

**MINUTES OF A MEETING OF
THE CLARKSVILLE TOWN COUNCIL
HELD ON JULY 6, 2010**

A meeting of the Clarksville Town Council was called to order on July 6, 2010 at 7:11 P.M. in the meeting room of the Clarksville Municipal Center Administration Building by Council President Gregory Isgrigg, 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, Redevelopment Director Richard Dickman, Town Attorney Rebecca Lockard, Planning Consultant Sharon Wilson, Grant Writer Brittany Montgomery, Code Enforcement Officer Freddy Hall, Parks Superintendent Brian Kaluzny, Code Enforcement Officer Jeff Spainhour, Council Administrative Assistant Trish Fraser, Town Attorney Chris Sturgeon, Clerk-Treasurer Gary Hall, and Natalie McLochlin.

Approval to leave the Appointment to Building Commission Vacant... With no recommendations from anyone for appointment to the Building Commission, a motion was made by Council member Kraft to leave the position vacant. The motion was seconded by Council member Fisher and carried by unanimous vote.

Adoption of Resolution 2010-R-08 ... Town Attorney Lockard presented the Council with a proposed resolution numbered 2010-R-08 regarding the Town's declaration of Official intent to reimburse expenditures. A motion was made by Council member Kraft to adopt resolution 2010-R-08. The motion was seconded by Council member Appleby, carried with a vote of 6-1 with Council member Popp abstaining.

Consideration of fill permits... Town Attorney Rebecca Lockard presented to the Council four fill permits, Mr. Keith Marshall at the locations of 385 and 375 Emery Crossing Road, Benjamin Marris with property on Emery Crossing Road, and Bierman Properties at 1030 Sames Road. Mrs. Lockard stated that Mr. Marshall had withdrawn both of his fill permits.

Mrs. Lockard asked the Council to reject the request for fill permit for Bierman properties because of zoning questions, violations in accordance with the Indiana Department of Environmental Management (IDEM), and no site plan.

Mrs. Lockard also asked the Council to reject the request for fill permit for Benjamin Marris property because of zoning questions, violations in accordance with the Indiana Department of Environmental Management (IDEM), and no site plan. Mr. John Kraft with Young, Endris, and Kraft law firm, who is representing Benjamin Marris, explained to the Council that Mr. Marris was not violating any rules of IDEM nor were there any questions towards zoning, and if the fill permit was rejected Mr. Marris and Mr. Kraft were going to take action upon this matter.

Clarksville citizens Jane Sarles who resides at 101 Penisve Rd, Don McDonough who resides at 106 W. Rosewood Dr. and Clarksville property owner Robert Kreutzer who resides at 2811 Diana Dr. in Sellersburg expressed their concerns to the Council about these properties and the effects of these properties on the surrounding residents, and that these properties are some of Clarksville's most historic land. Grant Writer Brittany Montgomery also explained to the Council that Mr. Marris would not give permission for a soil test of his property, and that these properties have been considered historic land since the 1970's.

Following further discussion a motion was made by Council member Kraft to deny the fill permit for Bierman Properties. The motion was seconded by Council member Tetley and carried by unanimous vote. A motion was made by Council member Tetley to deny the fill permit for Benjamin Marris. The motion was seconded by Council member Appleby and carried by unanimous vote.

Resident Parking Permit Requests... Mary Huddleston resident of 121 E. Bowne Blvd. came before the council requesting a resident parking only sign for one spot in front of

her residence. A motion was made by Council member Fisher to approve the resident only sign. The motion was seconded by Council member Kraft and carried by unanimous vote.

Gene Richert resident of 424 Andalusia came before the council requesting a resident parking only sign for two spots in front of his residence. A motion was made by Council member Fisher to approve the resident only sign. The motion was seconded by Council member Popp and carried with a vote of 6-1 with Council member Richert abstaining.

Approval of Agreement with INDOT on L&C Parkway and Brown Station Way...

Jorge Lanz, with Jacobi, Toomz and Lanz, presented to the Council the final relinquish agreement with the Indiana Department of Transportation (INDOT), and was asking for approval to send the agreement to INDOT. Following further discussion a motion was made by Council member Fisher to approve the final agreement be sent to INDOT. The motion was seconded by Council member Appleby and carried by a 6-1 vote with Council member Tetley abstaining.

Department Reports... Redevelopment Director Richard Dickman commented that Eastern Blvd was not 100% finished, and were waiting for the line striping.

Sharon Wilson thanked the Council for their patience in dealing with the applications for the fill permits tonight.

Approval of Minutes... A motion was made by Council member Popp to approve the minutes of the regular meeting of the council held on June 7, 2010. The motion was seconded by Council member Kraft and carried by unanimous vote. A motion was made by Council member Kraft to approve the minutes of the executive session of the council held on June 7, 2010. The motion was seconded by Council member Richert and carried by unanimous vote.

Council Comments... Council member Kraft made the comment to Mr. Dickman, about the dead bushes and grasses being replaced before the contractors were completely finished.

Miscellaneous Business... Clarksville resident Tracy Johnson of 1424 Gamma Ct. expressed concerns of an apartment complex near his residence. Town Attorney Sturgeon advised him that he could speak with him about his concerns after the meeting.

Approval of Claims... Accounts payable registers presented for approval consisted of Town pre-approved claims issued 6/22/2010 through 7/06/2010 in the amount of \$410,607.77, Town current claims in the amount of \$453,322.75, Town and Wastewater/Stormwater utility gross payroll issued in the amount of \$374,302.69, Wastewater/Stormwater utility pre-approved claims issued 6/21/2010 through 7/01/2010 in the amount of \$35,631.78, and Wastewater/Stormwater utility current claims in the amount of \$273,549.80. A motion was made by Council Member Richert to approve the accounts payable registers presented. The motion was seconded by Council Member Tetley 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 Appleby and carried by unanimous vote, the July 6, 2010 meeting of the Clarksville Town Council was adjourned at 8:13 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