

**MINUTES OF A MEETING OF
THE CLARKSVILLE TOWN COUNCIL
HELD ON JUNE 15, 2009**

A meeting of the Clarksville Town Council was called to order on June 15, 2009, at 7:00 P.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. Also present at the meeting: Fire Chief Robert Hansford, Police Chief Dwight Ingle, Street Commissioner Donald Hansford, Town Engineer Tom Clevidence, Mike Otto representing the Town's wastewater treatment facility management firm, Planning Consultant Sharon Wilson, Parks Superintendent Brian Kaluzny, Building Inspector Bob Polston, Administrative Assistant Patricia Fraser, Town Attorney Chris Sturgeon, Clerk Treasurer Gary Hall and Deputy Clerk-Treasurer Roberta McLemore.

Approval of Minutes... A motion was made by Council Member Kraft to approve the minutes of the town council's executive session and regular council meeting held on May 18, 2009 and the regular council meeting held on June 1, 2009. The motion was seconded by Council Member Richert and carried by a majority vote of six ayes and one nay, with Council Member Popp casting the nay vote.

Adoption of Ordinance 2009-S-06... A proposed ordinance numbered 2009-S-06 amending the 2009 salary ordinance 2009-S-01 was presented for a second reading. Discussion was held on whether the positions of Planning Director and Planning Assistant were new positions which should have been advertised or were merely transfers of professional-contractor status to full-time-employee status. Human Resources Director Trish Fraser deferred to Town Attorney Sturgeon, who advised that in his opinion these should be considered new positions and advertised pursuant to the provisions of the Town's policy manual. Following discussion and a call for a vote, the adoption of Ordinance 2009-S-06 was approved by a vote of five ayes and two nays, with Council Members Isgrigg and Richert casting the nay votes.

Approval of HVAC Maintenance Contract with Acco... Discussion was held on HVAC maintenance needs of the Municipal Center and Police Department, with the council being informed that currently there was insufficient HVAC-trained manpower for the Town to assume some of the HVAC maintenance duties inhouse. Following discussion, a motion was made to enter into a contract with Acco, the company currently providing service under contract with the Town, for full maintenance service, by Council Member Fisher. The motion was seconded by Council Member Appleby and carried by unanimous vote.

Public Hearing and Adoption of Additional Appropriation Ordinance 2009-BUD-02... Town Attorney Sturgeon announced that a public hearing had been advertised to be held at this meeting regarding proposed additional appropriations in the Town's User Fee and Justice Assistance Grant Funds, and called for questions or comments from those present. There being no questions posed or comments offered by the public or the Town Council members present at this meeting, a motion was made by Council Member Fisher to consider the adoption of the proposed additional appropriation ordinance numbered 2009-BUD-02 on its first reading at this meeting. The motion was seconded by Councilman Tetley and carried by unanimous vote. A motion was then made by Councilman Fisher to adopt Ordinance 2009-BUD-02 authorizing additional appropriations in the User Fee and Justice Assistance Grant Funds. The motion to adopt was seconded by Councilman Tetley and carried by unanimous vote.

Approval of Paperwork in Connection with Refunding of Sewer Works Bonds... Town Attorney Sturgeon presented paperwork in connection with the current sewage works refunding bond issue for approval and signature. Following discussion, a motion was made by Council Member Kraft to approve the documents presented and authorize signatures of Town officials as needed. The motion was seconded by Council Member Appleby and carried by unanimous vote.

Adoption of Ordinance 2009-G-09 (Amending Ordinance 96-G-09)... Town Attorney Sturgeon presented a proposed ordinance numbered 2009-G-09 amending a 1996 ordinance of the Town Ordinance numbered 96-G-09 which prohibited solicitation on roadways in the Town of Clarksville, stating that the amendment is for the purpose of allowing the Town's Police and Fire Departments to solicit funds for the charities supported by their respective departments. Town Council President Isgrigg advised that he had requested the change to support the Town's safety departments in their charitable activities based on their equipment, training and experience in connection with road safety. Council Member Popp inquired whether the Town can be selective in determining who can solicit on roadways in the Town and for what specific causes, and Town Attorney Sturgeon responded that the Town could do so. Following discussion, a motion was made by Council Member Tetley that proposed ordinance 2009-G-09 be considered for adoption on its first reading at this meeting. The motion was seconded by Council Member Fisher and carried by unanimous vote. A motion was then made by Council Member Tetley that Ordinance No. 2009-G-09 be adopted. The motion to adopt was seconded by Councilman Fisher and carried by unanimous vote.

First Reading of Proposed Ordinance 2009-S-07 Regarding New Position of Grant Administrator... A proposed ordinance numbered 2009-S-07 creating a grant-writing-and-administration position was presented for consideration. Following discussion in which the council was advised that the employee who will be hired to fill the position would work with all Town departments in seeking grants applicable to their needs, a motion was made by Council Member Fisher that the ordinance be considered for adoption on its first reading at this meeting. The motion was seconded by Council Member Appleby. The vote on the motion was six ayes and one nay, with the nay vote being cast by Council Member Richert. Because this vote was not unanimous procedure requires that the matter be brought before the council for a second reading at the next-ensuing regular meeting of the council.

INDOT Agreement in Connection With Brown Station Way... Engineer Jorge Lanz was present to discuss the Indiana Department of Transportation's latest actions concerning improvements to the Lewis & Clark Parkway overpass on Brown's Station Way, advising that INDOT at this time has decided to process the improvement through the regular federal aid program. Mr. Lanz explained that this process would mean the Town would have to provide a 20% share of the project cost instead of the State turning over the interchange and providing a lump sum of \$3 million dollars for the Town to make the improvements. Mr. Lanz suggested that the Town not accept the offer and to continue to pursue the implementation of the original method, which would mean that the Town could design the interchange without meeting all of the federal requirements for environmental review and engineer selection. Following discussion, the Council consensus was to continue to pursue the original offer.

Plum Creek Reduction of Letter of Credit... Planning Director Sharon Wilson and Town Engineer Tom Clevidence addressed the council concerning the status of the developer resolving accessibility problems in Plum Creek Subdivision. Mr. Clevidence reported that he had made a field inspection of the repairs and had found that they did not meet the standards of the Americans with Disabilities Act. Ms. Wilson advised that she had also made a site visit to take photographs of the repairs and conditions as they exist. Following discussion, the consensus of the Town Council was to not reduce the letter of credit until there is a resolution to the sidewalk accessibility issues.

Council Comments... Council Member Popp commented on the pursuit of intersection improvements at Potter's Lane and Blackiston Mill Road and requested information regarding the posting of job openings by the next meeting. Council Member Tetley advised that there has been a problem with burning next to a house in Clarksville and thanked firefighters for their efforts in the recent Crusade for Children.

Approval of Claims... Accounts payable registers presented for approval consisted of Town pre-approved claims issued 6/2/09 through 6/15/09 in the amount of \$470,055.31, Town and Wastewater utility gross payroll issued 6/5/09 in the amount of \$402,205.42, Town current claims in the amount of \$108,765.95, Wastewater utility pre-approved claims issued 5/29 through 6/11/09 in the amount of \$29,196.39, and Wastewater utility current claims in the amount of \$234,511.26. A motion was made by Council member Kraft to approve the accounts payable registers presented. The motion was seconded by Council member Popp 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 Richert, seconded by Council Member Fisher and carried by unanimous vote, the June 15, 2009 meeting of the Clarksville Town Council was duly adjourned.

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

Minutes approved by the Clarksville Town Council on the _____ day of _____, 20____.

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

Gregory Isgrigg, President, Clarksville Town Council

