

MINUTES OF A SPECIAL MEETING OF THE CLARKSVILLE TOWN COUNCIL HELD ON JANUARY 10, 2017

A work session of the Clarksville Town Council was called to order on January 3, 2017 at 4:03 P.M. in the Council Chambers of the Clarksville Municipal Center Administration Building by Council President Paul Fetter who chaired the meeting.

Council Members Present: Tim Hauber, Paul Fetter, David Worrall, Jennifer Voignier, David Fisher and Aaron Stonecipher. Absent: John Gilkey

Invocation offered by Fire Chaplain Mike Donahue.

Council President Fetter welcomed everyone to this special meeting and called Town Manager Baity forward to give a brief background/overview of the Cane Run Creek Drainage Structures. Mr. Baity stated the Clarksville-Jeffersonville Flood Control District was created by State Statute with the purpose of preventing flooding within the regional area including Clarksville and Jeffersonville. Various studies have been completed over the last fifteen plus years indicating the need to make significant changes to and/or replacement of, the Flood Control Pump Station #5 (Cane Run Pump Station), located in the western most area of the Cane Run Creek basin. However, previous attempts to find resolution to the recommended work have failed. Since 2011, the increased number of interior flood events and the frequency in which they occur have reinforced the need to undertake replacement or rehabilitation work of the Cane Run Pump Station. The most recent flooding events of 2011 and 2015 caused several businesses and residents to suffer over \$1 million in flood loss damages. The flooding also forced the closure of streets in Clarksville causing concern for access by emergency responders, and caused the near loss (due to electrical failure from flooding) of a major sanitary sewer pump station which serves south Clarksville.

In August 2015, the Council contracted with Stantec Engineering to investigate drainage and flooding concerns in this area. The work included the evaluation of the existing drainage structures under South Clark Blvd, Colgate Park and Newman Avenue as well as developing proposals for eliminating the frequent flooding of the parking lot between the Clarion Hotel and Derby Dinner.

At the January 3, 2017, Council Work Session, Rob Huckaby and his staff from Stantec presented their report findings. Two projects were identified from the report.

The drainage structure under Colgate Park has been determined to have exceeded its useful life and significant improvements are needed. The report indicates the need for a combination of slip lining in certain sections and complete replacement of others. The estimated cost for this work is \$706,800. The design work and initial construction will occur in 2017 with construction completed in 2018.

The current drainage structure serving the parking lot between the Clarion Hotel and Derby Dinner is part of Cane Run Creek which carries both storm water from the upstream watersheds and combined sewer overflows when the City of Jeffersonville's 10th Street pump station becomes inundated with water. Based on data available, the number of combined sewer overflows averages 22 every 6 months or 3.7 every month. When the water level in the Cane Run Creek Basin exceeds 426.9 feet, the water begins to back up causing flooding in the parking lot and Colgate Park. The Cane Run Pumping Station does not reach full pumping capacity until the water level is 432.18 feet which means the depth of water in the parking lot is over 5 feet deep.

The proposed local solution for Clarksville is to install a new drainage line in the parking lot isolating the surface storm water drainage from the existing line serving Jeffersonville. The design and construction of the separate drainage system is estimated to cost \$1.5 million with construction estimated to be completed by the end of 2018.

The best method to correct the regional flooding problem is for significant changes and/or replacement of the Cane Run Pumping Station to be undertaken by the Flood Control District. Estimates for this work, including design, permitting and construction are \$5.0 million. The

design work, permitting and construction is estimated to take 36 months. Due to the fact the flooding is a regional issue and concern, the Town of Clarksville is committed to contributing up to \$1.5 million of the cost, provided the City of Jeffersonville matches this commitment dollar for dollar, with the remaining costs to be paid for by the Flood Control District.

In the event the Flood Control District Board and the City of Jeffersonville do not commit to this offer and enter into an Interlocal Agreement by March 1, 2017, the Town of Clarksville's commitment of funds will be rescinded and plans for the design and construction of a separate drainage structure to serve and protect its residents and businesses will begin.

Council President Fetter then called upon Rob Huckaby from Stantec to conduct a brief visual presentation to outline the issues that Mr. Baity addressed. (See Attachment A)

Former Council Presidents Greg Isgrigg and Bob Polston both stated that as a community we need to work together to fix this regional flooding issue.

Project Coordinator Brittany Montgomery summarized the Cane Run Pump Station time line. (See Attachment B)

Council Comments:

-Council Member Hauber stated we need to take care of citizens and future development in the south end.

-Council Member Voignier requests that the communities come together on this issue.

-Council Member Worrall stated that Flood Control has been discussing this matter and hopes they are willing to help on this project.

-Council Member Fisher stated political differences should be put aside to take care of the common goal to fix this issue.

-Council Member Stonecipher stated Clarksville's #1 priority is to protect citizens and their property and hopes that Jeff City and Flood Control will partner with us on this project. Clarksville is 100% committed to fixing this issue as shown by our history of expenditures on storm water/wastewater projects.

Comments from Council Member Stonecipher:

Council Member Stonecipher addressed Council President Fetter and stated our number one priority as a municipality is to protect our citizens and their property, while managing the environmental integrity of our jurisdiction. For many decades we have partnered with our neighbors in Jeffersonville as a Flood Control Board to do just that.

I have learned from my own experience that a successful marriage is not a 50/50 deal, but rather a 100/100 partnership. Mr. President, as part of our strategic plan, Clarksville has shown its 100% by spending half a million every year on storm water and waste water projects. We just spent in excess of a half million this month. My hope is that our flood-control partners will recognize that we are going above and beyond by considering here tonight an additional \$1.5 million in flood control funding; and that, in the good Christian spirit of treating our neighbors as well as ourselves, they will recognize their ethical duty to honor a five year old promise to raise the necessary \$6.5 million in taxes or bonds, that will upgrade a 70 year old pump station, which currently fails to pump until we are six feet under water. Furthermore, it is my hope that the City of Jeffersonville will fund its share, as was once indicated to us. They, too, cannot ethically forego their part in alleviating their own sewer discharges during flood events, which come above ground into Clarksville.

And yet, if the flood control board chooses otherwise, to ignore us further and to leave us to fend for ourselves, as we throw good money after bad, then, Mr. President, we have no choice but to protect our citizens and businesses; and if, heaven forbid, our only recourse in accomplishing this is to seal off our storm drains affected by both Jeffersonville's discharge and the additional back up created by Flood Control's inadequate pump station, then I encourage this council to do so. Our downstream problems must be recognized as the fruit of the upstream problems. The values held in any relationship are eventually revealed by the prioritization of our time and money. Mr. President, this is a marriage of necessity by all parties, and it must be prioritized.

Luther James of the Clarion Hotel came before the council and thanked them for anything they could do to prevent any further flooding in his parking lot and hotel.

After discussion was held, Town Manager Kevin Baity and staff recommends the Council enter into a contract with Stantec Engineering for design work for the new drainage structure under Colgate Park and the installation of a separate drainage structure in the parking lot between the Clarion Hotel and Derby Dinner. The Notice to Proceed for the design shall begin immediately on the portion under Colgate Park. If an Interlocal Agreement outlining the financing structure and commitment of funds for the construction/rehabilitation of the Cane Run Pumping Station with the City of Jeffersonville and the Clarksville-Jeffersonville Flood Control District Board is not approved and signed by March 1, 2017, the Notice to Proceed for the design for a separate drainage structure in the parking lot between the Clarion Hotel and Derby Dinner shall be given March 2, 2017.

Council President Fetter again called for the cooperation of the City of Jeff and Flood Control to come together with the Town and create a solution for financing this project. The Town Council wants to show their commitment to fixing this issue and Mr. Fetter called for a motion based upon the recommendation of staff to enter into a contract with Stantec. Council Member Fisher made a motion to enter into a contract with Stantec based upon the recommendation of Staff. Council Member Stonecipher seconded the motion and was carried by a 6-0 vote.

Adjournment... There being no further business to come before the Council at this time, Council Member Stonecipher made a motion to adjourn, Council Member Voignier seconded the motion and was carried by unanimous vote. The meeting was adjourned at 4:41 P.M.

Minutes prepared by the Clerk-Treasurer of
The Town of Clarksville,
Indiana _____
Robert P Leuthart, Clerk-Treasurer

Minutes approved by the Clarksville Town Council
on the 1^{7th} day of January 2017

Paul Fetter, President
Clarksville Town Council