

**MINUTES OF A REGULAR MEETING OF
THE CLARKSVILLE TOWN COUNCIL HELD ON
NOVEMBER 05, 2012**

A regular meeting of the Clarksville Town Council was called to order on November 05, 2012, at 7:00 P.M. in the council chambers of the Clarksville Municipal Center Administration Building by Council President John Gilkey who chaired the meeting.

Council members present: John Gilkey, Paul Kraft, Donald Tetley, Bob Popp, Paul Fetter, Tim Hauber and Bob Polston. Also present at the meeting: Fire Chief Tom Upton, Police Chief Mark Palmer, Street Commissioner Brad Cummings, Director of Engineering and Stormwater Tom Clevidence, Mike Otto representing the Town's wastewater facility plant, Project Coordinator Brittany Montgomery, Financial Advisor Roberta McLemore, Town Attorney Rebecca Lockard, Town Attorney Chris Sturgeon, Planning Director Sharon Wilson, Parks Superintendent Brian Kaluzny, Building Inspector Ilpo Majuri, Patricia Fraser Administrative Assistant, Wastewater Clerk Pam Hansford, Clerk-Treasurer Robert Leuthart, and Deputy Clerk-Treasurer Sherry Lockard.

Approval of Minutes... A motion was made by Council Member Paul Kraft to approve the amended minutes of 09/17/2012 regular meeting, 10/15/2012 regular meeting, 10/15/2012 work session, and the 10/23/2012 special meeting. The motion was seconded by Council Member Tim Hauber, and was carried by unanimous vote, 7-0.

Approval of 2012-G-014, Vacation of Alleyway with regards to property at GRC School... Attorney Justin Endres presented a petition on behalf of the Clarksville Community School Corporation regarding the vacation of an alleyway within school property boundaries of the GRC school property. Town Attorney Chris Sturgeon advised this was set for public hearing on this date and was duly advertised and requires two readings. Being no comments from the public, Council Member Bob Popp made a motion to approve Ordinance 2012-G-014. Council Member Bob Polston seconded the motion and was carried by unanimous vote, 7-0. For the second reading, Council Member Bob Popp made a motion to approve Ordinance 2012-G-014. Council Member Bob Polston seconded the motion and was carried by unanimous vote, 7-0.

Quit Claim Deed regarding property of Clarksville Community School Corporation, known as GRC School... Attorney Justin Endres requested Council to Quit Claim Deed any interest in the property of the GRC School in order to clear the title and any paperwork necessary for the sale of the property. Discussion was held. Council Member Tim Hauber asked if there was any reason for the Town to keep this property due to any historic value. Town Attorney Chris Sturgeon advised the Town doesn't have any interest in property as far as ownership and that the school corporation owns the property and building, and the quit claim deed is to clear up any wording listed on the deed. Council Member Don Tetley made a motion to approve the Quit Claim Deed. Council Member Paul Kraft seconded the motion and was carried by a vote of 6-0, with Council Member Tim Hauber abstaining from the vote.

Request to hook into Clarksville Sewers... A scheduled request was on the agenda for this meeting, but no one appeared to make the request. Project Coordinator Brittany Montgomery advised it could be rescheduled. Matter tabled for next meeting.

Request for Tap-In Fee Refund... Doug Fisher requested a refund in the sum of \$1950.00, for a tap-in fee paid. After discussion, Council Member Paul Fetter made

motion to table this matter for further review. Council Member Bob Polston seconded the motion and was carried by unanimous vote, 7-0.

Adoption of Ordinance 2012-BUD-016, Council Transfer of Funds... Town Attorney Chris Sturgeon presented ordinance 2012-BUD-016, transfer of Funds, within the General Fund, Council Dept. in the sum of \$60,000.00. For the first reading, Council Member Paul Kraft made a motion to adopt Ordinance 2012-BUD-016. Council Member Paul Fetter seconded the motion and was carried by unanimous vote, 7-0. For the second reading, Council Member Paul Kraft made a motion to adopt Ordinance 2012-BUD-016, Council Member Paul Fetter seconded the motion and was carried by unanimous vote, 7-0.

Adoption of Ordinance 2012-BUD-017, Additional Appropriation to the LOIT Fund... Town Attorney Chris Sturgeon presented ordinance 2012-BUD-017, Additional Appropriation to the LOIT Fund in the sum of \$539,564.00. Town Attorney Chris Sturgeon advised notice of hearing was duly advertised and required two readings. Being no comments from the public, Council Member Don Tetley made a motion to adopt Ordinance 2012-BUD-017. Council Member Tim Hauber seconded the motion and was carried by unanimous vote, 7-0. For the second reading, Council Member Don Tetley made a motion to adopt Ordinance 2012-BUD-017, Council Member Tim Hauber seconded the motion and was carried by unanimous vote, 7-0.

Adoption of Ordinance 2012-BUD-018, MVH Transfer of Funds... Town Attorney Chris Sturgeon presented ordinance 2012-BUD-018, transfer of Funds, within the MVH fund in the sum of \$4,000.00. For the first reading, Council Member Bob Popp made a motion to adopt Ordinance 2012-BUD-018. Council Member Bob Polston seconded the motion and was carried by unanimous vote, 7-0. For the second reading, Council Member Bob Popp made a motion to adopt Ordinance 2012-BUD-018, Council Member Bob Polston seconded the motion and was carried by unanimous vote, 7-0.

Adoption of Ordinance 2012-BUD-019, Planning and Development Transfer of Funds... Town Attorney Chris Sturgeon presented ordinance 2012-BUD-019, transfer of Funds, within the General Fund, Planning and Development Dept. in the sum of \$9100.00. For the first reading, Council Member Paul Kraft made a motion to adopt Ordinance 2012-BUD-019. Council Member Paul Fetter seconded the motion and was carried by unanimous vote, 7-0. For the second reading, Council Member Paul Kraft made a motion to adopt Ordinance 2012-BUD-019, Council Member Paul Fetter seconded the motion and was carried by unanimous vote, 7-0.

Adoption of Ordinance 2012-BUD-020, CEDIT Transfer of Funds... Town Attorney Chris Sturgeon presented ordinance 2012-BUD-020, transfer of Funds, within the CEDIT Fund in the sum of \$6,000.00. For the first reading, Council Member Bob Popp made a motion to adopt Ordinance 2012-BUD-020. Council Member Bob Polston seconded the motion and was carried by unanimous vote, 7-0. For the second reading, Council Member Bob Popp made a motion to adopt Ordinance 2012-BUD-020, Council Member Bob Polston seconded the motion and was carried by unanimous vote, 7-0.

Clerk-Treasurer and Departmental Reports

Approval of Change Orders presented by Harold Hart regarding Paving...

-Change Order #1, with Gohmann Asphalt regarding Sames Rd. paving, a deduction in the amount of \$5801.78, bringing the new total to \$58,853.22. Council

113

Member Paul Fetter made a motion to accept the change order. Council Member Tim Hauber seconded the motion and was carried by unanimous vote, 7-0.

-Change Order #2, with Gohmann Asphalt regarding Bailey, Marlowe, etc. paving, a deduction in the amount of \$32,049.36, bring the new total to \$269,538.60.

Council Member Paul Fetter made a motion to accept the change order. Council Member Paul Kraft seconded the motion and was carried by unanimous vote, 7-0.

-Change Order #3, with MAC Construction, regarding Brooks and Randolph, a deduction in the amount of \$18,238.88, bringing the new total to \$61,762.22. Council Member

Paul Fetter made a motion to accept the change order. Council Member Tim Hauber seconded the motion and was carried by unanimous vote, 7-0.

-Project Coordinator Brittany Montgomery gave an update on the Blackiston Mill Road/Potters Lane construction. Road may be temporarily closed due to construction equipment. Once the traffic signal is installed, there will be a 3 day period where the traffic signal will be flashing. Once three day period is over, traffic signal will be in full function. The expected time for the signal to be in function is the week of Thanksgiving.

Approval of Request to demo house at 1240 W. Kenwood and to coordinate with the Fire Department regarding doing a training at that location before demo... Administrative Assistant Patricia Fraser advised 1240 Kenwood property has been declared surplus property by the Town and requested that it be demolished. Street Commissioner Brad Cummings advised he received three bids for the demolition, with the low bid from Estes Excavating at \$4000.00. After discussion, Council Member Paul Kraft made a motion to accept bid from Estes Excavating with an amendment to the contract that Estes fill in with top soil, demo the house and coordinate with Fire Dept. for training prior to demo. Council Member Paul Fetter seconded the motion and was carried by unanimous vote, 7-0.

Council Comments

-Council Member Tim Hauber commended the Police Department regarding the fact the drug arrests have quadrupled.

-Council Member Bob Polston gave appreciation to Harold Hart regarding the change orders being deductions.

-Council President John Gilkey advised Veteran's Day activities set for this Saturday, at 2:00 p.m. Mr. Gilkey also commended the Parks Dept. for the hayride.

-Written report submitted by Chief Palmer.

Approval of Claims... Accounts payable registers presented for approval consisted of Town current claims in the amount of \$372,856.23, Town pre-approved claims issued in the amount of \$915,045.51, and Town, Wastewater/Stormwater utility gross payroll ending 10/28/12 in the amount of \$590,051.83, Town, Wastewater/Stormwater utility gross payroll ending 10/14/2012 in the amount of \$280,183.69, Wastewater/Stormwater utility pre-approved claims issued 10/26/2012 through 11/01/2012 in the amount of \$343,088.89 Wastewater and Wastewater/Stormwater utility current claims in the amount of \$278,157.16. A motion was made by Council Member Paul Fetter to approve the accounts payable registers presented. The motion was seconded by Council Member Paul Kraft and carried by unanimous vote, 7-0.

114

Adjournment... There being no further business to come before the Council at this time, the meeting was adjourned at 7:46 P.M.

Minutes prepared by the Clerk-Treasurer of

The Town of Clarksville, Indiana

Robert P Leuthart, Clerk-Treasurer Town of Clarksville, IN

Minutes approved by the Clarksville Town Council on the 19TH. day of November, 2012.

John Gilkey, President, Clarksville Town Council