

**MINUTES OF A REGULAR MEETING OF
THE CLARKSVILLE TOWN COUNCIL HELD ON
MAY 06, 2013**

A regular meeting of the Clarksville Town Council was called to order on May 06, 2013, at 7:00 P.M. in the Council Chambers of the Clarksville Municipal Center Administration Building by Council President Bob Polston who chaired the meeting.

Council members present: Bob Polston, Paul Kraft, Donald Tetley, Bob Popp, Paul Fetter, Tim Hauber, and John Gilkey. Also present at the meeting: Clerk Treasurer Robert Leuthart, Fire Chief Tom Upton, Chief of Police Mark Palmer, Street Commissioner Brad Cummings, Wastewater Treatment Plant Superintendent Mike Otto, Director of Stormwater Tom Clevidence, Town Attorney Chris Sturgeon, Town Attorney Rebecca Lockard, Parks Superintendent Brian Kaluzny, Administrative Assistant Patricia Fraser, Redevelopment Director Nick Lawrence, Planning Consultant Sharon Wilson, Building Commissioner Ilpo Majuri, and Deputy Clerk-Treasurer Sherry Lockard.

Public Comments

-Monica Shetter: 1110 Cheryl Drive, Clarksville, IN. Ms. Shetter appeared before the Council to state she did not agree with the ordinance that limits her on the number of animals she can own and have at her residence. After discussion, Town Attorney Chris Sturgeon asked Ms. Shetter if she had been issued a citation. Ms. Shetter advised no, she had only been given a verbal warning. Town Attorney Sturgeon gave Ms. Shetter his card and advised her to call him on Tuesday and they would discuss this matter further.

-Rocky Lemmon 1110 Cheryl Drive, Clarksville, IN. Mr. Lemmon addressed the council to give his support to Ms. Shetter and her situation with her animals, as he is the actual homeowner of the residence where Ms. Shetter resides. Council President Mr. Polston advised Mr. Lemmon that no action would be taken until Ms. Shetter speaks with Town Attorney Sturgeon.

-David Thompson: 13 Sunset Drive, Clarksville, IN. Mr. Thompson addressed the council by stating that he attended the meeting regarding Clarksville remaining a Town or becoming a City. Mr. Thompson advised he was against becoming a city and feels a Town Manager would better suit the needs of Clarksville residents.

Consideration of Tabled Re-Zoning Request by Best Buy Auto Group... Town Attorney Rebecca Lockard advised this re-zoning request was tabled at the last meeting, and further stated that she did not see Mr. Sprigler present at this meeting, nor had she heard from Mr. Sprigler's Attorney. Town Attorney Lockard advised the Plan Commission gave a non-favorable recommendation for this re-zoning request. Council Member John Gilkey made a motion to deny application for re-zoning request. Council Member Tim Hauber seconded the motion and was carried by unanimous vote.

Approval of Light Duty Policy for Fire Department... Fire Chief Tom Upton made a request to approve the Light Duty Policy for firefighters. Discussion was held. Council Member Don Tetley made a motion to approve the Light Duty Policy presented by Chief Upton. Council Member Paul Kraft seconded the motion and was carried by unanimous vote.

Approval of Request for Loan from Town to Historical Preservation Commission... On behalf of the Historical Preservation Commission, Council Member Don Tetley requested the Town make a loan to the Commission to start renovation and repairs on property at 1205 Harrison Avenue. Council Member Tetley is requesting \$40,000.00 from CEDIT Fund and advised the money would be repaid to the Town within three (3) years. After discussion and making note that the Town actually owns the property, Council Member John Gilkey made a motion to appropriate money for repairs and renovation, with the Commission to repay the appropriation. Council Member Don Tetley seconded the motion and was carried by a 6-0 vote, with Council Member Tim Hauber abstaining from vote.

Approval of 2013-Z-05, Amendment to PUD... Town Attorney Rebecca Lockard presented Ordinance 2013-Z-05, amending the zoning classification of property within Town boundaries, namely property located at Potters Lane and Oak Leaf Drive (PUD the Village of Waterford). Attorney Lockard advised the Plan Commission gave this a favorable recommendation. For the first reading, Council Member Kraft made a motion to approve Ordinance 2013-Z-05. Council Member Tim Hauber seconded the motion and was carried by unanimous vote. For the second reading, Council Member Kraft made a motion to approve Ordinance 2013-Z-05. Council Member Tim Hauber seconded the motion and was carried by unanimous vote.

Approval of 2013-R-02, Resolution for Acquisition of property, Clarks Landing... Town Attorney Chris Sturgeon presented Resolution 2013-R-02, resolution of the Town Council for acquisition of property. Council Member Don Tetley made a motion to approve Resolution 2013-R-02. Council Member Bob Popp seconded the motion and was carried by a 6-0 vote, with Council Member John Gilkey abstaining from vote.

Departmental Reports

Approval of Request for LOIT money to pay for Firefighter Training... Assistant Fire Chief James Hendrick and Training Coordinator Michael Hansford submitted a proposal for training, to be paid from the LOIT fund in the sum of \$55,443.62. Discussion was held regarding paying overtime salaries from LOIT. The Clerk Treasurer's Office advised a transfer to the overtime line item would be possible in order to pay the overtime required for training and then paying that transferred line item from LOIT. Council Member Don Tetley made a motion to approve the request for money from LOIT for firefighter training. Council Member John Gilkey seconded the motion and was carried by unanimous vote.

Approval of two (2) vehicles from Stormwater Department to be declared as surplus property... Director of Stormwater Tom Clevidence presented two vehicle to the council to be declared as surplus and to be sent to auction: (1) a 1996 Jeep Cherokee (2) 1994 Ford F-150. Council Member Paul Kraft made a motion to declare the two above listed vehicles as surplus and send to auction. Council Member Bob Popp seconded the motion and was carried by a 6-0 vote, with Council Member Paul Fetter abstaining from vote.

Approval of Stormwater Educational Grant... Director of Stormwater Tom Clevidence made a request to fund the Stormwater Educational Grant in the sum of \$971.00. Council Member Paul Fetter made a motion to approve request. Council Member Tim Hauber seconded the motion and was carried by unanimous vote.

Approval of Memoranda of Understanding with the Clarksville Fire Department and the Sellersburg Volunteer Fire Department... Fire Chief Tom Upton presented a Memoranda of Understanding to the Council for approval. After discussion, Council Member Don Tetley made a motion to approve the Memoranda of Understanding. Council Member Paul Kraft seconded the motion and was carried by unanimous vote.

Approval of two (2) vehicles (a town vehicle and a police vehicle) to be declared as surplus property... Administrative Assistant Patricia Fraser requested for Council to declare two vehicle as surplus property and send to auction: (1) 2008 Ford Explorer – police vehicle. (2) 2000 Ford Taurus (town vehicle). Council Member Paul Kraft made a motion to declare vehicles as surplus and send to auction. Council Member John Gilkey seconded the motion and was carried by a 6-0 vote, with Council Member Paul Fetter abstaining from vote.

Approval of API paying Tap In Fees... Council Member advised API would like to pay tap in fees for spec buildings being built. API is going to pay 4 tap fees of \$1950.00, the standard tap fees for their shell buildings. They are in negotiation with several companies to lease the building. WW figured the tap fees based upon the prospective tenants, which made the tap fee more than \$1950.00. So, API wanted the Council to allow them to pay the \$1950.00 now and then when the tenants sign the lease, the additional tap fee will be paid. Council Member John Gilkey made a motion to approve API to pay the tap in fees of \$1950.00 for the four shell buildings. Council Member Tim Hauber seconded the motion and was carried by unanimous vote.

Council Comments

-Council Member Tim Hauber commended the police, fire and street departments, especially Asst. Chief Kirby, for their work at Thunder Over Louisville. Council Member Hauber stated he received many comments regarding the family type atmosphere and for the level of organization and safety these departments presented.

-Council Member Bob Popp recognized the Town's marquee technician and current President of the Historical Society, Mr. Russell White.

-Council Member Paul Kraft asked when the turn arrow at Broadway and Veteran's will be complete. Council President Bob Polston advised the work was in progress.

-Council Member John Gilkey advised there was a proposal regarding the issue with the Colgate property and this has been added to the work session agenda for this evening.

-Council Member Paul Fetter commended Wastewater Superintendent Mike Otto for the lack of odor coming from the sewer. Council Member Fetter also commended Council Member Tim Hauber for a great job at Thunder.

Approval of Claims... Accounts payable registers presented for approval consisted of Town current claims in the amount of \$459,051.95, Town pre-approved claims issued in the amount of \$527,527.09, and Town, Wastewater/Stormwater utility gross payroll ending 04/14/2013 in the amount of \$316,067.24, Wastewater/Stormwater utility pre-approved claims issued in the amount of \$148,392.46, Wastewater/Stormwater utility current claims in the amount of \$320,269.88. A motion was made by Council Member Kraft to approve the accounts payable registers presented. The motion was seconded by Council Member Gilkey and was 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 7:56 P.M.

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

Minutes approved by the Clarksville Town Council
on the 20TH day of May 2013

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

Bob Polston, President,
Clarksville Town Council