Fox pointed out that township residents are not giving more than before and that some equitable means should be used to figure an appropriate amount for the town to pay for fire protection that would be reasonable yet not overtax the general budget of the Town. Mr. Voyles requested that Attorney Fox meet with him and the Floyd County Auditor to determine the tax figures in question. The council agreed that such a proposal would be appropriate.

Variance Request by Daisy Lane Developers: Attorney Greg Fifer and Mr. Scott Adams presented the council with a petition for variance from development requirements of Town ordinance. The property, located between Arthur Coffman Road and Clark Street, is thirteen acres being divided into five lots. A variance is needed for lot number 5, which does not have the required 100-foot road frontage. Attorney Fox had not been given a copy of the request prior to the meeting and the council is unsure of how much of the property is in town limits. The council will consider the variance at the next meeting after details are clearer and Fox has an opportunity to review and advise on the request.

Proposed Water Contract with Indiana American Water Company: President Matthews, Councilman Barclay, Water Superintendent Getrost and Attorney Fox attended a meeting in Corydon at attorney Marcus Burger's office on August 27, 2005 at

1:00 PM. IAWC, Greenville Water Company and Ramsey Water Company agreed in principal on all issues of the contract. IAWC attorney is rewriting the contract and only has the issue of the requested water pressure requirement left to amend. A contract is expected for consideration by the next council meeting.

Water superintendent Getrost requested that the council consider raising the fee for customer disconnects. It is presently \$25 and should be at least double to keep up with the rising cost of manpower, fuel, and other costs to turn water off and back on again. Attorney Fox advised and the council has requested the superintendent do a cost analysis to make sure the increase is warranted.

Superintendent Getrost also requested that a new policy about bad checks be put into place that will require repeat offenders to pay with cash only. Attorney Fox will review the legal aspects and make a recommendation at the next meeting.

Adjustments: The board reviewed the water adjustments for August/September.

Review/Approval Checks and Expenditures: Clerk Travillian presented the forms for checks written from the utility and the town.

Old Business:

Neighborhood complaints/Ordinance Violations: Jerry Tush and Donnie Perkins were present at the meeting. All of the property owners with ordinance violations have made progress in getting their properties closer to compliance with town ordinances. President Matthews requested an expected time of completion from all property owners. Although there is still disagreement with the degree of removal of vehicles, trash and vegetation from properties, the council agreed to wait until next month's meeting before considering legal remedies. President Matthews will forward pictures of possible violations to Attorney Fox for his recommendations concerning ordinance violations.

President Matthews read an email from Pat Sappenfield stating that she was doing all she could to get here property in compliance with assistance from Greenville Christian Church. He noted that progress was being made.

The town has received several complaints about Greenville Love Center and the condition and appearance of the property. Matthews will be sending notification to the Love Center and the property owner of the needed corrections.

Dr. Smyth requested that the town consider adding a stop sign on the alley between West First and West Second streets. This is in councilwoman Wright's district so she will research the need for adding signs. Smyth also requested a definition of "trailer" as listed in the building ordinance for the town.

Greenville Town Marshal position: Councilman Barclay notified the council that the town has received one application for the town marshal position. Councilman Moore made a motion that the town appoint himself as temporary, part-time marshal until the

position is filled. Wright seconded the motion. After discussion of the issue, council voted against this motion (2-1, with one member abstaining). President Matthews recommended that the committee continue looking for permanent replacement and to interview the current applicant. Council also accepted recommendation to extend the area of residence of possible applicants to all of Floyd County.

2006 Budget was presented to the council and will be voted on at a special meeting held on September 26, 2005 at 9:00 AM.

Greenville Comprehensive Plan: The Plan Commission presented the council with a proposed Comprehensive Plan. The plan was presented with a request for a ½ mile fringe area. President Matthews discussed reasons for the council to accept the fringe area recommendation and request approval of the Floyd County Council for its adoption. Councilman Moore requested a month to review the proposal. The Comprehensive Plan will be voted on at next month's meeting.

Greenville Elementary School Expansion Proposal: President Matthews has been in contact with Principal Uhl and has presented the request for splitting the cost for appraisals of the suggested properties. Principal Uhl is passing the request along to school corporation officials.

New Business:

Faith Harvest Church Pastor Mark Avery presented the council with plans for a memorial for unborn children on the church property. It will have a walking path with a granite stone memorial and benches for rest and reflection.

Committee Reports:

Roads & Streets: Councilwoman Wright and Councilman Barclay gave a report to the council about paving contracts that had been completed in the first and third districts. The work is completed and should be paid in full.

Councilman Moore was appointed chairman of the streets and roads committee.

Contracts: Two contracts for snow removal and tree trimming and removal were presented. The council agreed to allow another month for further contract submissions in these areas. The council will also consider a proposed contract to repair the entry to Town Hall at next month's meeting.

Councilman Moore recommended that the Law Enforcement Committee, chaired by Hanzel Barclay, be renamed the Emergency Services Committee to reflect wider concerns than just law enforcement and to begin looking into plans to incorporate response plans to other emergencies in the Town. There were no objections and the committee is renamed.

President Matthews shared a request from Ramona Thompson regarding convicted sex offenders, where they should be allowed to live in the community and a potential

ordinance stating so. He cited a news article, provided by Mrs. Thompson, about a town in Florida that had drafted such an ordinance. Matthews requested that Attorney Fox review statutes and begin preparing a draft ordinance for review at the next meeting.

No further business coming before the council, the meeting was adjourned.



Presiding Officer

ATTEST:

Clerk of the Council

8 September 2005

Mr. Dave Matthews, President
Greenville Town Council
Greenville, Indiana 47124

Dear Dave:

This is a progress report on what I have been able to financially afford to have done with my property in Greenville. I have been advised that this has made a noticeable improvement and hope that you will agree.

As I am not physically able to attend the Sept. 12th meeting due to additional health problems causing me to remain in Florida, I ask that this report be given for me and made a part of the records. (A letter from my medical health care service provider is attached.) Too, Jack Sneed has agreed to be my representative at this meeting.

These two of the three issues you discussed have been done:

1. The car has been removed from my property.
2. The initial phase of lawn and vegetable garden maintenance has been accomplished. The remaining portion of the clean-up work will hopefully be handled next month.

After many times of trying, I have finally located the man who used the garden plot without my knowing. He said that he would clear this out over this weekend.

As I shared before, I am a retired senior citizen on a limited and fixed monthly income with large medical expenses at this time and unable to work. I have made a good faith effort to address the concerns to get the issues about my property resolved and hope that you will agree and cooperate in allowing me sufficient time to handle what remains to be done.

Please contact me as soon as possible if you have any questions or comments. Thank you.

Sincerely,

Pat Sappenfield

Cc: Rick Fox, Town Council Attorney

Town of Greenville
P.O. Box 188, Greenville, Indiana 47124
Tel: (812) 923-9821 • Fax: (812) 923-1099

September 12, 2005

Donald R. and Diana L. Perkins
9893 Main St/Hwy 150
Greenville, IN 47124

Dear Mr. and Mrs. Perkins,

Thank you for the attention you have already paid to cleaning up your property at 9893 Main St., Greenville, Indiana. It is apparent that you have already taken several measures to correct the violations of Town Ordinance No. 2000-04 that were brought to your attention at last month's Town Council meeting. However, there are still several violations that remain uncorrected. They include:

1. There are still several junk cars parked on the property that have not been moved or repaired since last month's meeting.

As we mentioned last month, we request that you advise us as soon as possible of the date that you intend to have the above mentioned violations corrected. As long as progress is being made to correct these issues, the Council is certainly willing to work with you. However, if we do not hear from you by next month's meeting with some plan to take care of these problems, we will take further legal action to bring your property into compliance.

We certainly intend to give every town property owner reasonable time needed to comply with violations to its ordinances as long as those owners work with the Town. However, indefinite or inappropriate corrections are not sufficient to meet the common needs of the town and the public at large. Please let us know of your intentions as soon as possible. Thank you for your assistance in this matter.

Sincerely yours,



David L. Matthews
President, Greenville Town Council

Town of Greenville
P.O. Box 188, Greenville, Indiana 47124
Tel: (812) 923-9821 • Fax: (812) 923-1099

September 12, 2005

Mr. Jerry G. Tush
P.O. Box 295
Greenville, IN 47124

Dear Mr. Tush,

Thank you for the attention you have already paid to cleaning up your property at 9838 Main St., Greenville, Indiana. It is apparent that you have already taken several measures to correct the violations of Town Ordinance No. 2000-04 that were brought to your attention at last month's Town Council meeting. However, there are still several violations that remain uncorrected. They include:

1. There are still several junk cars parked on the property that have not been moved or repaired since last month's meeting.
2. There is still trash and apparently disused or abandoned junk that remains on the property.

As we mentioned last month, we request that you advise us as soon as possible of the date that you intend to have the above mentioned violations corrected. As long as progress is being made to correct these issues, the Council is certainly willing to work with you. However, if we do not hear from you by next month's meeting with some plan to take care of these problems, we will take further legal action to bring your property into compliance.

We certainly intend to give every town property owner reasonable time needed to comply with violations to its ordinances as long as those owners work with the Town. However, indefinite or inappropriate corrections are not sufficient to meet the common needs of the town and the public at large. Please let us know of your intentions as soon as possible. Thank you for your assistance in this matter.

Sincerely yours,



David L. Matthews
President, Greenville Town Council

Adjustments History Transactions by Type
Date From 08/09/2005 Time 15:47:21
Date From 08/09/2005 through 09/12/2005

BOOK # 1

Acct #	Audit #	Type	Date	Desc	Amount	Balance
11005	074	J ENTERPRISE		RECEIVED FROM BANK LATE		
46456		Water Adjusted			\$0.00	
		Water Tax Adjusted			\$0.00	
		Water Penalty Adjusted			\$-0.04	
Total						\$16.19

Acct #	Audit #	Type	Date	Desc	Amount	Balance
124751		FAITH HARVEST CHUR.		LEAK		
46819		Water Adjusted			\$-36.00	
		Water Tax Adjusted			\$0.00	
		Water Penalty Adjusted			\$0.00	
Total						\$-36.00

Acct #	Audit #	Type	Date	Desc	Amount	Balance
127860		DORRINS MARK		CUSTOMER GAVI WRONG		
46595		Water Adjusted			\$-94.94	
		Water Tax Adjusted			\$0.00	
		Water Penalty Adjusted			\$0.00	
Total						\$-94.94

BOOK # 1

Acct #	Audit #	Type	Date	Desc	Amount	Balance
13094		Water Adjusted			\$-130.94	
		Water Tax Adjusted			\$0.00	
		Water Penalty Adjusted			\$-0.64	
Total						\$-131.58

BOOK # 2

Acct #	Audit #	Type	Date	Desc	Amount	Balance
20200		JANCOB JOHN		LEAK		
46368		Water Adjusted			\$-17.19	
		Water Tax Adjusted			\$-1.09	
		Water Penalty Adjusted			\$0.00	
Total						\$-18.28

Acct #	Audit #	Type	Date	Desc	Amount	Balance
20870		CUTTON ROB		LEAK		
46563		Water Adjusted			\$-36.95	
		Water Tax Adjusted			\$-2.35	
		Water Penalty Adjusted			\$0.00	
Total						\$-39.30

Acct #	Audit #	Type	Date	Desc	Amount	Balance
23076		HUNT MICHAEL		RECEIVED FROM BANK LATE		
46463		Water Adjusted			\$0.00	
		Water Tax Adjusted			\$0.00	
		Water Penalty Adjusted			\$-1.28	
Total						\$-1.28

Acct #	Audit #	Type	Date	Desc	Amount	Balance
23105		NASH GARY		RECEIVED FROM BANK LATE		
46456		Water Adjusted			\$0.00	
		Water Tax Adjusted			\$0.00	
		Water Penalty Adjusted			\$-2.47	
Total						\$-2.47

Acct #	Audit #	Type	Date	Desc	Amount	Balance
23520		BARNES JOHN		LEAK		
46476		Water Adjusted			\$-26.57	
Total						\$-26.57

[Handwritten Signature]
 Attested: *[Handwritten Signature]*

Date: 09/12/2005 Time: 15:47:21
 Date From 08/09/2005 through 09/12/2005

Acct #	Audit #	Type	Date	Desc	Amount	Balance
40969	40969	JO'S BILLY				
	48458	Water Adjusted			\$0.00	
		Water Tax Adjusted			\$0.00	
		Water Penalty Adjusted			\$-0.64	
						Operator AMY
				Total	\$-0.64	Balance \$95.19

Acct #	Audit #	Type	Date	Desc	Amount	Balance
40970	40970	BILLY JOE INC				
	48457	Water Adjusted			\$0.00	
		Water Tax Adjusted			\$0.00	
		Water Penalty Adjusted			\$ 2.27	
						Operator AMY
				Total	\$ 2.27	Balance \$72.71

Acct #	Audit #	Type	Date	Desc	Amount	Balance
41561	41561	ODUM KAREN				
	45377	Water Adjusted			\$20.63	
		Water Tax Adjusted			\$1.74	
		Water Penalty Adjusted			\$0.00	
						Operator AMY
				Total	\$ 22.37	Balance \$72.71

Acct #	Audit #	Type	Date	Desc	Amount	Balance
42130	42130	FUGATE DALE				
	48281	Water Adjusted			\$148.46	
		Water Tax Adjusted			\$8.91	
		Water Penalty Adjusted			\$4.88	
						Operator AMY
				Total	\$162.25	Balance \$67.24

Acct #	Audit #	Type	Date	Desc	Amount	Balance
42910	42910	GREENVILLE METHOD				
	48294	Water Adjusted			\$-74.98	
		Water Tax Adjusted			\$0.00	
		Water Penalty Adjusted			\$0.00	
						Operator AMY
				Total	\$-74.98	Balance \$216.31

Acct #	Audit #	Type	Date	Desc	Amount	Balance
954	954	BOOK # 4				
		Water Adjusted			\$94.11	
		Water Tax Adjusted			\$10.15	
		Water Penalty Adjusted			\$1.97	
					0.00000	
						Operator AMY
				Total	\$106.23	Balance \$24.90

SUMMARY

Water Adjusted	Water Tax Adjusted	Water Penalty Adjusted	Total
\$416.79	\$-19.04	\$-2.42	\$395.33
\$106.23			\$106.23
			\$4.98
			\$4.98

Date: 09/12/2005 Time: 15:47:21

Date From 08/09/2005 through 09/12/2005

Acct #	Audit #	Type	Date	Desc	Amount	Balance	
				Desc: RECEIVED FROM BANK LATE		Operator AMTY	
40989	40989	Water Adjusted	08/18/2005		30.00		
		Water Tax Adjusted			30.00		
		Water Penalty Adjusted			3-0.64		
Total						\$-0.64	Balance
Total						\$96.19	Operator AMTY
				Desc: RECEIVED FROM BANK LATE		Operator AMTY	
40970	40970	Water Adjusted	08/18/2005		30.00		
		Water Tax Adjusted			30.00		
		Water Penalty Adjusted			3-2.27		
Total						\$-2.27	Balance
Total						\$72.71	Operator AMTY
				Desc: WRITE BAD CHECK		Operator AMTY	
41581	41581	Water Adjusted	08/08/2005		320.63		
		Water Tax Adjusted			\$1.24		
		Water Penalty Adjusted			30.00		
Total						\$21.87	Balance
Total						\$87.24	Operator AMTY
				Desc: RETURN CHECK		Operator AMTY	
42430	42430	Water Adjusted	08/02/2005		\$146.46		
		Water Tax Adjusted			\$8.91		
		Water Penalty Adjusted			\$4.86		
Total						\$162.25	Balance
Total						\$216.31	Operator AMTY
				Desc: METER READ WRONG		Operator AMTY	
42910	42910	Water Adjusted	08/09/2005		\$94.11		
		Water Tax Adjusted			\$10.15		
		Water Penalty Adjusted			\$1.97		
Total						0.00000	Balance
Total						\$108.23	Operator AMTY

BOOK # 4

Water Adjusted	\$94.11
Water Tax Adjusted	\$10.15
Water Penalty Adjusted	\$1.97
0.00000	0.00000

SUMMARY

Water Adjusted	\$-416.79
Water Tax Adjusted	\$-19.04
Water Penalty Adjusted	\$-2.42
0.00000	0.00000

Total 1-438.25