

MINUTES OF A MEETING OF THE CLARKSVILLE TOWN COUNCIL HELD ON FEBRUARY 22, 2010

A meeting of the Clarksville Town Council was called to order on February 22, 2010 at 7:00 P.M. in the meeting room of the Clarksville Municipal Center Administration Building by Council Vice President Paul Kraft, who chaired the meeting.

Council members present: Gregory Isgrigg, Paul Kraft, Vicki Appleby, Raymond Richert, Donald Tetley, David Fisher and Bob Popp. Council members absent: None. Also present at the meeting: Assistant Fire Chief Thomas Upton, Police Chief Dwight Ingle, Street Commissioner Donnie Hansford, Director of Engineering & Stormwater Tom Clevidence, Matt Taylor representing the Town's wastewater treatment facility management firm, Town Attorney Rebecca Lockard, Redevelopment Director Richard Dickman, Planning Consultant Sharon Wilson, Parks Superintendent Brian Kaluzny, Code Enforcement Officer Jeff Spainhour, Town Attorney Chris Sturgeon, Administrative Assistant Patricia Fraser, and Deputy Clerk-Treasurer Anita Elliott/Neeld.

Approval of Minutes... A motion was made by Council Member Kraft to approve the minutes of the regular meeting of the council held on January 19, 2010. The motion was seconded by Council Member Fisher and carried by 7 aye votes with Council President Isgrigg abstaining.

Approval of Agreements with Local Fitness Facilities for Employee Memberships... Pepper Copper and Dana Copper of Maverick Insurance came before the council to present information regarding employee wellness program benefits. Mr. Cooper explained to the council that surrounding fitness facilities such as Louisville Athletic Club and the YMCA are accepting discounted rates for town employees and spouses. The membership agreement allows for \$25.00 to be paid for the employee and \$10.00 for the employee spouse from the Town's non reverting insurance fund with the understanding that each person attends the facility at least 8 times a month. Following discussion, a motion was made by Council Member Kraft to approve the agreements with the local fitness facilities. The motion was seconded by Council Member Fisher and carried by unanimous vote.

Adoption of Ordinance 2010-Z-01 Changing the Zoning Classification for Property at 5731 Highway 31 from B-1 to B-2... A proposed ordinance numbered 2010-Z-01 changing the zoning classification at 5731 Highway 31 from B-1 to B-2 was presented for consideration. Town Attorney Lockard advised that this matter had been brought before the Town's Advisory Plan Commission and that the Plan Commission has issued a favorable recommendation that this rezoning be approved. Following the introduction of proposed ordinance 2010-Z-01, a motion was made by Council Member Fisher to consider the adoption of ordinance 2010-Z-01 in its first reading at this meeting. The motion was seconded by Council Member Kraft and carried by unanimous vote. A motion to adopt Ordinance 2010-Z-01 was made by Council Member Fisher. The motion to adopt was seconded by Council Member Kraft and carried by unanimous vote.

Customer Request for Wastewater Billing Credit... Barry Chatman of Rivers Edge Investment came before the council requesting an adjustment on his current wastewater bill in the amount of approximately \$12,000.00. Mr. Chatman explained that he is aware of the back billing charges due to American Water replacing existing meters that were previously installed wrong. He could not understand why his sewage usage was more than his water usage. Clerk-Treasurer Gary Hall requested that Mr. Chatman submit something in writing to the Clerk-Treasurers office with his back reading from the water utility and a contact number and he would have the Wastewater billing office check into this matter.

Adoption of Additional Appropriation Ordinance 2010-BUD-01... Town Attorney Chris Sturgeon presented a proposed additional appropriation ordinance numbered 2010-BUD-

01 for the Federal Assist Firefighting Grant funding for EMT equipment and training for the Clarksville Fire Department in the amount of \$7245.00, a motion was made by Council Member Tetley that the proposed ordinance be considered for adoption on its first reading at this meeting. The motion was seconded by Council Member Kraft and carried by unanimous vote. A motion was made by Council Member Tetley that Ordinance 2010-BUD-01 be adopted. The motion was seconded by Council Member Kraft and carried by unanimous vote.

Approval to Appeal Theatir X Court Ruling... Town Attorney Chris Sturgeon reported that Judge Robert Bennett ruled that the citations that the Town of Clarksville filed against Theatir X were waived in the January 25, 2010 court proceedings. Attorney Sturgeon explained to the council that they had 30 days to file an appeal and that it would be his recommendation to appeal. Following discussion, a motion was made by Council Member Fisher to file an appeal on the ruling by Judge Robert Bennett. The motion was seconded by Council Member Richert and carried by unanimous vote.

Miscellaneous Business... Administrative Assistant Patricia Fraser reported that Sister Cities Pub night has been changed to March 15, 2010.

Council Comments... Council Member Fisher announced that the 2010 Census would be arriving in the mail very soon and urged everyone to complete it and return it as promptly as possible.

Council President Isgrigg expressed his appreciation to all departments for the hard work on the recent snow removal in the Town.

Approval of Claims... Accounts payable registers presented for approval consisted of Town pre-approved claims issued 2/2/2010 through 2/15/2010 in the amount of \$535,862.34, Town pre-approved claims issued 2/16/10 through 2/22/2010 in the amount of \$578,854.95, Town and Wastewater utility gross payroll issued 2/12/2010 in the amount of \$370,820.08, Town current claims in the amount of \$1,465,460.52, Wastewater/Stormwater utility pre-approved claims issued 2/12/2010 through 2/16/2010 in the amount of \$42,856.78, and Wastewater/Stormwater utility current claims in the amount of \$168,750.82. 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 Popp, seconded by Council Member Appleby and carried by unanimous vote, the February 22, 2010 meeting of the Clarksville Town Council was adjourned at 7:21 P..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____.

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

Gregory Isgrigg, President, Clarksville Town Council