

**MINUTES OF A REGULAR MEETING OF
THE CLARKSVILLE TOWN COUNCIL HELD ON
NOVEMBER 19, 2012**

A regular meeting of the Clarksville Town Council was called to order on November 19, 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, 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.

Public Comments... Russ White addressed the council regarding traffic control at Veteran's Parkway and Lombardy. Council President John Gilkey advised Mr. White to meet with Chief Palmer and to come back to the council with a recommendation.

Approval of Minutes... A motion was made by Council Member Paul Kraft to approve the minutes of 11/05/2012 regular meeting, and minutes of 11/05/2012 work session. The motion was seconded by Council Member Tim Hauber, and was carried by unanimous vote, 7-0.

Swearing in of Firefighter Jason Whalin... Firefighter Jason Whalin was sworn in by Judge Mickey Weber.

Request to hook onto Clarksville Sewers... Steve Klein addressed the council and requested to hook onto Clarksville sewers. Mike Otto, representative of Wastewater Facility Plant, advised okay to hook onto Clarksville Sewers. Planning Director Sharon Wilson advised since it was outside of town limits, it was okay to proceed with hook-ups. Council Member Bob Polston asked Mr. Klein how many hook-ups were needed and Mr. Klein advised five or six tap-ins. Council Member Paul Kraft made a motion to grant request. Council Member Bob Popp seconded the motion and was carried by unanimous vote, 7-0.

Renewal of Property and Casualty Insurance and Worker's Comp Insurance... Barbara Gallegos of Neace Lukens presented to council rates and figures for renewal of insurance. (see packet). Doug Fisher, on behalf of the Insurance Committee is recommending the acceptance of Neace Lukens proposal for renewal. Council Member Bob Polston made a motion to accept renewal of proposal for insurance. Council Member Tim Hauber seconded the motion and was carried by unanimous vote, 7-0. Barbara Gallegos then requested signature for the acceptance clause from Council President John Gilkey and to present an invoice to the office of the Clerk Treasurer. Council Member Paul Kraft made a motion for Council President Gilkey to sign the acceptance clause and present invoice to office of Clerk Treasurer. Council Member Paul Fetter seconded the motion and was carried by unanimous vote, 7-0.

Approval of 2012-R-010, Interlocal Agreement with Clark County regarding the transfer of Overpass at Old SR 131 (Lewis & Clark Pkwy) and Old SR 62 (Brown Station Way)... Town Attorney Chris Sturgeon advised the Clark County will take over possession of

overpass from INDOT. Town Attorney Chris Sturgeon went over terms of agreement. Council Member Bob Popp asked about grass cutting and maintenance of the overpass and that clarification is needed in the agreement as to who is responsible for what. Town Attorney Chris Sturgeon advised that information is outlined in paragraph 3 of the agreement. Council Member Don Tetley made a motion to approve the agreement, with maintenance outlined in the agreement (grass cutting, snow removal, paving, etc). Council Member Tim Hauber seconded the motion and was carried by unanimous vote, 7-0.

Approval of Amendment #3, EDS #A249-11-320373, regarding the Memorandum of Agreement (MOA) by and between INDOT and the Town of Clarksville... Town Attorney Chris Sturgeon presented Amendment #3 regarding the MOA between INDOT and the Town, regarding the overpass at Lewis and Clark and Brown Station Way, due to transfer of overpass to County. Town Attorney Chris Sturgeon recommends the approval of this amendment. Council Member Tim Hauber made a motion to approve amendment. Council Member Paul Kraft seconded the motion and was carried by unanimous vote, 7-0.

Request for Bridge Toll Support for legal fees... Council Member Paul Fetter is requesting the support of the Town to make a donation to the legal fund for legal action against the tolling of the I-65 corridor, which will greatly affect the businesses and residents of Clarksville. Council Member Paul Fetter made a motion to request from the Town the sum of \$10,000.00 to support the legal fund/action against tolls. Council Member Tim Hauber seconded the motion and was carried by unanimous vote, 7-0.

Contracts for Greg Isgrigg and Sam Gwin approved for short term contract work to fill in for Town's Project Coordinator, Brittany Montgomery... Town Attorney Chris Sturgeon presented short term contracts for Greg Isgrigg and Sam Gwin to oversee current projects in progress from December 01, 2012 through January 31, 2013, unless terminated or extended by either party. Council Member Paul Kraft made a motion to approve contracts for Greg Isgrigg and Sam Gwin. Council Member Paul Fetter seconded this motion and was carried by unanimous vote, 7-0.

Approval of Rumpke Contract... Street Commissioner Brad Cummings requested approval for renewal of contract with Rumpke. Street Commissioner Brad Cummings advised the new contract has Rumpke only servicing 1,000 units, with a 5% increase in cost over last year, whereas before Rumpke required a minimum of 2700 units. Street Commissioner Brad Cummings advised his department will be picking up the extra units. Council Member Paul Fetter made a motion to accept this contract. Council Member Bob Popp seconded the motion and was carried by unanimous vote, 7-0.

Approval of 2012-R-09, Resolution designation the Clarksville Historic Preservation Commission as the Agent for the Town of Clarksville for the limited purpose of managing property owned by the Town in the Historic District... Town Attorney Rebecca Lockard presented to Council 2012-R-09 for approval. Administrative Assistant Patricia Fraser asked if this included the Kenwood property set for demolition. Town Attorney Rebecca Lockard advised no. Council Member Polston asked if bid process would remain same as Town's current policy, and Town Attorney Rebecca Lockard advised yes. Council Member Don Tetley made a motion to approve Resolution 2012-R-09. Council Member Paul Kraft seconded the motion and was carried by unanimous vote, 7-0.

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Approval of 2012-G-017, an ordinance instituting the Historic Preservation Commission Non-Reverting Fund... Town Attorney Rebecca Lockard presented to Council Ordinance 2012-G-017 for approval of non reverting fund to set up deposits and pay bills for Historic Preservation Commission. This requires two readings. First reading, Council Member Tim Hauber made a motion to approve 2012-G-017. Council Member Don Tetley seconded the motion and was carried by unanimous vote, 7-0. Second reading, Council Member Tim Hauber

made a motion to approve 2012-G-017. Council Member Don Tetley seconded the motion and was carried by unanimous vote, 7-0.

Approval of 2012-Z-06, zoning ordinance amending the 2011 zoning ordinance regarding substance abuse provisions and floodplain overlay regulations... Town Attorney Rebecca Lockard presented to council zoning ordinance 2012-Z-06. Ms. Lockard advised the Plan Commission held a public meeting on November 07, 2012 and is giving this ordinance a favorable recommendation. This ordinance requires two readings. First reading, Council Member Bob Polston made a motion to approve 2012-Z-06. Council Member Paul Kraft seconded the motion and was carried by unanimous vote, 7-0. Second reading, Council Member Bob Polston made a motion to approve 2012-Z-06. Council Member Paul Kraft seconded the motion and was carried by unanimous vote, 7-0.

Approval of Ordinance 2012-G-16, ordinance amending 2003-G-01, adjustments of rates and fee charges by Planning and Development Department and Building Department... Town Attorney Rebecca Lockard presented ordinance 2012-G-016 to council regarding adjustments and additions made to rates and fee charges, allowable per Indiana Code. This ordinance requires two readings. First reading, Council Member Paul Kraft made a motion to approve Ordinance 2012-G-016. Council Member Bob Popp seconded the motion and was carried by unanimous vote, 7-0. Second reading, Council Member Paul Kraft made a motion to approve Ordinance 2012-G-016. Council Member Bob Popp seconded the motion and was carried by unanimous vote, 7-0.

Approval of Ordinance 2012-G-015, ordinance instituting the electronic map generation fund... Town Attorney Rebecca Lockard submitted ordinance 2012-G-015, an ordinance to set up non reverting fund pursuant to Indiana Code for GIS map charges for printouts of maps. This ordinance requires two readings. First reading, Council Member Tim Hauber made a motion to approve ordinance 2012-G-015. Council Member Bob Popp seconded the motion and was carried by unanimous vote, 7-0. Second reading, Council Member Tim Hauber made a motion to approve ordinance 2012-G-015. Council Member Bob Popp seconded the motion and was carried by unanimous vote, 7-0.

Clerk-Treasurer and Departmental Reports

Approval of purchase of a one ton crew cab dump truck for Stormwater Department... Director of Stormwater submitted 3 quotes and a request to purchase a new 1 ton crew cab dump truck. Carriage Ford quote: \$35,955.48, Sam Swope GMC quote: \$35,544.51, and Coyle Chevrolet quote: \$35,114.06. Mr. Clevidence request approval for purchase of truck from low bid from Coyle Chevrolet. Council Member Paul Fetter made a motion to approve purchase of dump truck from Coyle Chevrolet. Council Member Bob Popp seconded the motion and was carried by unanimous vote, 7-0.

Building Inspector Ilpo Majuri advised there was a need for additional personnel for cleaning, full or part time, for Police and Fire Department. Council President John Gilkey asked about a salary recommendation. Mr. Majuri advised he has not completed

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a formal request as of yet. Mr. Majuri was requesting permission to gather more information. The consensus of the council was to bring back a formal recommendation for this position. Council Member Bob Popp asked if this position would include Town Hall at times when Ms. Swank is on vacation or ill. Mr. Majuri advised yes. Council Member Bob Polston questioned whether new positions should be created when Town employees have gone years without a raise.

Building Inspector Ilpo Majuri requested from council to obtain fire monitoring system. Mr. Majuri advised Town Hall does not currently have an integrated monitoring system. Council Member Tim Hauber asked if this was video monitoring. Mr. Majuri advised, no, it was a trigger reporting alarm sent to a web based monitor in case of malfunction (from sprinkler

system, boiler, etc.) Council suggested for Mr. Majuri to meet with Police and Fire Departments, obtain quotes and re-submit to council for approval.

Approval of purchase of Boom Truck for Wastewater Treatment Plant... Director of Wastewater Facility Plant, Mike Otto, requested council to approve low bid for Boom Truck, with the low quote coming in at \$189,691.63 from Kentuckiana Mack Sales and Service. Two other bids from Kentuckiana Mack Sales and Service were submitted in the amounts of \$208,719.62 and \$201,231.30. Mr. Otto advised this would be paid from the BAN. Council Member Paul Kraft made a motion to approve purchase of truck at low bid of \$189,691.63. Council Member Bob Popp seconded the motion and was carried by unanimous vote, 7-0.

Approval of Pay Request from Mike Otto to Mac Construction for effluent line... Mike Otto requested a pay request for Mac Construction, signed off on by HDR and Project Coordinator Brittany Montgomery, in the sum of \$115,020.00. Council Member Tim Hauber made a motion to approve pay request. Council Member Paul Fetter seconded the motion and was carried by unanimous vote, 7-0. Mike Otto advised the progress of the effluent line is going well.

Approval for Police Department to participate in the ICJI Program(Indiana Criminal Justice Institute). Council Member Tim Hauber made a motion to approve participation in program. Council Member Paul Kraft seconded the motion and was carried by unanimous vote.

Monthly report submitted by Street Commissioner Brad Cummings for the Street Department.

Council Comments

Approval of Acceptance of gift of "Peace on Earth" sign... Council Member Paul Kraft advised his wife, Nancy Kraft, would like to donate a large "Peace on Earth" sign to the Town. Council Member Bob Popp made a motion to accept the gift of the sign. Council Member Paul Fetter seconded the motion, with a vote of 6-0, with council member Paul Kraft abstaining.

Council Member Paul Fetter congratulated Street Commissioner Brad Cummings for the savings he has made as Street Commissioner. Mr. Fetter welcomed Mr. Isgrigg on board to help with ongoing projects.

Council President John Gilkey thanked the committee that is gathering information and giving input regarding whether Clarksville should become a city and determining what the best course of action is for the Town. Committee Members: Richard Barr, Shirley Bell, Randall Coleman, Kevin Harper, Jim Kenney, Dr. Kirk Morrison, Tony Singleton, Suzann Bush Slayton, Don Slone, and Cary Stemle.

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Approval of Claims... Accounts payable registers presented for approval consisted of Town current claims in the amount of \$157,269.34, Town pre-approved claims issued in the amount of \$508,229.57, and Town, Wastewater/Stormwater utility gross payroll ending 11/11/2012 in the amount of \$317,647.13, Wastewater/Stormwater utility pre-approved claims issued 11/06/2012 through 11/14/2012 in the amount of \$25,552.10, Wastewater and Wastewater/Stormwater utility current claims in the amount of \$263,363.30. A motion was made by Council Member Paul Kraft to approve the accounts payable registers presented. The motion was seconded by Council Member Paul Fetter and carried by unanimous vote, 7-0.

Adjournment... There being no further business to come before the Council at this time, the meeting was adjourned at 8:15 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 3rd.day of December, 2012.

John Gilkey, President, Clarksville Town Council