

**ST. JOHN TOWN COUNCIL REGULAR MEETING
ST. JOHN MUNICIPAL BUILDING MAIN MEETING ROOM
10955 W. 93RD AVENUE, ST. JOHN, INDIANA
FEBRUARY 21, 2008 - 7:00 P.M.**

Mr. Fryzel called the meeting to order at 7:01 P.M. and led the Pledge of Allegiance. Roll call was taken with the following members present: Michael Fryzel, President; Jerri Teibel, Vice-President; Gregory Volk, Member; Mark Barenie, Member; Michael Forbes, Member; Tim Kuiper for David Austgen, Attorney; Steve Kil, Town Manager and Sherry Sury, Clerk-Treasurer. Also present were Fred Frego, Police Chief; Fred Willman, Fire Chief; Bob Pharazyn, Public Works Director and John Mainwaring, Code Enforcement Officer. Absent was Chip Sobek, Parks Superintendent.

New Business

Ordinance #1465, an ordinance amending Ordinance #1456 - Ms. Teibel motioned to consider Ordinance #1465 on first reading. Seconded by Mr. Barenie. Motion passed by a vote of 3 ayes and 2 nays by Mr. Volk and Mr. Forbes.

Consider position of Director of Operations - Ms. Teibel motioned to approve the position description of Director of Operations. Seconded by Mr. Barenie. Motion passed by a vote of 3 ayes and 2 nays by Mr. Volk and Mr. Forbes.

Ordinance #1466, for the humane control and regulation of animals within the Town of St. John – Mr. Forbes motioned to consider Ordinance #1466 on first reading. Seconded by Ms. Teibel. Motion unanimously passed.

Mr. Forbes motioned to adopt Ordinance #1466. Seconded by Ms. Teibel. Motion unanimously passed.

Resolution #08-02-21, declaring uncollectible accounts as “bad debt” for the first half of 2007 – Mr. Forbes asked what was approved last time, Mr. Kil stated that at the last meeting, the second half of the year was approved; this is for the first half of the year. Mr. Barenie motioned to adopt Resolution #08-02-21. Seconded by Ms. Teibel. Motion unanimously passed.

Consider Letter of Credit for Gardenia Gardens in amount of \$295,139.00 (favorable recommendation from Plan Commission) – Mr. Forbes motioned to accept the Letter of Credit for Gardenia Gardens in the amount of \$295,139.00. Seconded by Mr. Barenie. Motion unanimously passed.

Consider Letter of Credit reduction for The Gates of St. John to the amount of \$76,190.87 (favorable recommendation from Plan Commission) – Mr. Barenie

motioned to accept the Letter of Credit in the amount of \$76,190.87 for The Gates of St. John. Seconded by Ms. Teibel. Motion passed with a vote of 4 ayes and 1 abstention by Ms. Teibel.

Proclamation for Indiana Child Abuse and Neglect Prevention Awareness – Ms. Teibel read the proclamation. Ms. Teibel motioned to declare April as Indiana Child Abuse and Neglect Prevention Month and to authorize the Town Council President to sign. Seconded by Mr. Barenie. Motion unanimously passed.

Consider grant of “Special Exception” for the operation of a grocery store in a B-3 zone district (Petitioner: Aldi Corporation) – Ms. Teibel motioned to grant the Special Exception to the Aldi Corporation pursuant to the Court Order of January 16th, 2008. Seconded by Mr. Barenie. Motion unanimously passed.

Reports & Correspondence

Town Council – None

Clerk-Treasurer – Ms. Sury asked permission to use the Public Works facility for the Primary Election on May 6th, 2008. **Ms. Teibel motioned to utilize the Public Works facility for the election on May 6th, 2008. Seconded by Mr. Barenie. Motion unanimously passed.**

Staff – Mr. Kil distributed a flyer for the first St. John Daddy / Daughter Dance. He stated that the local Girl Scout Troop #192 is responsible for this. The town is giving them a hand in this event and he would the town to donate \$300. The money would be used to assist them in promoting the event. **Ms. Teibel motioned that the Town Council donate \$300.00 to the First St. John Daddy / Daughter Dance of 2008 “Puttin On the Glitz” Seconded by Mr. Forbes. Motion unanimously passed.** Mr. Kil mentioned that this would come out of the cable TV fund.

Mr. Kil added that Mr. Rainwater, a resident of the town, is donating a parcel of property off of Oakwood to the town for the purpose of a park. The appraisal is back and Mr. Kuiper is working on the title so this should come before the Council next month.

Mr. Kil also mentioned that a family in town had a catastrophic event take place and is in need of a building permit to do alterations to their home, the permit is only in the amount of about \$305.00. He stated that it might be prudent for the Town Council to waive the permit fees; it was an extremely bad event. **Mr. Barenie motioned to waive that amount for that family. Seconded by Ms. Teibel. Motion unanimously passed.**

Mr. Volk stated that he has had a group of people ask if the gun range would be open to the public. Mr. Fryzel stated that it could not; the facility is only for law enforcement personnel. Discussion ensued.

Public Comment – Ms. Cheryl Cribari, 9338 Olcott asked what the position description for Director of Operations entails. Mr. Fryzel stated that the Director of Operations, Mr. Pharazyn, would oversee the building and planning department, his description encompasses everything but the fire department, the police department and the clerk's office. He added that the pay stays the same but with all the building in town, someone needs to oversee that and they do not have the money to hire someone.

Adjournment – Ms. Teibel motioned to adjourn the meeting. **Seconded by Mr. Barenie. Motion unanimously passed.** Meeting adjourned at 7:13 P.M.

(Upon adjournment, Mr. Volk asked permission, for the record, from Attorney Kuiper to distribute information to the Town Council members pertaining to the proposed eastside annexation for reference, Exhibit A.)

Attest:

/s/ Sherry P. Sury, Clerk-Treasurer