

## MINUTES OF A MEETING OF THE CLARKSVILLE TOWN COUNCIL HELD ON MAY 18, 2009

A meeting of the Clarksville Town Council was called to order on May 18, 2009, at 7:00P.M. in the meeting room of the Clarksville Municipal Center Administration Building by Council President Greg Isgrigg, who chaired the meeting.

Council members present: Greg Isgrigg, Paul Kraft, Vicki Appleby, Raymond Richert, Donald Tetley, David Fisher and Bob Popp. Council members absent: None. Also present at the meeting: Fire Chief Robert Hansford, Police Chief Dwight Ingle, Town Engineer Tom Clevidence, Mike Otto representing the Town's wastewater treatment facility management firm, Redevelopment Director Rick Dickman, Planning Consultant Sharon Wilson, Parks Superintendent Brian Kaluzny, Building Inspector Bob Polston, Administrative Assistant Patricia Fraser, Town Attorney Chris Sturgeon, Town Attorney Rebecca Lockard, Clerk Treasurer Gary Hall and Natalie McLochlin.

**Approval of Minutes**... A motion was made by Council member Kraft to approve the minutes of the regular meeting of the council held on May 4, 2009, a work session of the council held on May 4, 2009, and an executive session of the council held on May 4, 2009. The motion was seconded by Council member Fisher and carried by unanimous vote.

**Acceptance of Agreement with E Z Eye Advertising**...Mike Cozzin representing E Z Eye Advertising returned to the Council with the bench agreement. Ms. Wilson explained to the Council that they had applied for a variance for these locations of the benches and that it had been approved by the Board of Zoning Appeals. Council member Popp made a motion to approve the agreement through December 31, 2009. The motion was seconded by Council member Kraft carried by 3 ayes being Council member Popp, Council member Kraft, and Council member Tetley and 4 abstentions being Council member Appleby, Council member Richert, Council President Isgrigg, and Council member Fisher. After further discussion a motion was made by Council member Popp to approve the agreement through December 31, 2009. The motion was seconded by Council member Kraft carried by 4 ayes being Council member Tetley, Council member Fisher, Council member Popp, and Council member Kraft and 3 abstentions being Council member Appleby, Council member Richert, and Council President Isgrigg.

**Agreement with the Indiana Department of Transportation**... Mr. Jorge Lanz of Jacobi, Toomz, and Lanz Consulting Engineers, addressed the Council concerning the transfer agreement between the town and INDOT. The intent of the agreement is to remove the overpass at Lewis & Clark Parkway and Brown's Station Way and replace it with an at grade intersection. The town had previously requested INDOT to make temporary repairs to the overpass, which is currently in need of maintenance. Secondly, the town had requested that the right-of-way of the interchange also be conveyed to the town. Mr. Lanz reported that INDOT was agreeable to making \$191,000.00 in repairs and committed to trying to get FHWA to relinquish the right-of-way. A motion was made by Council member Fisher to accept all the changes within the agreement with INDOT. The motion was seconded by Council member Richert and carried by unanimous vote.

**Insurance Renewal**...Ed Cooper with Maverick Insurance presented the Council with recommendations on basic life, accidental death & dismemberment, voluntary life, short term disability, and long term disability renewals and dental renewals. He suggested renewing the Basic Life, AD&D and Long Term disability with Companion Life Insurance Company explaining everything would stay the same. Mr. Cooper also suggested that the Council select Companion Life Insurance Company for the fully funded Short Term disability which is currently self-funded, and noted that elected officials will no longer be on Short Term or Long Term Disability. He suggested we also renew Humana Dental, but ask for rate relief based on other quotes received. Last Mr. Cooper suggested that the rates for health insurance for retirees

stay the same. Following further discussion a motion was made by Council member Kraft to accept all recommendations given by Mr. Cooper. The motion was seconded by Council member Appleby and carried by unanimous vote.

**Acceptance of Agreement with J&J Pallet...** Chris Jones representing J&J Pallet came before the Council asking to extend the lease he currently had with the town for an additional 15 years. He explained to the Council that they would be expanding on the property. Following further comments from the Council, a motion was made by Council member Popp to accept a 2<sup>nd</sup> Amendment to the lease agreement that would extend for another 15 years. The motion was seconded by Council member Tetley and carried by unanimous vote.

**Request from Clarksville Sister Cities...** John Gilkey representing Clarksville Sister Cities came before the Council with the information that was requested from the April 6<sup>th</sup> work session. He explained to the Council their proposed expenditures of funds over the next three years and asked if the Town would make a donation of a minimum of \$5,000.00 to a maximum of \$10,000.00 each year for the next three years. Following further comments from the Council, a motion was made by Council member Richert to set aside \$7,500.00 each year for the next three years to donate to Sister Cities. The motion was seconded by Council member Kraft and carried by unanimous vote.

**Adoption of Ordinance No. 2009-Z-01 Changing the Zoning Classification of property within the Town Boundaries...** Town Attorney Rebecca Lockard presented the Council with a proposed Ordinance No. 2009-Z-01 with recommendation from the Plan Commission for the rezoning of property along Harrison Ave and Roy Cole Drive from R-2 to PUD for the improvement to the Street & Stormwater Departments property. Mrs. Lockard further explained that if the Council accepts the favorable recommendation and rezones the property that development plan will be prepared and submitted to the Technical Review Committee for approval. A motion was made by Council member Kraft to consider Ordinance No. 2009-Z-01 for adoption on its first reading at this meeting. The motion was seconded by Council member Appleby and carried by unanimous vote. A motion was made by Council member Kraft to adopt Ordinance No. 2009-Z-01. The motion was seconded by Council member Appleby and carried by unanimous vote.

**Release of a Letter-of-Credit for Broadway Heights...** Town Attorney Rebecca Lockard requested that the letter-of-credit for Broadway Heights subdivision be released contingent on two items; the execution of a Stormwater Pollution Control Management Agreement and a five year security agreement in the amount of \$10,000.00. A motion was made by Council member Fisher to release the letter-of-credit based on the two contingencies. The motion was seconded by Council member Richert, and carried by unanimous vote.

**Miscellaneous Business...** Trish Fraser wanted to thank the Council for the generous help to Sister Cities.

Council member Tetley wanted to thank the Clarksville Fire Dept. for their great job at the fire in Westminster. He explained that lightning had struck and caught some of the building on fire.

Council member Kraft inquired about the trench that was being dug along Veteran's Parkway. Mr. Clevidence explained that Goodman Construction was re-sealing the cracked areas in the pavement.

**Approval of Claims...** Accounts payable registers presented for approval consisted of Town pre-approved claims issued 5/4/09 through 5/18/09 in the amount of \$414,153.70, Town and Wastewater utility gross payroll issued 5/8/09 in the amount of \$325,609.89, Town current claims in the amount of \$452,490.56, Wastewater utility pre-approved claims issued 5/6/09 through 5/13/09 in the amount of \$27,796.26, and Wastewater utility current claims in the amount of \$597,611.82. A motion was made by Council member Richert to approve the accounts payable registers presented. The motion was seconded by Council member Kraft and carried by unanimous vote.

**Adjournment...** There being no further business to come before the Council at this time, on a motion made by Council member Kraft, seconded by Council Member Richert and carried by unanimous vote, the May 18, 2009 meeting of the Clarksville Town Council was adjourned at 7:34P.M.

Minutes prepared by the Clerk-Treasurer of the Town of Clarksville, Indiana

Minutes approved by the Clarksville Town Council on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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Gary P. Hall, Clerk-Treasurer  
of the Town of Clarksville, IN

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Gregory Isgrigg, President,  
Clarksville Town Council