

**ST. JOHN TOWN COUNCIL
REGULAR MEETING AGENDA
TOWN HALL MEETING ROOM - 10955 W. 93RD AVENUE
WEDNESDAY, JUNE 28, 2023 - 7:00 PM**

1. CALL TO ORDER & PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. PUBLIC COMMENT

Note: Please keep your comments civil and constructive and related to public policy issues. Each speaker may comment on matters concerning the business of the Town of St. John and shall maintain a decorum of civility. All comments must be directed to the Town Council President. The public comment section is intended for receipt of a statement or statements, not an exchange with the members of the public body conducting the public meeting. In the event questions are posed, we will note your question in the meeting minutes, and we will refer your question to the appropriate department head or staff for follow up and response.

The Council will not tolerate individuals who become boisterous, delay, or interrupt the proceedings or orderly process of the meetings, including but not limited to outbursts and cat calls. Individuals who engage in such behavior will be escorted from the meeting and may be barred from future meetings. The Town Council President, pursuant to ordinance, is authorized to take all appropriate action to restore order.

Each speaker is allowed one opportunity to speak for up to three (3) minutes and may not engage in name calling, debate, counter-replies, or rebuttals. Speakers will be timed by the Town Council President. Public Comment period limited to 30 minutes.

4. APPROVAL OF MINUTES

Town Council Regular Meeting – May 22, 2023

Town Council Special Study Session – June 22, 2023

5. PUBLIC HEARING

Proofs of Publication – Attorney Westland

Opening Remarks

Open the Floor to Public Comment

Close the Floor

Introduction to the Fiscal Plan

- i. Motion to consider **Ordinance No. 1800** Annexing Certain Adjacent Contiguous Territory (Petitioner: Shankar Sanaka)

Consider Ordinance No. 1800 on First Reading only

Synopsis: This ordinance annexes 0.58 acres of land commonly known as 10040 Cline Ave to the Town as R-1 Zoning in accordance with law.

Notes: Resolution adopting fiscal plan adoption of annexation ordinance will be on July 26, 2023 TC agenda.

6. OLD BUSINESS

7. NEW BUSINESS

A. FINANCIAL MATTERS OF THE CORPORATION

- i. **Requests to Purchase** – There are a total of **6** Requests to Purchase in the combined total of **\$151,788.32** for approval.
- ii. **Accounts Payable Voucher** dated June 28, 2023 representing payment for payroll, purchases, supplies, equipment, services rendered to the Town of St. John in the combined total of **\$3,280,563.61**
- iii. **Motion to approve and authorize payment of Judgement for Guzzo v Town of St. John** and to authorize the Clerk-Treasurer to remit payment of \$999,020.83 from proceeds from the General Obligation Bond in an amount not to exceed \$70,000.00 as appropriated from the Town's General Fund (*or consider a Motion to approve and authorize payment for this judgement, an amount not to exceed \$1,060,202.83 entirely from Bond Proceeds; to transfer the \$200,000 allocation for the Salt Barn from the Bond Proceeds to American Rescue Plan Funds and to allow an additional \$70,000 to be used toward the West 93rd Avenue Project from American Rescue Plan Funds*).

B. ORDINANCES AND RESOLUTIONS

- i. **Ordinance No. 1797:** An Ordinance Amending Ordinance 1719, Section 11 "Permit Validity" allowing for Pool Permits for 90 Days

Consider Ordinance No. 1797 on First Reading

Motion to Adopt Ordinance No. 1797 on Second Reading

Synopsis: This ordinance amends Ordinance 1719 which only allowed for a 60 day pool permit and would now allow for a 90 day pool permit.

- ii. **Ordinance No. 1798:** An Ordinance Amending Ordinance 1780 Section 2-14 of the St. John Municipal Code Regarding Issuance of Refunds

Consider Ordinance No. 1798 on First Reading

Motion to Adopt Ordinance No. 1798 on Second Reading

Synopsis: This ordinance amends the existing policy to allow the Clerk-Treasurer to issue refunds at or under \$1,500.00 without Town Council approval.

- iii. **Ordinance No. 1799:** An Ordinance Amending Ordinance 1787 – 2023 Salary Ordinance

Consider Ordinance No. 1799 on First Reading

Motion to Adopt Ordinance No. 1799 on Second Reading

Synopsis: This ordinance reclassifies certain Public Works employees and establishes their rate of pay based on seniority and training incentives.

- iv. **Ordinance No. 1801:** An Ordinance Amending Ordinance 1594 – establishing a Flat Rate for Fire Department Reports

Consider Ordinance No. 1801 on First Reading

Motion to Adopt Ordinance No. 1801 on Second Reading

Synopsis: This ordinance amends the current code and changes the fee for a Fire Department Report from a per page fee to a flat fee of \$25.00.

- v. **Ordinance No. 1802:** An Ordinance Amending Salary Ordinance 1787 and 1796

Consider Ordinance No. 1802 on First Reading

Motion to Adopt Ordinance No. 1802 on Second Reading

Synopsis: This ordinance amends the building and planning positions and apportionment of salaries for personnel

- vi. **Resolution No. 2023-06-28A:** a Resolution Declaring Uncollectible Accounts of the Town of St. John as Bad Debt and Authorizing the Collection Efforts Cease and allowing the Clerk-Treasurer to write off said accounts.
- vii. **Resolution No. 2023-06-28B:** a Resolution Authorizing Additional Appropriations for the St. John General Fund, Fund Number 1101 (*if Guzzo judgement is paid entirely out of Bond Proceeds this action is not necessary*)
- viii. **Resolution No. 2023-06-28C:** a Resolution Authorizing the Investment of Public Funds pursuant to IC 5-13-9-5

C. COUNCIL ACTION

- i. **Consider Dedication of Right-of-Way to the Town of St. John** from Lake Acquisitions Inc. as specified in the Conveyance in Exhibit A and B and authorize the Town Council President to execute Acceptance and Acknowledgement (Southwest Corner of White Oak Ave and 109th Ave)
- ii. **Consider License and Agreement** between the Town of St. John and Harry A. and Katherine A. Snell Living Trust to allow access to their property for Freedom Fest Fireworks. Term of the agreement is July 1, to July 5, 2023.
- iii. **Consider Uniform Conflict of Interest** for Matthew Easto
- iv. **Consider Acceptance** of 2-Year Maintenance Bond and 3-Year Warranty/Guaranty Letter \$49,566.53 for Sublime Estates
- v. **Consider Acceptance of Performance Surety** – St. John Commons, Phase 2 Performance Surety in the form of a Letter of Credit in the amount of \$558,933.00
- vi. **Consider Appointment of Specific Individuals** to the Impact Fee Advisory Committee
- vii. **Consider Appointment of Specific Individuals** to the Impact Fee Review Board
- viii. **Consider Appointment of a Specific Individual** to the Parks and Recreation Board
- ix. **Consider Appointment of a Specific Individual** to the Sanitary District Board

D. Information to be Accepted and Placed on File with the Clerk-Treasurer

8. STAFF REPORTS & CORRESPONDENCE

- A.** Clerk-Treasurer - Beth Hernandez
- B.** Town Engineer - Tom Nagle, Robinson Engineering, Ltd.
- C.** Town Manager - Joseph Wiszowaty
- D.** Town Council

9. ADJOURNMENT