

WHITE RIVER TOWNSHIP
BOARD MEETING
SEPTEMBER 4, 2012

ATTENDEES: Mark Messick, Greg Rainbolt, David Pollard and Mary Lou Habicht

Meeting was called to order at 7:00 by Greg Rainbolt. First order of business was the Pledge of Allegiance.

Greg Rainbolt: Peggy Young is absent at the moment. David Pollard, Greg Rainbolt, Mark Messick and Mary Lou Habicht are in attendance. Peggy Young might arrive at a later time but she is not present at this moment. The next order of business is approval of July 24, 2012 WRT Board Meeting Minutes. I will make a motion to approve. Do I hear a second?

David Pollard: I second.

Greg: Having a first and a second do we have any discussion on the minutes?

Dave: No.

Greg: Hearing no discussion I would like to ask for a vote for approval. All those in favor of approving WRT Board Meeting Minutes from July 24, 2012 indicate by saying Aye. (David and Greg said Aye). Two Ayes present and the motion passes to approve the Board Meeting Minutes. The next order of business is the WRT Resolution 2012-09. It is a transfer of funds within Township Fund 0101. This is a resolution to transfer the funds within the category which the trustee is able to do on his own but for transparency purposes and for information he likes to let us know thru a resolution. I will make a motion to open up the discussion on WRT Resolution 2012-09. Do I have a second?

Dave: Yes.

Greg: Hearing a first and a second do we have any discussion on this?

Dave: No.

Greg: Hearing no discussion I will ask for a vote for approval of WRT Resolution 2012-09 which is a transfer of funds within Township Fund 0101. All those in favor indicate by saying Aye. (Dave and Greg both said Aye). We have two Ayes, the resolution is approved. So that concludes that order of business. The next order of business is the WRT 2013 Budget Estimates and Tax Levies. This is a public hearing and there is no one present from the public. We have Mary Lou and ourselves as residents to hear this. Do you want to have any discussion on this Mark?

Mark: The only thing I would say what was posted in the papers which you have on the front page which said that our total would be \$168,930. If you look at what was actually in our budgets the general budget was published at \$117,530 and the gal from the state and I did not catch it put that in there but what we had looked at was \$117,580 instead of 530. I will find \$50 to take out of the budget so that we don't exceed what was posted. That is the only thing I would say and right now the easiest place for me to take that out of which I plan on doing before I present you the budget next week is from Community Services. I will take it from \$750

to \$700.

Greg: I know during our workshop we discussed an amount of money that we were possibly going to leave in there for some maintenance issues and I noted that you have already done some of that. Are we still going to need that?

Mark: What we are looking at now is Care of Township Property and we might reduce that \$6,000.

Greg: Correct.

Mark: Care of Cemeteries is \$7,500 and Care of Township Property is \$6,000. Between now and the adoption I'm tightening that number down as tight as I can get it for you. That is where some of that was going to go.

Greg: Right.

Mark: We had a bid from Otto Parking to do the concrete work and to do the striping and to do the coating on the blacktop. Their total bid if you added it all up together was right around \$4,600. We got that work done for \$3,975. Had a bid from AMG Class of \$5,800 to put that storefront in. Had a bid from Suburban Glass of I think it was \$3,280 to put the storefront in and we got a bid from Arco Glass for around \$2,700 no it is less than \$2,700. I don't know the exact number. Arco Glass is going to put that storefront in.

Dave: What storefront?

Mark: In the hallway here we talked about putting an entrance in so that the people who use this room can use the kitchen because it is always locked. We are going to let the kitchen be available as a common area. It looks like I can do that out of this year's budget. If I can we will go ahead and get it done and if I can't that will carry into next year. That is what we have to decide, if we want to get it done this year or next year.

Greg: Do you understand what he is talking about Dave?

Mark: We can take a step out here and look at it.

Dave: Yes I want to see it.

Mary Lou: They don't use the kitchen.

Mark: They would, they would have, especially Water's Edge. It would be available to them. Then anybody who came in and used it for a shower or a reception or anything like that they could use it.

Dave: But there is no charge for using it.

Mark: No charge.

Dave: So we are spending this money for...

Mark: We are also spending the money so that we have a definable area if we ever lease it to the county. Because we want to share that kitchen with whoever with, if we have another government entity we would want to share that kitchen but we would not want to give up the kitchen because the township is using it and we would not mind sharing it with another tenant

but we don't want to give it up. Right now the control with the doors the way they are goes with that section of the building.

Dave: What is that going to do with the Sheriff's as far as having access?

Mark: They have total access.

Dave: They will have?

Mark: They always will. We are letting them come thru the building right now so they will have access by coming thru the building instead of around the building. The back door right now, the key to the back door is the sheriff's key, not ours. In other words I can't get in the back door.

Dave: But they can get in our front door.

Mark: They can get in our front door. They have a key in their office that they used to come in, grab that key and walk all the way around the building to get into the building. But what we have done now is they have a key to the backdoor since the school is not here and we are the only ones in here besides them let them have the core to the backdoor so they can come get into the building without coming around.

Greg: Dave do you have any other questions on this budget?

Dave: No.

Greg: Mark do you have anything?

Mark: That was the area that we talked about. Other than that it is pretty tight budget I believe unless there is something you guys want me to consider between now and then.

Greg: How is the custodial work are we...

Mark: Since the meeting we dropped it down to one time per week. I still think you know that is an area that we don't know for sure and I would like to leave the amount in there that we have in there. The mowing had been about once every four weeks but now it is every week. He mowed last Wednesday and he mowed today and boy it needed mowing today so it was less than a week between mowing this last time but that is going to die off in October. We will know more about that after we have a year in under our belt.

Dave: This \$6,000 you have for Care of Township Property, is that the one you said you are going to reduce?

Mark: Care of Township Property, yes that is the one I'm going to look at reducing. I am going to have numbers for you so I can tell you what the lawn care will be, what the snow removal will be, what our other areas will be.

Greg: So that is what you are including in your line item is for lawn care and snow removal basically.

Mark: Right, just anything for this piece of property with the exception of the custodial care.

Greg: I see you have \$5,000 in Repairs and Maintenance.

Mark: That is there just like it always has been to cover our deductible if we need it or to do other maintenance as we might need it. If we have to repair and change out something major

like an air conditioner, like some of the stuff that we used it for this year, the lighting and the repair of the concrete out there.

Greg: Do you have any idea off the top of your head, I should go back and look, what that has ran so far this year?

Mark: This year because we used Care of Township Property and also used just a minute I can tell you, we have used \$4,600 of that amount of money this year and if you add the Township Property where we used \$4,700 and most of that was that \$3,975 so we have used right at \$9,000 this year in that area but I don't anticipate that next year. We have been able to do some stuff because we had the money in the budget that needed to be done and we are doing it here at the end of the year but you know. I'm really happy that we got the concrete fixed. I have always been concerned about that step out there being a couple of inches different and a piece of concrete missing and the walkway was messed up and I was glad that we got that work done. The curb was just something we added in on it because it was busted out there.

Greg: Other than what you mentioned about the glass doors and everything, do you foresee anything else coming up?

Mark: I don't see us doing anything to this building next year unless we were to get a tenant. If we were to get a tenant well then I think we will have to talk about it.

Dave: Talk about what?

Mark: Usually if you get a tenant for a space sometimes they want something changed.

Dave: Let them pay for it.

Mark: Well that is what I'm saying; we would have to talk about it. It would be something that we would all sit down and talk about and we would have a meeting and sit down and say do we want to let them change it? Here is the thing, we let them change it but then let's say they chop that up in three or four rooms and then after they leave we want it back to one room, then that is on us.

Dave: It would have to be agreed to from the onset.

Mark: That is what I'm saying. We would have to talk about those things. I don't know if that is going to happen right now because they seem to be hurting for money too.

Dave: Who the county?

Mark: Yes.

Dave: They are.

Greg: Ok, that is all the questions I had for you on this. I know we went thru this in the budget workshop and I had a few more questions on that. Do you have any questions Dave?

Dave: No I'm ok.

Greg: Mark do you have anything else?

Mark: That is it for that portion.

Greg: We will close this public hearing. Mary Lou do you have anything as a citizen of WRT?

Mary Lou: Nothing.

Greg: With that being said I will close the public hearing. We will move on to the trustee's report and requests.

Mark: The trustee report since the last meeting I have been and visited all of the cemeteries. We have three headstones that could be repaired but I don't think we are going to do that until next year. Mainly because they are individual ones in three different cemeteries and I can't get the guy to call me back from Connersville. That is where the guy is that does the headstone repairs.

Dave: Is he the same guy that was used before?

Mark: Yes.

Dave: He is good isn't he?

Mark: He is really good. He will just go into next year's budget unless I have money left over. He might be able to do three with what we have in the budget this year. We will just have to see. We are getting the trees cut away from the fences in all the cemeteries that is in our budget and we won't go over budget by doing that and other than that...

Greg: I know you had concerns earlier in the year or maybe it was even last year about some trees overhanging some headstones.

Mark: I still think that is a possibility of an area that we need to consider investing some money in. Miller Cemetery has a huge tree that every time we get a wind storm branches come down but we don't have very many headstones in danger there. At Lowell which is the one over here at Deerwood there are a lot of trees and there are a lot of headstones so if a tree or limbs would come down there that is how the one that is broken over there right now got broken, it got hit by a limb. The same thing at Lyons Cemetery where we did most of the restoration. That is nothing but trees. There are trees everywhere in the cemetery. At some point and time we might want to consider going in there with a tree service and cleaning that up. This year we used the money from cemetery care we transferred it and used it to take care of our building here because we didn't really have any money for our building here. Next year if the mowing is similar to this year, the monies are there to do some of that tree trimming and I will do it.

Dave: Do you contact the people that have burials in those cemeteries when you do stuff like that?

Mark: No, we don't know, I mean if there was an association associated with those cemeteries then it would not be a township cemetery. Those are abandoned cemeteries.

Dave: Oh they are actually abandoned?

Mark: Yes.

Dave: You don't know who...

Mark: We know who is buried there.

Dave: But you don't know the relatives that might be...

Mark: I know the relatives, we see them all the time, they are Keglays and Suttons and...

Dave: But you don't talk to them before you do that stuff?

Mark: I don't know if they are directly related to the ones that are buried there.

Dave: I'm not saying you have to. I'm just curious whether you do or not.

Mark: No, no. There is a Mrs. Brown that is involved in Lyons Cemetery and I guarantee you if that cemetery gets to where it looks like it is unkempt, she will contact us. The Kegleys are quite involved with Miller Cemetery and Lowell Cemetery and Bargersville Cemetery. I guarantee you if that gets looking bad one of the Kegleys will call me.

Dave: Is Carl buried there, Kegley?

Mark: Nobody has been buried in any of our cemeteries since 1940.

Dave: Really? Well Carl died after that.

Mark: That is what I'm saying; I don't think anybody has been buried in any of those cemeteries recently.

Greg: Now the one in Deerwood, are any of those trees coming from the properties around there.

Mark: There are trees on the properties but can we ask them to trim them?

Greg: Yes.

Mark: We could but there are also trees in the cemetery itself. We would not have any right to nor would we go on private property and trim their trees. The trees I'm talking about...

Greg: I know they have a Homeowner's Association there.

Dave: But you could advise them if there is a problem that you suspect.

Mark: Right, put them on notice that if it don't get fix and it damages us then they are liable.

Dave: Exactly.

Mark: Just like if it was your neighbor. If your neighbor has a dead tree and you think it is going to fall and hit your garage and you say something to him and he does not do anything about it and then it falls and hits your house you have a claim against your neighbor. If you don't say anything to your neighbor and it falls the court considers it an act of God. Even though both of them are but one you took the precaution of telling your neighbor and the other one you didn't.

Dave: The reason I ask is we had that happen up at my cottage up at the lake. Big tree came down and it did not hit me but it hit my next door neighbor and did a lot of damage and he could not do anything about it.

Mark: But if you tell your neighbor...

Dave: Well there are two more trees sitting there and he now has an attorney who is writing a letter to inform him that that same thing could happen again.

Greg: I'm just kind of gazing over your appointments and everything for July and August.

Mark: September we have picked up. The first three weeks in September we have appointments every week, we are kind of full, right now we are out to the 12th.

Dave: Do you have records or do you have knowledge in your head of the past year, last year compared to this year of the number of cases?

Mark: I will bring that to our next meeting. I have a spreadsheet yes.

Dave: Can you go back more than one year?

Mark: I have gone back three years.

Dave: Bring them with you.

Mark: I have gone back three years.

Dave: Bring them with you please.

Mark: I will.

Dave: I would like to see them.

Mark: I have a spreadsheet that I have developed. Right now it is thru July, I haven't put August numbers in there but I will get August numbers put in there and when we meet again it will be thru August. I do it at the end of the month when we know what our dollars were.

Dave: That will be interesting.

Mark: It is interesting. It is very interesting in a couple of cases.

Greg: I was looking over this a little bit on receipts on the township fund. Actually the new funds the new revenue coming in for this year, the CAGIT funds, and all of that.

Mark: Where you see \$137,000.

Greg: Yes and I see ...

Mark: Take \$125,000 off of that.

Greg: Right.

Mark: Because \$125,000 was just where we got our money back from investments. You can see Sale of Investment on the 2nd page. So that receipt, take \$125,000 off of that so we have received \$12,144.90 for township monies.

Dave: That is from the state or the county or...

Mark: Sometimes you get monies that cannot be applied to assistance they have to be applied strictly to the township fund. The auditor and the state will direct you to that. So of the monies we received this year \$12,000 had to be applied to the township fund. We did not get any choice on how to apply it. Most of the time our money we try to apply it to township assistance, that is why you will see the receipt of \$20,000 for township assistance because that is where we have been able to apply it. We are going to end the year, we have an investment coming up I think in October when it comes due and with the monies right now we are going to end the year probably somewhere in the neighborhood of \$70,000 in the checking account so that won't carry us for next year. So I will be looking at the investments that come due to not reinvest all of them but may leave \$50,000 to fund next year's budget.

Greg: The question I want to ask you for the DLGF is there anything we are going to have to do?

Mark: No.

Greg: So we should be good, like we did last year?

Mark: One thing we can do this year yet which we probably ought to do at the next meeting if you want me to. We can fund the Rainy Day Fund again from last year's monies that were not

spent in the budget. That is 10% of your last year's budget. We can fund that much into Rainy Day if we wanted to or any amount less than that. Can't put more than 10% but we can fund it right up to 10% if we wanted to.

Greg: We are at \$90,000.

Dave: In Rainy Day?

Mark: Rainy Day right now is \$90,823.78. Last year's budget I believe was \$190,000 something like that, similar to this year's. So we could fund it about \$19,000 to \$20,000 if you wanted to. We have the funds to do it if you want to and that is just moving the money from one area to the other and we can do that when the investment comes due. I won't do it ahead of time. But if the CD came due I would take \$20,000 and add it to the CDs in Rainy Day Fund.

Greg: I know we had a resolution made on that how we were going to fund it basically.

Mark: It is how you guys decide.

Greg: So we don't have to go thru DLGF to get approval for a major appropriation.

Mark: Yes you do.

Greg: You still have to go thru DLGF?

Mark: Yes, the difference would be is that you have money and all they have to do is approve it. Where if we just went into our investments then they really want you to look at how that is going to affect you. The Rainy Day Fund has a resolution saying how you can spend the money and why you could spend the money. The \$350,000 in investments under Township Fund, they would have to be involved in everything. We would have to go down to a hearing, we would have to do everything. The \$90,000 we would just send them an additional appropriation as specified by our Rainy Day Fund.

Greg: Plus they cannot penalize us for it.

Mark: Right. They can't use that money to say we are going to reduce your budget. Anything in the Rainy Day Fund they, when they look at our budget in future years they can't look at that and say you can use that to fund your budget.

Dave: What can that be used for?

Mark: We said it can be used for anything for the betterment of the township.

Dave: Ok. So it would entail an additional appropriation for ...

Mark: If you spend a dime out of the Rainy Day Fund you have to have an additional appropriation.

Dave: Right.

Mark: You can't do it, I can't do it, nobody can do it without having a public hearing, passing an additional appropriation, sending copies of the additional appropriation to the State Board of Accounts and to the DLGF and you have to get approval back from the DLGF. It takes about two weeks to get approval back from DLGF.

Greg: Another thing as I said earlier, they can't penalize you on the budget. They can't look at that Rainy Day Fund and say you know...

Mark: When I had my workshop with them in July you know those funds were there but they did not look at them.

Greg: Well ok.

Mark: I guess my question is do you guys want me to prepare a resolution for Rainy Day Fund funding or not? It does not make any difference to me.

Dave: Well that is a pretty good place to have it isn't it or is it not? What do you think Greg?

Mark: You have moved the money basically from your Township Fund up to your Rainy Day Fund. It is not like you are getting any more money or any less money. You are just going to move money and then that money you have a little more control over.

Greg: In my opinion I know we are getting a significant amount of money in there but it is still prudent to move it up where you don't have to go thru ...

Mark: Here is another reason why I think we ought to look at it, the legislature this last year looked at cash balances in townships. Now if you have a cash balance that is cash balance and it more than X percent of your budget they were acting like they might want to take a look at capturing some of that money. Everybody told them they could not do it because it is property tax money you know blah, blah, blah. But that does not mean that they won't try again sometime. There wasn't any discussion about the Rainy Day Funds because the state has Rainy Day Funds too. That \$350,000 and that \$70,000 we have that \$420,000 we have in investments, there is nothing to say that the legislatures at some point and time couldn't try to attack that money for their own selfish purpose.

Greg: In my opinion I think this is worthy to do.

Mark: I will take a look to see what the maximum we can move and I will make a resolution up for that.

Dave: I would go along with it myself.

Greg: Just for that reasoning, you know.

Mark: That would be a good meeting to do that at because we would have the public here.

Dave: You need to explain it to them just like it was talked about here.

Mark: Right, that is good for all of us if they are here. If they are not here for their meeting, will they be here for you to adopt the budget?

Greg: Ok.

Mark: I don't have anything else.

Greg: That will end that. Does anybody else have any other business?

Dave: No I don't.

Greg: Are you going to have a salary resolution? That is something we usually do and I know you did...

Mark: That is what it says in the budget manual it says it is best we do it then so I will.

Greg: I would like to know right now are you anticipating any changes in the salary?

Mark: We did not change the budget so I can't very well change the resolution. The resolution other than dates will look just like the last one that you signed.

Greg: I was just wanting a heads up on that. Other than that...

Mark: I take that back, it will look different because the part-time person's total amount will change. But the hourly amounts that we have in there won't be any different. The amount for the investigator will be less but it will still be in the same portion of the resolution. We reduced the investigator I think from \$4,000 to \$3,000. The basics of it will be approximately the same.

Greg: Ok. That being said we will sign the paperwork and do I...

Dave: I make a motion we adjourn.

Greg: I will second. All those in favor say Aye (Greg and Dave said Aye). Meeting is adjourned.