

NASHVILLE TOWN COUNCIL MEETING THURSDAY, FEBRUARY 4, 2010

ATTENDANCE – Council members present – President Roger Kelso, Vice-President Robert Kirlin, Councilmember Sean Cassiday, Councilmember Charles B. King and Councilmember Arthur Omberg. Also in attendance – Town Superintendent Roger Bush, Chief Administrator Phyllis Carr, Town Marshal Stephanie Loerzel, Town Attorney Jim Roberts and Clerk-Treasurer Brenda Young.

COUNCIL BUSINESS

1) CALL TO ORDER by President Kelso at 7:00pm.

2) 2010 FIRE DEPARTMENT CONTRACT

Town Attorney Roberts reported he spoke with County Attorney Young and they will add the additional language of a yearly fire run report. Councilmember King noted Fire Chief Kelp advised their computer lost all of the information for the last year but they will still write a report. Vice-President Kirlin explained the Fire Department sends a report to the State and trustees. President Kelso said that report would suffice for their needs. Council tabled the contract until their next regular meeting.

3) SEPTIC HAULING DISCUSSION

President Kelso advised this item will be tabled until the next Council meeting.

4) PUBLIC RESTROOM CONTRACT

Chief Administrator Carr advised Parking and Public Facilities President Martin was unable to attend the Council meeting but asked her to present a couple of questions to the Council. Chief Administrator Carr explained Cheryl Unger's bids to the Council. Vice-President Kirlin suggested they approve a one year contract and asked for new bids each year. Discussion. Vice-President Kirlin made a motion to approve the one year contract for Ms. Unger. Councilmember King seconded the motion. All were unanimously in favor of the motion.

Chief Administrator Carr asked for a 3% increase in Ms. Unger's pay as had been done in previous years. Discussion. Council denied the increase as Ms. Unger had just received the new one year contract. Clerk-Treasurer Young asked if the contract was retroactive or what date the contract is to begin. Council decided the contract would begin February 4, 2010, the day the contract was approved.

Chief Administrator Carr advised the Parking and Public Facilities Commission would like to get new appraisals for the Robert's property as they are interested in purchasing the property. Councilmember King asked if they know if the owners will sell the property. Town Attorney Roberts explained he received a call from the Robert's property attorney asking if the Town was still interested. Vice-President Kirlin made a motion to authorize the Parking and Public Facilities Commission to obtain two appraisals for the property. Councilmember King seconded the motion. All were unanimously in favor of the motion.

5) FISCAL PLAN

President Kelso explained that Town Superintendent Bush submitted a draft to the Council of the Fiscal Plans for Orchard Hill and Coffey Hill areas as required as a part of the annexation process. Town Superintendent Bush informed the Council the estimates on the fire hydrants have changed and he believes they will need additional fire hydrants. Discussion. Council asked Town Superintendent Bush

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to look at a couple of different areas of town and see how the hydrants are spread out. The number of hydrants should be comparable in all areas.

Town Superintendent Bush also recommended an increase to the fire department's contract due to the additional areas in the annexation. President Kelso explained the Township Fire Tax does not apply to the areas inside of town; they would look at what the fire department would be losing by coming into the town. Town Superintendent Bush noted they will be adding 168 homes into the town with the annexation.

President Kelso reminded Town Superintendent Bush they would have to have some hearings soon regarding a resolution to adopt the Fiscal Plan. Town Attorney Roberts reviewed the schedule and agreed adopting the Fiscal Plan is the first step, and then they will have about thirty days after that to get the other items done. Town Superintendent Bush will make changes to the Fiscal Plan and come back to the Council for the hearing.

Discussion regarding the annexation of Blue Elk. Clerk-Treasurer Young will contact the County Auditor to make sure all the paperwork is in place.

6) ORDINANCE AMENDMENT – LANDLORD METER REQUIREMENTS

Clerk-Treasurer Young explained they have a landlord who has a duplex with one meter and only one tenant has the meter in their name. This particular person did not pay the bill, moved out, the water was shut off for non-payment. Now the other tenant with children does not have water and does not have the funds to pay the whole water bill but the utility office has left the water on since there are children impacted. The landlord has not returned the calls to the utility office regarding the bill. Clerk-Treasurer Young asked Council how they would like to proceed. Town Attorney Roberts suggested establishing an ordinance that where there are multiple dwellings served by one meter, the property owner must sign a contract and be the utility customer. Discussion.

Councilmember Omberg recommended they should give the landlord 72 business hours to resolve this issue or the water will be turned off. President Kelso suggested they don't proceed with the shut off order until next Thursday and start processing the ordinance requiring the landlord with multiple dwellings to put the meter service in his/her name. Town Attorney Roberts suggested this does not require an ordinance; it could simply be a change in policy. President Kelso asked Town Attorney Roberts to review the situation and bring a recommendation to the Council at the next meeting.

Clerk-Treasurer Young clarified that Town Attorney Roberts will be sending a letter to the landlord informing him of what needs to be done in order to keep the water service on. He will also talk to the Health Department to see what they are doing about this issue.

7) ANY OTHER BUSINESS THAT MAY COME BEFORE THE TOWN COUNCIL

Town Superintendent Bush reported he met with Tony Akles of Strand and Mike Strahl of Rural Development today. They need to get the issue with the engineering agreement resolved as soon as possible and Mr. Akles would like to meet next Tuesday if possible. Town Superintendent Bush explained after the meeting with Rural Development Mr. Akles gave him a letter stating there is a problem with the engineering agreement regarding the need for \$90,000 more to complete the wastewater treatment plant and sewer expansion as designed. Town Superintendent Bush advised Mr. Strahl saw a draft of the letter and during their meeting they called Gerald Swenson, Reviewing Engineer for Rural Development, but they did not get down to the numbers in the conversation. Discussion. Council instructed Town Superintendent Bush to speak with Mr. Strahl of Rural

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Development and see if Strand's proposed rates will be acceptable. If it is not acceptable, the Council will talk with Strand.

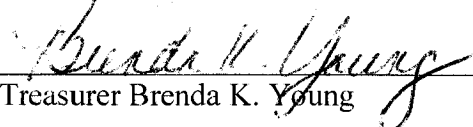
Town Superintendent Bush explained at the last Council meeting they opened the backhoe bids and he sent a memo to the Council with the bids tabulated. However, he did not realize that the New Holland backhoe was manufactured in Italy. There is a town ordinance that says they should purchase items made in America. Therefore, his recommendation is to throw out the bid tabulation and negotiate with the next lowest bidder which is their current John Deere dealer as they already have attachments that would offset the costs of new attachments. Council instructed Town Superintendent Bush to throw out the bids and have the backhoe bids resubmitted with the specification that all models must be manufactured in the USA. Councilmember Omberg made a motion to reject all previous backhoe bids. Councilmember King seconded the motion. All were unanimously in favor.


Town Superintendent Bush reported he had to take a truck out of service as there was a chunk missing out of a tire and there is only year of service left in the truck before he will have to junk it. It will cost just under \$1,000 for new tires and installation. He has found an upgrade from this truck for \$3,400, a 95 Ford F350 flatbed with a toolbox with 124,000 miles. It will eventually need a new bed, but is useable now. Discussion. Council preferred he look at buying a new truck in the future rather than buying another used truck at this time.

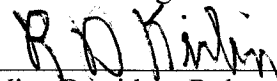
ADJOURNMENT

Councilmember Cassiday made a motion to adjourn the meeting. The meeting was adjourned by President Kelso at 8:12pm.

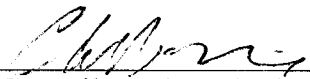
The audio recording made at the Town Council meeting on 2-04-10 is retained in the office of the Town Clerk-Treasurer.

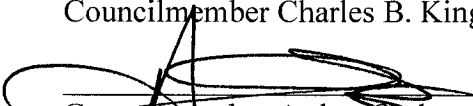

Clerk-Treasurer Brenda K. Young


President Roger Kelso


Vice-President Robert Kirlin


Councilmember R. Sean Cassiday


Councilmember Charles B. King


Councilmember Arthur Omberg