

**TOWN OF
DAYTON**

Clerk-Treasurer Original



UTILITY BOARD

SETTLED:

INCORPORATED:

**Minutes of
October 12, 2021**

These minutes are not intended to be a verbatim transcript.
Audio of this meeting is on file in the Town Clerk's Office.

TOWN COUNCIL:

Jen Manago, Town Board President
Stan Kyger, Town Board Vice President
Ron Koehler, Utility President
Carla Snodgrass, Utility Vice President
Ashley Stevenson, Council Member

CLERK-TREASURER:

Michelle Frewerd C/T

Utility President, Ron Koehler called the meeting to order. In attendance on the phone were: Council Members Ashley Stevenson, Carla Snodgrass, Jen Manago, and Stan Kyger. Also present were Clerk-Treasurer, Michelle Frewerd, Town Attorney, Reid Murtaugh, Mark Harlow and Marshal Taylor.

Attorney:

None

Adjustment Report:

January 2021-September 2021- Wait until Audit is complete to approve.

Utility Superintendent Report:

Annual backflow testing- Completed on October 7th at the meter house, the check valves are working properly. Town will receive a bill for that soon.

CCMG/Project Status- Hopeful that paving will happen this week. The rain has put them behind on their other jobs.

Pavement Solutions have been over cleaning today and they will be blocking the road off tomorrow and begin sealcoating. They notified the homeowners on North Republican.

Flooded Sidewalks- Yesterday Mark met with the contractor who put the sidewalk in and spoke with him regarding the standing water on the sidewalk. He was asked to do some surveying to see if they could get the water out of there. Jen stated that she is concerned with a new sidewalk being under water and what would happen after a couple years. Mark stated that the sidewalk was built too low, but he is not sure if he can make them build a new sidewalk. Mark suggested to let the contractor try the drainage swell and if it doesn't work then they will go from there.

Ron stated that he thinks that they should wait to do anything until they hear what the church wants.

Carla stated that the contractor made a mistake, and they need to fix it.

Mark stated that he will speak with the contractor and let them know what the town would like to happen at no cost to the town.

Ron Koehler made a motion to have Mark talk to Midwest Paving to redo the sidewalk along the church along Dayton Road...Jen Manago seconded the motion...carried roll call vote 5-0.

Ashley Stevenson- Yes

Stan Kyger- Yes

Jen Manago- Yes

Carla Snodgrass- Yes

Ron Koehler- Yes

SR 38/Dayton Road intersection- A request was made to see what would be necessary to have a traffic signal at the intersection. Mark reached out to Tim Watson and put in a request to begin preliminary studies.

Truck Country Indiana- They have opened an account with the town for utilities because they have water and sewer located there. They will have their first bill on the billing cycle taking place November 5th. Their monthly storm water fee is \$66 which is determined by acreage.

South End of Sidewalk- South end of sidewalk by Baker Farms flooded due to the pond at Baker Farms overflowing. The pond was built wrong, there was a clay lining built in which was not supposed to happen. The water is supposed to soak down into the ground. The pond is not supposed to hold water. The contractor knows this, and the developer knows this. Developer contacts Mark to let him know that he is working on trying to get it fixed. The contractor has put back \$30,000 to get it fixed. Mark asked Reid that since the town has paperwork defining what the problem is and who is responsible for the problem, there is money set aside for repair of the problem, so does that take the liability off the town if the pond is overflowing, and someone were to hydroplane and get into an accident.

Reid stated probably not.

Ron stated that he thinks that until Milakis changes the pond that they should have something in that says he's responsible to any accident that happens on that road at that spot.

Reid stated that he would have to look into it because he doesn't know if something in writing would be enforceable. He thinks that the town needs to be doing everything that they can to fix the problem to keep from having a liability.

Ron suggested that if they stop giving utility permits that it would make them fix the issue.

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Ron Koehler made a motion to have Mark talk to Milakis to tell him that the town will not issue any more water or sewage utility permits until the pond is fixed...Jen Manago seconded the motion...carried roll call vote 4-1.

Ashley Stevenson- No

Stan Kyger- Yes

Jen Manago- Yes

Carla Snodgrass- Yes

Ron Koehler- Yes

Ashley stated that he thinks the town should send a letter to the developer requesting a response on when the pond will be fixed before taking other action.

Public Comment:

None

Reports of Council Members:

Ron- Stated that he has asked a couple times for the check register for 2021 for utilities. Michelle stated that she has not received any requests from Ron since the last 90-page document she printed. He stated that he sent two emails, but Michelle verified that she has not received any emails from him with this request. Ron also wanted copies of bills from BF&S regarding Milakis.

Ron Koehler made a motion to have Michelle bill Greg Milakis each month for bills that come in for either legal bills or BG&S that he agreed to pay...Stan Kyger seconded the motion...carried roll call vote 4-1.

Ashley Stevenson- No

Stan Kyger- Yes

Jen Manago- Yes

Carla Snodgrass- Yes

Ron Koehler- Yes

Ron Koehler adjourned the meeting.

Attest:



Michelle Frewerd

Clerk Treasurer

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