

Town of Russiaville, Indiana  
Regular Council Meeting  
Town Hall  
May 17, 2021

Council Present – Jeff Lipinski, Don Parvin, Pat Reel, Myrna Claar, and Greg Landrum.

Jeff Lipinski opened the meeting.

Jeff Lipinski said prayer, and asked to keep Corbin in our thoughts as his brother has just passed away. Don Parvin led everyone in the Pledge of Allegiance.

Minutes from April 2021 were approved.

Permit for Ricci's – 645 E. Kinsey Dr. – Mr. Ricci was present and said they are at the point of waiting to see if the other parties will agree to the changes he would like to make to his property, that were submitted to the town in permit form, to resolve the issue with the driveway. Vincent Hale (647 E. Kinsey Dr.) was present and stated this issue was tied up in court, lawyers were involved, they have a court hearing coming up. Kelley Hale said if they want to put in another drive way they can, but they cannot take away the access for ours because it is tied up in court. Jeff Lipinski asked when their hearing was. Mr. Hale said it was June 21<sup>st</sup> and 22<sup>nd</sup>. Mr. Dunnuck (owner of 647 E. Kinsey Dr.) said they would like to have the drive way back. Myrna Claar asked if we need to wait until their court date to say anything about this. Jeff Lipinski said he is unsure what to do as our legal council is not here to advise on the matter.

Mr. Ricci said he agrees that it is up to the court to decide on the access. His question still stands as to whether he can put in the drive way that he applied for. He is not denying the Hales/Dunnucks access on this new drive way. Jeff Lipinski asked Mike Kanable if they had asked him for a permit, Mike said they did submit one but he was waiting on direction from the council and to see how all this turned out before he wrote it.

Don Parvin said they have looked at what the Ricci's would like to do for a drive way off of Fourth Street, and feels there needs to be some things done. Don Parvin asked Mr. Ricci if the court decided either way on the matter at hand,

would he still want the access off of Fourth Street. Mr. Ricci said yes, he wants to put in the drive way in off Fourth Street no matter what.

Don Parvin said he would like to move forward and would like Mr. Ricci to do the following to be able to do the driveway:

Get a survey, have someone to do this for them to dig and not run into any lines, to get rid of the trees and stumps that would be in the way, this will be done and paid for by Mr. Ricci, Pat Reel added that he needed to have a pipe under the drive like they had talked about for drainage.

Don Parvin reiterated: get a survey, give a detailed plan, cost estimated with depth and width of the gravel, take out the trees and stumps, put the pipe underneath for drainage, and get the ingress/egress that Corbin said was needed. Don Parvin does not see an issue with granting a permit for Mr. Ricci to put the drive way on his property. If all of this is met.

Mr. Dunnuck said there was a cable line in there. Don Parvin said that would be part of the detailed plan to have that approved/moved.

Megan Reel asked for clarification on this having any bearing on what the court decided. This drive way permit that the Ricci's are asking for is a separate matter. This, at this point, has nothing to do with the Hales/Dunnucks. This is Mr. Ricci wanting to put an access to his property from Fourth Street.

Jeff Lipinski said it would be a contingency permit as long as the permit met the requirements of the plan commission and the town.

Don Parvin made a motion that if the Ricci's get a survey, have the utilities marked and moved if necessary, cut all the trees and remove the stumps, get the easement of perpetual ingress/egress, and the things necessary to have this done as stated above, then from the towns standpoint he would grant the permit for the driveway to the Ricci's from Fourth Street. Pat Reel seconded, and the motion carried and with Don, Pat, Myrna, and Greg voting for passage.

Plan Commission – Mike Kanable said he wrote a garage permit to Benny Hillis and a service building permit to Factory Direct.

Board of Zoning Appeals – No one present to report.

TIF Board – Rick Homkes was present, and said they did have a meeting on April 20, 2021. Rick said they talked about possible town signs on the edges of town. Also, possible help with resurfacing of the parking lot at the shopping center up