

**MINUTES OF A REGULAR MEETING OF
THE CLARKSVILLE TOWN COUNCIL HELD
ON APRIL 06, 2015**

A regular meeting of the Clarksville Town Council was called to order on April 06, 2015, 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, John Gilkey, Don Tetley, Bob Popp, Tim Hauber, Paul Fetter. Also present at the meeting Clerk Treasurer, Robert Leuthart, Town Attorney Chris Sturgeon, Town Attorney Rebecca Lockard, Fire Chief Tom Upton, Asst. Chief of Police David Kirby for Police Chief Mark Palmer, Street Superintendent Brad Cummings, Director of Stormwater Tom Clevidence, Wastewater Superintendent Mike Otto, Planning Project Coordinator Brittany Montgomery, Director Sharon Wilson, Parks Superintendent Brian Kaluzny, Building Commissioner Ilpo Majuri, Administrative Assistant Anita Elliott-Neeld, Redevelopment Director Nick Lawrence, and Deputy Clerk Sherry Lockard.

Public Comments...

-David Worrall, 734 N. Clark Blvd, Clarksville, IN. Mr. Worrall came before the council to advise there was a problem with the pumps not being turned on during the recent heavy rains. Mr. Worrall stated he got water in his business and that this is the 2nd time that this has happened. Mr. Worrall asked who was responsible for turning the pumps on and who would be able to give him assistance regarding the costs of clean up. President Polston assigned this matter to Stormwater Director Tom Clevidence and asked him to coordinate with Flood Control since they are responsible for turning on the pumps.

-Mary Tucker, 744 W. Clark Blvd, Clarksville, IN. Ms. Tucker advised that this is a major problem with the pumps and feels that someone should take care of the damage done. President Polston reiterated that the pumps were not the Town's but Mr. Clevidence will also relay information to you regarding Flood Control and this issue.

Gerry Isgrigg, 401 W. Brooks Avenue, Clarksville, IN. Mr. Brooks echoed the statements of the previous two residents, and also stated that not only water, but sewage came up in his basement, and that this is the first time anything like this has happened. Mr. Isgrigg was concerned that this has something to do with the McKinley Avenue project. Superintendent Otto advised that the engineers would need to look into this matter and advised he would get back with Mr. Isgrigg.

-Teresa Ballew, 472 Kensington Drive, Clarksville, IN. Ms. Ballew presented a written statement to the council requesting her detailed comments be entered into the minutes.

Statement reads as such: "First of all, I am requesting that my detailed comments be submitted and entered into the official minutes of this April 6, 2015 meeting. I will be providing a copy to Sherry Lockard, the secretary. On March 16, 2015, at the town council workshop, the newly caucused Judge Guilfoyle, brought to the workshop the matter of securing the town hall building from any and ALL citizens, including law-abiding citizens. As a taxpaying citizen, I am here to address MY concerns relating to Mr. Guilfoyle's superfluous comments. Indiana statue states there are places where firearms are not allowed to be carried (1) police stations, (2) schools, and (3) venues when courts are in session. There are two types of defendants who come before our town court. The first type are those who have failed to appear on previous misdemeanor charges and who are bound-for those of you in Rio Linda, i.e. shackled and handcuffed. The second type are those who have been charged with a misdemeanor, i.e. shoplifting, jaywalking. In light of the fact that most individuals are charged with misdemeanors are not incarcerated and deemed a threat, there is no need WHATSOEVER to spend ANY taxpayer money, grants or otherwise. I strongly believe that SOME on this council, lame duck or incumbent, find it extremely easy to spend MY hard-earned money on frivolous and unwarranted projects. Why should I, or any of you on the council, or even guests, give up 2nd Amendment rights and be treated like one of those you charged with a misdemeanor when we enter this building paid for with taxpayer money? This is NOT subject to interpretation. ALL of you, including court personnel, took an oath to protect and defend my 2nd Amendment rights under the United States Constitution and Section 32 of the Indiana State Constitution. Section 32 of the Indiana State Constitution reads: "the people shall have a right to bear arms, for the defense of themselves and the state." For those of you who are uninformed or uneducated, the federal government gets its power from the states as a creation of the states, and the states get their power FROM THE PEOPLE who are the employers of all government employees. Therefore, who is going to protect me from the time I leave my car here in the parking lot until I enter the building? Will you value my life as much as

I do? What guarantees will you give me if I'm unable to defend myself because you have taken away my rights to do so?"

-Grace Williams, 2424 Addmore Lane, Clarksville, IN. Ms. Williams advised it was difficult to hear what is being said at meetings. President Polston advised all council members to please check their microphones.

-Jim Williams, 2424 Addmore Lane, Clarksville, IN. Mr. Williams stated he would like to discuss information. Mr. Williams requested that a publication be sent to all residents of decisions council is going to make and that a quarterly report of some kind should be made available.

-James R. McClure Jr., 1006 Hazelwood Court, Clarksville, IN. Mr. McClure commented on the ordinance proposed by Judge Guilfoyle. Mr. McClure stated the importance of this issue cannot be understated and that council should consider before voting. Mr. McClure advised he strongly opposes such an ordinance that will restrict his rights.

-Brad McCann, 1109 Schaeffer Lane, Clarksville, IN. Mr. McCann echoed the thoughts and statements of Ms. Ballew and Mr. McClure and advised the Town does not have the right to take away 2nd Amendment rights.

Approval of Minutes... Council Member Kraft made a motion to approve the minutes from the 03/16/15 council meeting and the 03/16/15 work session. Council Member Tetley seconded the motion and was carried by unanimous vote.

Request for a Fill Permit from Bubba's Pizza, Burgers & Beer... Redevelopment Director Nick Lawrence advised that Bubba's Pizza, Burgers, and Beer is requesting a fill permit for the location of Veteran's Pkwy @ I-65, which would consist of removing bad soil, replacing it with clean fill and creating additional floodplain (more than required by Town). Mr. Lawrence advised this has been through the TRC. Council Member Gilkey made a motion to approve fill permit. Council Member Hauber seconded the motion and was carried by unanimous vote.

Approval of two Raptor software database systems for the two elementary schools in Clarksville... Council Member Hauber made a motion to approve the purchase of the two Raptor software database systems, (for Clarksville and Parkwood Elementary Schools), to be paid from the Police Department's local non-reverting fund of confiscated monies. Council Member Kraft seconded the motion and was carried by unanimous vote.

Approval of Change Order for Flynn Brothers... Council Member John Gilkey made a motion to approve the change order for Flynn Brothers, presented at the 03/19/15 Joint Special Meeting, in the amount of \$33,974.43. Council Member Fetter seconded the motion and was carried by unanimous vote.

Approval of Purchase of Sewer Truck for the Stormwater Department... Stormwater Director Tom Clevidence submitted his recommendation for purchase of truck and advised he is recommending the middle priced bid as the low bid deviated from the specifications and was considered to be a significant safety issue. The 3 bids submitted were: (1) Southeastern Equipment: 223,000.00, (2) Best Equipment: \$ 235,407.00 and (3) Jack Doheny Companies: \$ 259,500.00. Council Member Kraft made a motion to approve the purchase of a combination sewer truck for the Stormwater Department based on the recommendation of Stormwater Director Tom Clevidence and award bid to Best Equipment in the amount of \$235,407.00. Council Member Gilkey seconded the motion and was carried by unanimous vote.

Approval of FiberFest Donation... Council Member Gilkey made a motion to donate \$1000.00 to the FiberFest Committee (as discussed at previous work session). Council Member Fetter seconded the motion and was carried by unanimous vote.

Approval of Claims... Accounts payable registers presented for approval consisted of Town current claims in the amount of \$264,159.86, Town pre-approved claims issued through 04/06/2015 in the amount of \$1,098,763.70. Wastewater/Stormwater utility current claims in the amount of \$42803.72, Wastewater/Stormwater utility prewritten claims in the amount of \$65,285.83, Payroll Claims for Town and Utilities for pay file ending 03/01/20105 in the amount of \$419,095.42, for pay file ending 03/15/2015 in the amount of \$348,758.69, for pay file ending 04/06/2015 in the amount of \$22,055.75. Council Member Tetley made a motion to approve claims registers presented. Council Member Kraft seconded the motion and was carried by unanimous vote.

Adjournment... There being no further business to come before the Council at this time, Council Member Tetley made a motion to adjourn, Council Member Kraft seconded the motion and was carried by unanimous vote. The meeting was adjourned at 7:30 p.m.

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

Minutes approved by the Clarksville Town Council
on the 4th day of May 2015

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

Bob Polston, President,
Clarksville Town Council