

**MINUTES OF A REGULAR MEETING OF  
THE CLARKSVILLE TOWN COUNCIL HELD ON  
APRIL 15, 2013**

A regular meeting of the Clarksville Town Council was called to order on April 15, 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: Fire Chief Tom Upton, Chief of Police Mark Palmer, Street Commissioner Brad Cummings, Wastewater Treatment Plant Superintendent Mike Otto, Town Attorney Chris Sturgeon, Town Attorney Rebecca Lockard, Parks Superintendent Brian Kaluzny, Administrative Assistant Patricia Fraser, Redevelopment Director Nick Lawrence, Phyllis Pooler for Planning Consultant Sharon Wilson, Building Commissioner Ipo Majuri, and Deputy Clerk-Treasurer Sherry Lockard.

**Approval of Voluntary Prescription Drug Program...** Edward Culpepper Cooper returned to the Council with more information regarding the voluntary prescription drug program. Mr. Cooper advised the prescription drugs on this list are not available in generic form, thus many of these prescriptions are costly. If any of the listed non-generic drugs become available in generic form, the Town will receive notice. Council Member Gilkey asked if this program meets with FDA standards. He was advised it did. Mr. Cooper requested permission to implement this program, which will be a savings for the employees and the Town, and for Mr. Polston to be allowed to sign the application to apply for the program. Council Member Paul Kraft made a motion to approve the voluntary prescription drug program. Council Member Paul Fetter seconded the motion, and it was carried by a 6-1 vote, with Council Member Tim Hauber voting against.

**Swearing in of Fire Fighter Matt Fight...** Chief Upton presented Fire Fighter Matt Fight, who came to us with 16 years of experience and training. Judge Mickey Weber performed the swearing in of Matt Fight.

**Police Officer promotion of Shane Bassett to rank of Corporal...** Police Chief Palmer and Assistant Chief Kirby presented Shane Bassett and awarded him a promotion to Corporal. Corporal Bassett was praised his performance in many areas, such as training and instructing skills, IT issues, and investigative skills.

**Approval of Ordinance 2013-BUD-02...** Town Attorney Chris Sturgeon presented Ordinance 2013-BUD-02, an ordinance for an additional appropriation for the Court Perpetuation Fund in the amount of \$10,000.00. Town Attorney Chris Sturgeon asked if the public had any comments. No public comments made. Town Attorney Chris Sturgeon asked the Council members if they received any comments from the public. No comments received. This matter was duly publicized and requires two readings. For the first reading, Council Member Bob Popp made a motion to approve ordinance 2013-BUD-02. Council Member Paul Kraft seconded the motion and was carried by unanimous vote. For the second reading, Council Member Bob Popp made a motion to approve ordinance 2013-BUD-02. Council Member Paul Kraft seconded the motion and was carried by unanimous vote.

**Rezoning Ordinance regarding Best Buy Auto Group...** Town Attorney Rebecca Lockard advised that this matter has been requested to be tabled so that attorney for Best Buy Auto Group can be involved. Council Member Paul Fetter made a motion to table this matter. Council Member John Gilkey seconded the motion and was carried by a 4-3 vote, with Council Members Tetley, Hauber, and Kraft voting against.

**Approval of Ordinance 2013-Z-04, regarding the VFW...** Town Attorney Rebecca Lockard presented ordinance 2013-Z-04, with a favorable recommendation from the Plan Commission, but not a fully executed agreement regarding parking. This ordinance requires two readings. For the first reading, Council Member Tim Hauber made a motion to approve ordinance 2013-Z-04. Council Member John Gilkey seconded the motion and was carried by unanimous vote. For the second reading, Council Member Tim Hauber made a motion to

approve ordinance 2013-Z-04. Council Member John Gilkey seconded the motion and was carried by unanimous vote.

**Approval of Memorandum of Understanding between Town and Jeff-Clarksville Flood Control District...** Town Attorney presented a Memorandum of Understanding between the Town of Clarksville and the Jeff-Clarksville Flood Control District, with regarding to pump station #2. Council Member John Gilkey made a motion to approve the memorandum of understanding. Council Member Tim Hauber seconded the motion and was carried by unanimous vote.

**FOP Contract...**Town Attorney Chris Sturgeon advised that Al Priddy is now representing the FOP and they will be withdrawing their agreement set for arbitration.

**Approval of Residential Parking Permits...** Town Attorney Rebecca Lockard presented recommendations from the TRC to allow for 12 special parking permits. Council Member John Gilkey made a motion to approve the list of special residential parking permits. Council Member Don Tetley seconded the motion and was carried by unanimous vote. See attached list for names and addresses for approved parking permits.

### **Departmental Reports**

**Approval of vehicles declared as Surplus Property...** Police Chief Palmer made a request to add three more vehicles to the declared surplus list and to be decommissioned. One 2008 Ford Explorer, one 2005 Crown Vic, and one 2004 Crown Vic. Council Member Paul Kraft made a motion to declare vehicles as surplus property and decommissioned. Council Member John Gilkey seconded the motion and was carried by a 6-0 vote, with Council Member Fetter abstaining from the vote.

**Approval to purchase Code Red Program from the LOIT Fund...** Police Chief Palmer requested permission to purchase the Code Red Program with money from the LOIT fund. This is a program that will benefit all citizens/residents of Clarksville regarding any major emergency situation and even non threatening situations such as a road closure. The cost of the program will be \$42,500.00 if all paid up front. Council Member John Gilkey made a motion to approve the purchase of the Code Red Program for the Town. Council Member Paul Fetter seconded the motion and was carried by unanimous vote.

**Approval of Conflict of Interest Disclosure Form...** Administrative Assistant Patricia Fraser presented a conflict of interest disclosure form from Judge Mickey Weber. Judge Weber's brother may be doing some IT and computer work in the Court Office. Council Member Don Tetley made a motion to approve Conflict of Interest form. Council Member Paul Kraft seconded the motion and was carried by unanimous vote.

**Approval of Ordinance 2013-G-03...** Town Attorney Rebecca Lockard presented ordinance 2013-G-03, amending ordinance 2012-G-16, modifying it by adding that municipal buildings for public use are exempt from fees. This ordinance requires two readings. For the first reading, Council Member John Gilkey made a motion to approve ordinance 2013-G-03. Council Member Paul Fetter seconded the motion and was carried by unanimous vote. For the second reading, Council Member John Gilkey made a motion to approve ordinance 2013-G-03. Council Member Paul Fetter seconded the motion and was carried by unanimous vote.

**Approval of Pay Request for MAC Construction...** Project Coordinator Brittany Montgomery presented a pay request (#5) from MAC Construction for work completed on restoring the levy (and also includes the change order previously ordered), in the amount of \$125,066.70. Council Member Paul Fetter made a motion to approve the pay request. Council Member John Gilkey seconded the motion and was carried by unanimous vote.

**Approval of Wastewater Compliance Plan...** Project Coordinator Brittany Montgomery presented an update on the Wastewater Compliance Plan which is needed to take into account the time needed to complete the financing of the Wastewater Treatment Plan.

**Council Comments**

-Council President complimented Police Chief Palmer and the Clerk Treasurer’s Office regarding obtaining a \$2500.00 discount for the Code Red Program.

-Council Member Tim Hauber presented a check from Concessions by Cox in the amount of \$10,000.00. The check was given to the Clerk Treasurer’s Office. The Insurance Certificate was given to Administrative Assistant Patricia Fraser.

-Council President Bob Polston mentioned After Prom donations. Each council member will make a personal donation to the program.

**Approval of Claims**... Accounts payable registers presented for approval consisted of Town current claims in the amount of \$88,752.26, Town pre-approved claims issued in the amount of \$609,262.80, and Town, Wastewater/Stormwater utility gross payroll ending 03/31/2013 in the amount of \$413,230.88, Wastewater/Stormwater utility pre-approved claims issued in the amount of \$49,409.90, Wastewater/Stormwater utility current claims in the amount of \$228,593.85. A motion was made by Council Member Kraft to approve the accounts payable registers presented. The motion was seconded by Council Member Tetley 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 7:39 P.M.

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

Minutes approved by the Clarksville Town Council  
on the 6<sup>th</sup> day of May 2013

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

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Bob Polston, President,  
Clarksville Town Council