

Town of Orland

9535 W. State Road 120, Orland, Indiana- Community Center Bldg.

August 04, 2025 Town Council Meeting

(Original Meeting Scheduled for 8-11-25)

6:30pm

1. Opening prayer recited before meeting start.

2. Pledge of Allegiance recited.

3. Council President Robin Sears called the meeting to order at 6:30 p.m.

Roll call: Council President, Robin Sears was present, Council Vice President Chris Sanders was present and Councilman Zeb Schuette was present. The Clerk-Treasurer, April Sanders was present to record the meeting.

Town Attorney Kevin Bruns was present.

Marshal Kline was present. Maintenance Superintendent Phil Slisher was absent.

Town resident Kevin Kellett and Tim Simons was present. Jesslyn and John Senecal were also present. Casey Erwin from DLZ was also present, Robert Dahman from API was also present.

4. **Clerks Report** - *The clerk has submitted financial statements to the Council for approval and signature. Employee time sheets are scanned and provided in an email to council and, if available, they are signed by the Council President or Council Member at each payroll verification at the Town Hall prior to all council meetings. If no council member is available to sign off on timesheets, then payroll and timesheets are brought to the council meeting.*

A. Approval of Meeting Minutes- Town council reviewed the July 14, 2025 meeting minutes. Councilman Schuette made a motion to approve the meeting minutes of July 14, 2025 as presented, Council Vice President Sanders seconded the motion, motion carried.

B. Claims – Town Council reviewed the claims as presented. Councilman Schuette made a motion to accept the claims from the dates of July 15, 2025 through August 4, 2025 as presented, Council Vice President Sanders seconded the motion, motion carried. Clerk-Treasurer Sanders asked for permission to pay claims outside of a public meeting that may come in prior to her vacation. Councilman Schuette made a motion to approve the payment of claims outside of a public meeting that come in prior to the Clerk-Treasurer leaving for vacation, Council Vice President Sanders seconded the motion, motion carried.

C. Approval of Employee Time Sheets and Payroll - Councilman Schuette made a motion to accept the employee time sheets and payroll for pay #15 and #16 of 2025, Council Vice President Sanders seconded the motion, motion carried.

D. Approval of July 2025 Bank Reconciliation- Clerk-Treasurer provided the July 2025 bank reconciliation reports. Council approved by signing off on log provided.

5. Reports-

A. Street Department – Phil was absent but submitted his monthly report. Brief discussion of the crack found on the wall in the basement of the Community Center. Council President Sears asked if Phil had time could he take care of weeds growing out of the concrete in front of the businesses.

B. Police Department – Marshal Kline provided an update for the property of Nathan Sanders and asked the Town Council if they wish to move forward with the nuisance violation. Multiple attempts have been made to communicate with Mr. Nathan Sanders to clean up his property and they matter seems to be getting worse. Some discussion. The town attorney explained the process on moving forward. Council Vice President Sanders made a motion to approve to proceed with court filings to enforce the nuisance violation, Councilman Schuette seconded the motion, motion carried. Marshal Kline stated that the Block Party event at the Orland American Legion went very well and that they made contact with a lot of youth that attended.

C. Water Department- No report.

D. Park Department- No report.

6. Old Business-

A. Park Potty Project- No update.

B. Art Program Update- Steuben County Tourism Bureau sponsored the Ice Cream Sculpture for \$1,000.00.

7. New Business –

A. Resolution 2025-004- A Resolution Declaring Personal Property from the Former Nazarene Church as Surplus and Authorizing Disposition- Clerk-Treasurer Sanders presented a resolution to the town council that authorized herself and Phil to handle the appropriate ways dictated by Indiana statute to dispose of surplus property inside the recently purchased church property. Councilman Schuette made a motion to accept Resolution 2025-004 A Resolution Declaring Personal Property from the Former Nazarene Church as Surplus and Authorizing Disposition as presented, Council Vice President Sanders seconded the motion, motion carried.

B. Computer Oasis Renewal– Council President Sears signed in approval the renewal of the computer preventative maintenance agreement with Computer Oasis for 2026.

C. Unauthorized Modifications to Vermont Street- Council President Sears opened up the meeting with new business and a discussion about recently discovered unauthorized modification made to the topography in the right-of-way on Vermont Street following the

finishing work of a Community Crossings Matching Grant road project. Council Sears, Casey Erwin from DLZ and others had been onsite at Vermont Street when the unauthorized modifications had been discovered. Casey Erwin from DLZ provided a description of the road project and stated that the property owner, Tim Simons has changed the topography from what the finished plan was for the project. Robert Dahman from API, the construction crew stated that Mr. Simons had contacted API and asked for permission from someone other than the foreman, if he could blow out the inlet. He was granted permission to do that, but that was all. Continued discussion regarding the changes Mr. Simons made. The area of would need to have new topsoil brought in, linear grading redone and seeding. The stone retaining wall added by Mr. Simons would also have to be removed. Another crucial issue is that Mr. Simons has essentially made his entire yard in the right-of-way one big continuous drive-way.

Council President Sears provided a lengthy history of all the hard work from people on multiple boards that made this project happen and the hundreds of thousands of dollars of taxpayer funds that were used for this project and her disappointment in Mr. Simons for not caring about any of that. Council President Sears also mentioned that Mr. Simons was not being a good neighbor because of the constant use of large excavating equipment scraping and dragging rock, his neighbors can get no peace. Mr. Simons claims he was trying to solve a drainage issue in his yard.

Discussions ensued regarding the remediation the town can seek to fix the damage Mr. Simons has caused. Casey Erwin stated the Town could let the homeowner fix the issues with API's help and guidance or just let API do all the work. Council Sears stated she wanted an exact plan drawn up of what needs to be done to fix it. DLZ will draw up a plan and meet with the Town Council again. Town resident Kevin Kellett asked Tim Simons if he wanted API to remove the approach they put in since he didn't like it. John Senecal suggested that a silt fence be placed around the inlet. Council thanked Casey Erwin, Robert Dahman and Tim Simons for their time and attendance.

Public Comments/Questions concerning ADA or other items of Business –

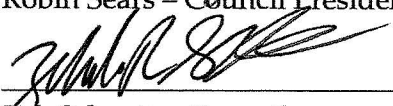
No other public comment.

Council signed all necessary documents and check register reports before closing the meeting.

With no other comments or items of business, the motion to adjourn was made by Council Vice President Sanders, seconding the motion was Councilman Schuette, motion carried, meeting adjourned at 8:10 p.m.



Robin Sears – Council President



Zeb Schuette- Councilman

Chris Sanders – Council Vice President

Attest: 

April Sanders, Clerk-Treasurer