

MINUTES OF MEETING OF  
THE CLARKSVILLE TOWN COUNCIL  
HELD ON MAY 19, 2020

A meeting of the Clarksville Town Council was called to order on May 19, 2020 at 7:00 P.M. in the meeting room of the Clarksville Municipal Center Administration Building by Council President Ryan Ramsey, who chaired the meeting.

Council members present: Ryan Ramsey, Tim Hauber and Mike Mustain. In compliance with Governor Holcomb's Executive Orders for Coronavirus 19, the Town Council is offering teleconferencing. Present via teleconferencing: Karen Henderson, Jennifer Voignier, Aaron Stonecipher and John Gilkey.

**Invocation:** Pastor Colleen Byrne, Ohio Falls United Methodist Church

**Public Comments:**

-James R. McClure, Jr., 1006 Hazelwood Court, Clarksville, IN. Mr. McClure commented on the recent protests regarding the restrictions he feels the government is placing on the people, but is thankful Indiana has removed some of the restrictions. Mr. McClure stated the most important job of the government is to protect the rights and liberties of citizens.

**Consent Agenda:**

-Approval of the Town Current & Pre-written, WW/SW Current & Pre-written and Payroll.  
-Minutes of the Town Council Regular Meeting and Work Session, and Executive Session held on May 5, 2020.

Council Member Hauber made a motion to approve the Consent Agenda. Council Member Gilkey seconded the motion and was carried by unanimous vote.

**Ordinance 2020-Z-06, Rescinding Ordinance 2020-Z-04, relating to Rezoning of SIRA property**

Discussion was held by Council regarding rescinding zoning ordinance 2020-Z-04. Attorney Kraft spoke as representative of SIRA. Further discussion was held and Town Attorney Greg Fifer suggested tabling this matter until the July 7, 2020 meeting, so that the parties could workout an agreeable solution for all involved. Council Member Gilkey made a motion to table this matter. Council Member Mustain seconded the motion and was carried by unanimous vote.

**Approval of Ordinance 2020-Z-07, an ordinance Rezoning 125 E. Stansifer**

Manager Baity advised Avant Garde requested the property at 125 E. Stansifer Avenue, (old Fire Station 1), be rezoned from R-2 Residential to RPO (Residential Professional Office). The Plan Commission gave a favorable recommendation with a vote of 6-0-1, with one member abstaining. Council Member Voignier made a motion to approve 2020-Z-07, rezoning 125 E. Stansifer from R-2 to RPO. Council Member Hauber seconded the motion and was carried by a 6-0-1 vote, with Council Member Henderson abstaining.

**Approval of Ordinance 2020-Z-08, an ordinance amending Article 4, Division 157 as it relates to Accessory Uses and Structures**

Discussion was held on specific sections as follows: Council Member Gilkey had questions or concerns regarding Sec. 157-60 regarding the distinction of neighborhoods vs. subdivisions. Planning Director Arbal advised Council Member Gilkey of the difference between the two and how they related to the ordinance. The remaining items Council Member Gilkey's list were voted on in separate issues as amendments to the ordinance.

Sec. 157-90

Council Member Hauber made a motion to leave Sec. 157-90 as written in the ordinance. Council Member Mustain seconded the motion and was carried by a 6-1 vote, with Council Member Gilkey voting Nay, citing issues the setback footage.

Sec. 157-120

Council Member Gilkey made a motion to add language relating to direct access to sanitary sewer lines so that the pool can be drained into the system. No second to the motion and it died on the floor, leaving the ordinance as written.

Sec. 157-70, C-10

An error in this section regarding the size and spacing of the pickets on a picket fence was noted by Planning Director Arbital and advised the description sizes of the pickets and spacing dimensions were most likely reversed and should be changed. He also advised the size and spacing should be changed to 1-2 inches and 3-4 inches, respectively.

Council Member Gilkey made a motion to reverse the order of the sizing and spacing of the pickets. Council Member Hauber seconded the motion and was carried by unanimous vote.

Sec. 157-140

Council Member Stonecipher questioned why this section regarding minimum room sizes was in the ordinance. After discussion, it was determined it should not be in the ordinance.

Council Member made a motion to strike 157-140 from the ordinance. Council Member Mustain seconded the motion and was carried by unanimous vote.

\*It was noted since 157-140 was struck completely from the ordinance that the Section numbers would move up accordingly.

**Approval of 2020-Z-08, with Section amendments listed above, relating to Accessory Uses and Structures**

Council Member Mustain made a motion to approve 2020-Z-08, with noted amendments to Sections discussed and voted on. Council Member Hauber seconded the motion and was carried by a 6-1 vote, with Council Member Gilkey voting Nay.

**Approval of Amended Policy Regarding Filing Liens on Utilities during Covid-19**

Manager Baity gave a brief overview of policy on how liens would be filed during Covid-19. The Town will immediately lien all accounts with outstanding charges prior to February 2020. Effective June 1, 2020 the Town will send pre-lien letters to all account with outstanding charges as a result of the March 2020 billing, and account holders will have 30 days to pay the balance before a lien is applied. Effective July 1, 2020, the Town will resume normal lien procedures. Council Member Hauber made a motion to approve the Policy Regarding Liens on Utilities during Covid-19. Council Member Henderson seconded the motion and was carried by unanimous vote.

**Approval of Ordinance 2020-B-04, Amending Ordinance 2019-B-02, Removing Reference to and Need for a Debt Reserve Account**

Manager Baity gave a brief overview of the Ordinance explaining there was no need to maintain a debt reserve account for the 2013 WWTP and 2014 SW bonds. For the first reading, Council Member Gilkey made a motion to approve 2020-B-04. Council Member Voignier seconded the motion and was carried by unanimous vote. For the second reading, Council Member Gilkey made a motion to approve 2020-B-04. Council Member Henderson seconded the motion and was carried by unanimous vote.

**Approval of Extension of Current Employment Agreement with Town Manager through 2024**

Council Member Gilkey made a motion to approve the extension of the current employment agreement with Town Manager Baity through December 2024. Council Member Mustain seconded the motion and was carried by unanimous vote.

**Ratification of Re-Opening Plan for the Town of Clarksville Government**

Discussion was held regarding access to hand sanitizer and mask requirements. Council Member Mustain made a motion to approve and ratify the Re-Opening Plan for the Town of Clarksville Government. Council Member Hauber seconded the motion and was carried by a 6-1 vote, with Council Member Gilkey voting Nay.

### **Approval of Small Business Assistance Grant Program**

Manager Baity gave a brief overview of the Grant Program, including the guidelines, the reporting, the selection committee, and the administration fees. The amount of the grant is \$250,000.00, from the Office of Community and Rural Affairs, (OCRA), from the State's CDBG Allocation. Council Member Gilkey made a motion to approve participating in the CDBG Grant. Council Member Henderson seconded the motion and was carried by unanimous vote.

### **Council Comments:**

- Council Member Hauber asked if there was any movement on the Bell Tower issue. Manager Baity advised he is looking into 2-3 different facilities for storage.
- Council Member Gilkey encouraged all to exercise as much caution as possible during this pandemic. Council Member Gilkey also thanked Council Member Stonecipher for his efforts on the Virtual Memorial Day Program.
- Council Member Voignier also thanked Council Member Stonecipher for his work on the Virtual Memorial Day Program.
- Council Member Henderson also thanked Council Members Stonecipher and Mustain and wished everyone a safe and Happy Memorial Day.
- Council Member Hauber noted his disappointment that the Clarksville Aquatic Center will not be opening this summer. Council Member Hauber stated he was glad the Wooded View Golf Course is open and encouraged all to go out and play. Council Member Hauber stated he was looking forward to getting back to normal, not the new or scared normal.
- Council Member Mustain advised he was getting calls about stormwater and the recent studies. Utility Director Montgomery advised the capital improvement plan should be ready by the 2<sup>nd</sup> meeting in June, and will be presented, outlining the necessary projects and that work would begin once it was approved. Council Member Mustain thanked all involved with getting the Community Center set up as a Covid-19 testing site. Council Member Mustain also expressed his traffic concerns for the thru traffic on Blackiston Mill Road.
- Council Member Stonecipher stated this is the wettest time of the year and he is receiving resident complaints about Plum Creek Drive about the water issue. Manger Baity advised he and Staff will go out after the next rain event to look at the impact on properties, and then report back with his findings. Council Member Stonecipher stated he appreciated his colleagues and stated there might be a possible delay on getting the Memorial Day Virtual Video Program out on time, but he hoped there wouldn't be.

**Adjournment**... There being no further business to come before the Council at this time, a motion was made to adjourn by Council Member Hauber, seconded by Council Member Gilkey, and carried by unanimous vote. The May 19, 2020 meeting of the Clarksville Town Council adjourned at 8:44 p.m.

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

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Robert P Leuthart, Clerk-Treasurer  
Town of Clarksville

Minutes approved by the Clarksville Town Council on the 2nd day of June, 2020

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Ryan Ramsey, President, Clarksville Town Council

