

Dillsboro Town Council
Monthly Meeting & Public Hearing

July 10, 2023

The regular monthly meeting of the Dillsboro Town Council was opened by President, Doug Baker, with the pledge to the flag on July 10, 2023 at 6:00 p.m.

Prayer was given by Mike Hill.

Council members present: Doug Baker, Becky Fryman, Tim Benning, Charlie Caldwell and Jamie Craig.
Attorney present: John Watson.

Public Hearing opened at 6:05 p.m.

The public meeting is regarding raising the garbage rates from \$13.50 to \$18.23 due to Rumpke raising their rates in the next 3 years. This includes the recycling and dumpsters.

Any open comments?

- CT Stevens stated she would like the rate to be rounded to \$18.50. Previous years it has been \$10.00, \$11.00, \$13.00 and \$13.50. Reason is the paper work in the office is easier when adding up daily and monthly. And easier to remember when any customer ask how much the rate is.
- Ron Jackson asked the reason for increasing. TM Turner stated Rumpke is raising their rates in the next 3 years. Residential of 23% 1st year and dumpster 28%. Council agreed on June 12 instead of increasing for the next 3 years to have a one time increase of \$18.23.
- Mike Hill asked if the town checked with another garbage company. TM Turner stated he check with Best Way and Rumpke. Rumpke was the cheapest. And the town is guaranteed for 3 years.

Public Hearing was closed at 6:17 p.m.

Regular Monthly Council Meeting

The minutes of the June 26, 2023. CM Benning stated a correction that the prayer was given by Mike Hill instead of Charlie Hill. CM Fryman made a motion to approve the minutes with the correction. Seconded by CM Caldwell. Motion carried.

Clerk-Treasurer – Rita Stevens

- Sewer Adjustments – Clarence Land – 11880 Old US 50. Adjustment for \$50.04. Leak between house and garage. Tom Wafford – 9790 Front Street. Adjustment for \$314.45. Outside faucet leak. CM Craig made a motion to approve the sewer adjustments. Seconded by CM Caldwell. Motion carried.
- Invoice/Contract from Boyce/Keystone for \$10,735.00. This is a yearly contract for the office computer software. Recommend \$2,526.00 from CCIF (CUM CAP Improvement Fund), \$4,104.50 from water and \$4,104.50 from sewer. CM Fryman made a motion to approve. Seconded by CM Benning. Motion carried.

Police – Josh Cady

Officer Ashley Brown will be doing a 3 day training with the Sheriff's Department this week.

Utility Department – Matt Bauer

- Water Project Progressive Meeting is July 11.
- Been mowing all the time.
- The furnace in the Utility Maintenance Shop needs replaced. It is 25-30 years old. Stutler's gave a quote of \$5,590.00. Council asked to get a couple more quotes.
- CM Baker asked regarding a price on a new lawn mower. Bauer stated he hasn't. Mowers are working good at the present time.

Ron Jackson stated he didn't think his meter is not being read. Bauer looked at his last 3 bills he had and explained to him they are being read ok. Did have a endpoint changed on one of the months.

Town Manger/Economic Development – Kevin Turner

- Code Enforcement – Bruce Tackitt at 12625 North Street will be serving notice. Owner is in nursing home. Served by person or certified mail. Checked if bank taken it over and found nothing.
- Code Enforcemnt – Kyle Smith at 12766 North Street. Mowed by town and weed lien will be done.
- Indiana Landmarks 3 story building at 12854 North Street is for sale. Jarrod Holbrook is no longer with Indiana Landmarks.
- Art Center – Thom Maltbie. Received a \$10,000.00 Early Action Grant from the Indiana Arts Commission for the Phase 3 of the building. This will be a Arts Creator Space. This space will be for people who have skills and knowledge to share with people who want to learn. Also the 2nd Friday of the month something will be going on at the center.
- Garbage Rate Increase. Current charges of \$13.50 for trash and recycling pick-up. At the June 12 council meeting council decided a increase to \$18.23. The request from CT Stevens in the Public Hearing for the increase to \$18.50. Council did not approve. TM Turner presented the Ordinance 2023-7-1 – An Ordinance Amending Ordinance 2021-7-1 Establishing the Charges Associated with Collection & Disposal of Solid Water (attached). Effective August 19, 2023 the garbage will be \$18.23 per month. CM Fryman made a motion to approve Ordinance 2023-7-1. Seconded by CM Caldwell. Motion carried. Contract was signed by Town Manager (attached).

Beautification – Charlie Caldwell – no business.

Parks – Kevin Turner

- Getting free playground mulch from Dillsboro Elementary School. This is leftover from their playground project.

Attorney – John Watson

- DCRSD Lake Dilldear Extension Project – No date has been set for a joint meeting. Waiting on Lori Young for a date with her busy schedule. Watson did state the sewer plant has plenty capacity for this project.

Old Business

CM Baker asked about any updates on the Dearborn County Commissioners raising our rates for 911 dispatch services. Jarrod Teaney hasn't come up with any numbers right now.

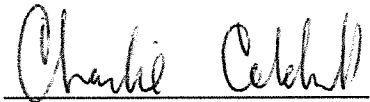
CM Benning asked about the crosswalks at the school regarding the lighting situation. Chief Cady stated INDOT will not take care of this and the school should. There is a safety meeting in August and Cady going to bring this subject up and talk to some school board members.

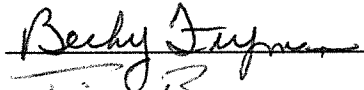
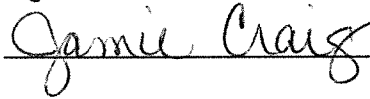
Being no further business. CM Craig made a motion to adjourn the meeting at 6:54 p.m. Seconded by CM Fryman. Motion carried.

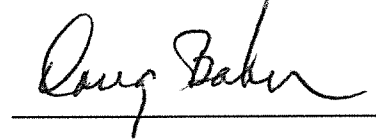



Rita Stevens

Clerk-Treasurer







ORDINANCE NO. 2023-07- 1

AN ORDINANCE AMENDING ORDINANCE 2021

-07-01 ESTABLISHING THE CHARGES ASSOCIATED WITH COLLECTION AND
DISPOSAL OF SOLID WASTE

WHEREAS, pursuant to Indiana Code 36-9-30-5, the Town of Dillsboro, Indiana (the “Town”) is authorized to contract for the collection or disposal of solid waste; and

WHEREAS, the Town desires to provide for the public health and welfare of its residents by the collection and disposal of solid waste and in order to do so adopted ordinance 2006-02 on March 13, 2006, entitled “An Ordinance Establishing Rules and Policies for Solid Waste Collection with Disposal with the Town of Dillsboro,” and;

WHEREAS, the Town has updated ordinance 2006-02 in ordinance 2011-02, ordinance 2017-06-01, and ordinance 2021-07-01.

WHEREAS, pursuant to Indiana Code 36-9-30-21 and 36-1-3-8(6), the Town may impose service charges or fee for collection and disposal of solid waste so long as such charges and fee are reasonable and just for such services, and;

WHEREAS, the Town has investigated the cost of providing trash collection services and determined an amount to be charged for such services, and that amount herein has determined to be reasonable and just; and

NOW, THEREFORE, BE IN ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DILLSBORO, INDIANA as follows:

1. Effective August 19, 2023, each residential user shall be charged a monthly amount for garbage and trash collection service based on the per residence/unit cost of the contractor who is awarded the contract to collect and dispose of garbage, trash, and heavy trash plus an administrative charge to cover the Town’s cost of billing and collection. The garbage, trash, and heavy trash fee shall be added as a separate item to each residential property owner’s monthly utility bill, and shall be billed and collected by the Town.
2. Breakdown of garbage and trash collection fees, including administration fees will be:
\$18.23 per month for each residential unit

\$18.23 per month for each business (garbage cans only)
3. Regardless of how many payments may be designated, partial payments of combined water, trash collection, and sewer bill shall be applied first to the water bill, second to the

trash, and last to the sewer bill. A copy of this ordinance shall be kept on file in the office of the Clerk-Treasurer of the Town.

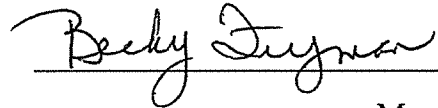
4. This ordinance shall take effect August 19, 2023. All prior Ordinances or parts thereof which may be inconsistent with any provision of this Ordinance are hereby repealed.

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF DILLSBORO, INDIANA, THIS 10th DAY OF July, 2023

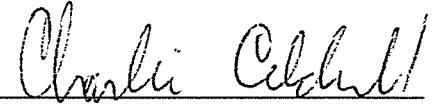
TOWN COUNCIL OF THE TOWN
OF DILLSBORO, INDIANA.



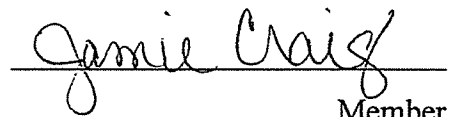
President



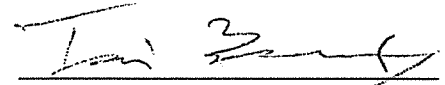
Member



Member



Member



Member

ATTEST:



Clerk-Treasurer

ADDENDUM

This document serves to add the following to the contract dated July 5, 2018 between the Town of Dillsboro, Indiana (the "Town") and Rumpke of Indiana, LLC. ("the Contractor").

It is hereby agreed as follows:

Effective August 1, 2023 and continuing through July 31, 2026 Rumpke shall continue to provide one (1) time per week solid waste collection for all residential units within the Town of Dillsboro on Thursday of each week. Curbside recycling collection will be provided on an every-other-week schedule on the same day as regular trash collection. A 30-cubic yard container will continue to be provided for collection of large/bulky items to be serviced on an on-call basis. Rumpke will invoice the Town on a monthly basis as follows:

August 1, 2023 through July 31, 2024:

Residential Solid Waste Collection:	\$ 12.00 Per Unit Per Month
Curbside Recycling Collection:	\$ 4.00 Per Unit Per Month
30YD Container:	\$500.00 Per Load
	\$38.00 Per ton
	\$100.00 Delivery fee on new service

August 1, 2024 through July 31, 2025:

Residential Solid Waste Collection:	\$ 12.60 Per Unit Per Month
Curbside Recycling Collection:	\$ 4.25 Per Unit Per Month
30YD Container:	\$525.00 Per Load
	\$39.90 Per ton
	\$100.00 Delivery fee on new service

August 1, 2025 through July 31, 2026:

Residential Solid Waste Collection:	\$ 13.23 Per Unit Per Month
Curbside Recycling Collection:	\$ 4.50 Per Unit Per Month
30YD Container:	\$551.25 Per Load
	\$41.90 Per ton
	\$100.00 Delivery fee on new service


All other terms and conditions of the original contract dated July 5, 2018 shall remain unchanged.

The Contractor agrees to comply with all Federal, State and local laws and regulations in the collection, removal, and disposal of all such waste material. In the event that the Contractor incurs increased costs (such as, but not limited to, tipping fees, disposal fees, additional fuel costs, or new or increased surcharges, fees or taxes as a result of imposition of new governmental regulations not in effect at the time of acceptance of said contract and which regulate the type of material collected, the location for disposition of such material, or the payment of fees for disposing of such materials) then the Town shall, after negotiation with Rumpke and approval by the Town Council, adjust the unit cost by an amount commensurate with the increased per unit operating cost incurred by Rumpke.

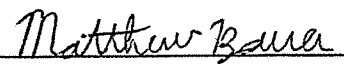
In the event that either party is unable to perform any of its obligations under this contract or to enjoy any of its benefits because of (or if failure to perform the services is caused by) war, Acts of God, natural disaster (such as floods, earthquakes, tornadoes, hurricanes, blizzards, windstorms, high water table, unusually severe weather), fires, quarantine, labor disputes or strikes, explosion, shortage or failure in the supply of fuel, electric current or other public utility not caused by Contractor's actions, actions or decrees of governmental bodies not caused by Contractor's actions, or any other cause beyond the control of the parties (hereinafter referred to as a "Force Majeure Event"), the party who has been so affected shall immediately give notice to the other party. Upon receipt of notice, all obligations under this contract shall be immediately suspended. If the period of nonperformance exceeds thirty (30) days from the receipt of notice of the Force Majeure Event, either party may terminate this contract.

The term of this contract extension shall be for three (3) years effective August 1, 2023 and continuing through July 31, 2026. This contract may be renewed for additional option periods upon mutual written agreement of both parties.

TOWN OF DILLSBORO, INDIANA


Town Manager

Title: Kevin Turner

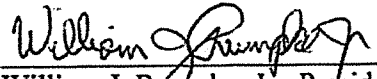

Witness

Witness

7/10/2023

Date

RUMPKE OF INDIANA, LLC.


William J. Rumpke, Jr., President

William J. Rumpke, Jr., President


Witness

Witness

6/7/23

Date