

**Minutes of the Trail Creek Town Council Meeting for:
December 16, 2008**

(A complete transcript is available in the Clerk's office on tape # 342)

The regular meeting of the Trail Creek Town Council was held on Tuesday, December 16th, 2008 at the Town Hall, 211 Rainbow Trail, Trail Creek, Indiana. All Council members were present. Clerk/Treasurer Anne Dobbs was present.

Following a correction of the minutes, Councilman Warren Schacht moved for approval and Councilman John Bayler seconded. The vote was unanimous.

Clerk Dobbs clarified some receipts that were deposited and corrected an error in the October Treasurer's report. Councilman John Bayler moved for acceptance, Councilman Jamie Baldwin seconded and the vote was unanimous.

CLAIMS – Claims against the town in the amount of TWO HUNDRED EIGHTEEN THOUSAND TWENTY SIX DOLLARS and 22/100 (\$218,026.22) were presented. Following explanation of several claims, Councilman John Bayler moved for acceptance. Councilman Jamie Baldwin seconded and the vote was unanimous.

CORRESPONDENCE: No correspondence.

President Ron Lombard asked for a motion and a second for the Fire Protection Contract for 2009. Attorney Herrbach had reviewed it and recommended acceptance. Councilman Warren Schacht moved for acceptance and Councilman Jamie Baldwin seconded. The vote was unanimous.

REPORTS:

ATTORNEY: Attorney William F. Herrbach presented the Refuse Contract for 2009-2010 with Allied Waste. They will have to provide a two (2) year performance bond before the contract will be valid. Mr. Herrbach stated that the state statute does not require an engineering study if the speed limits are posted at 25 m.p.h. or more. Street Commissioner Brian Kubath will be advised of this. The "No Parking" signs can be installed as soon as the ordinance is passed.

BUILDING INSPECTOR: Building Inspector Steve Thomas reported that three (3) electrical permits were issued.

ENGINEER: Engineer John Doyle presented a pay request from D & M in the amount of ONE HUNDRED SEVENTEEN THOUSAND SIX HUNDRED TWENTY SIX DOLLARS AND 46/100 (\$117,626.46), this is two thirds of the Evergreen Ditch Project. Mr. Doyle stated that the utilities have been very cooperative on moving buried cables. Mr. Doyle wants to complete the Roeske Avenue Paving Project but not until Walsh and Kelly provides the proper paper work. The balance is THIRTY FOUR THOUSAND FOUR HUNDRED TWENTY EIGHT DOLLARS AND 37/100 (\$34,428.37). Councilman Jamie Baldwin moved to authorize Engineer Doyle to handle this for the Town. Councilman John Bayler seconded and the vote was unanimous.

MS4: Kate Doyle reported that in 2007 there were 26 plan reviews between Michigan City and LaPorte in the urbanized area. In 2008 there have been 23 reviews. The total reviews in 2007 were 39 and in 2008 there were 28. The total dollar amount was \$2,400.00. They will be meeting to review the Erosion Control Ordinance. They will look into changing the fees to a sliding scale.

PARK DEPARTMENT: No meeting and no report.

PLANNING AND ZONING: No report.

POLICE DEPT: No additional reports.

STREET DEPARTMENT: No report.

NIRPC: No report.

OLD BUSINESS:

1. Clerk Anne Dobbs reported that the reimbursement from FEMA has been denied.

NEW BUSINESS:

1. Clerk Dobbs submitted an invoice from South Shore Clean Cities for \$300.00 for membership. Jeff Studtman is the representative from the Town. Since all of their meetings are held during the day he can not attend the meeting. After a discussion Councilman Warren Schacht moved to withdraw our membership. Councilman Jamie Baldwin seconded and the vote was unanimous.
2. Appointments for the following positions were made for 2009-2012.
 - a. Plan Commission and Board of Zoning Appeals – William Greene
 - b. Park Board – Mike Lamb
 - c. Police Advisory Board – Robert McMonigal

Councilman John Bayler moved for the appointments and Councilman Jamie Baldwin seconded. The vote was unanimous.

3. Appointments for the following positions were made for 2009.

- a. Attorney – William Herrbach
- b. Engineer – John Doyle
- c. MS4 Coordinator – Kate Doyle
- d. Street Commissioner – Brian Kubath
- e. Building Inspector – Steve Thomas
- f. Electrical Inspector – Kirk Burnett
- g. Plumbing Inspector - Paul Foreman
- h. Heating and Air Conditioning Inspector – Tom Agorichas
- i. Police Liaison – Warren Schacht
- j. Park Liaison – John Bayler

Councilman Jeff Studtman moved for the appointments and Councilman Warren Schacht seconded. The vote was unanimous.

Councilman John Bayler moved for the appointment of Paul Schoof for Marshall for 2009. Councilman Warren Schacht seconded. The vote was unanimous.

President Ron Lombard nominated Councilman John Bayler to the position of Council President and Councilman Warren Schacht seconded. The vote was unanimous.

Councilman John Bayler nominated Councilman Warren Schacht to the position of President Pro Tem. Councilman Jeff Studtman seconded. The vote was unanimous.

PUBLIC COMMENT:

Public Comments: No comment

Council Comments: No comment.

Clerk's Comments: No comment.

There being no further business or comments Councilman Jeff Studtman moved for adjournment at 8:00 p.m. and Councilman John Bayler seconded. The vote was unanimous.

Attest:

Anne M. Dobbs, Clerk-Treasurer