

**NASHVILLE TOWN COUNCIL MEETING
THURSDAY, JUNE 17, 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 – Chief Administrator Phyllis Carr, Town Marshal Stephanie Loerzel (left the meeting at 7:10pm), Town Attorney Jim Roberts and Clerk-Treasurer Brenda K. Young.

REGULAR COUNCIL BUSINESS

1) CALL TO ORDER by President Kelso at 7:03pm.

2) PLEDGE OF ALLEGIANCE

3) ROLL CALL by Clerk-Treasurer Young.

4) APPROVAL OF AGENDA

Vice-President Kirlin made a motion to approve the agenda as published. Councilmember Omberg seconded the motion. All were unanimously in favor.

5) APPROVAL OF THE MINUTES

President Kelso advised the following minutes had been submitted for approval: April 15, 2010 meeting, May 6, 2010 meeting, May 20, 2010 meeting and May 27, 2010 meeting. Councilmember Omberg made a motion to approve the minutes as presented. Councilmember King seconded the motion. All were unanimously in favor.

6) COMMUNICATIONS

None presented.

7) CITIZEN CONCERNS

• **Methodist Church Fall Fare**

A representative from the Methodist Church asked the Council for a right-of-way permit to close some streets for the Fall Fare on October 2, 2010. Chief Administrator Carr has all the completed paper work; however, there is a conflict with the Main Street project that is going on in this area. She explained the project will be taking place during this time. President Kelso advised the four corner area will be accessible, it will only be on Jefferson Street in front of the church that will be effected and the project will be close to being completed at that time.

The representative asked if the alleys around the church would be closed off. Vice-President Kirlin explained the south may be closed but the other alley should be open.

8) TOWN MARSHAL – STEPHANIE LOERZEL

A. Award Presentation

Town Marshal Loerzel presented a plaque honoring Sergeant Kathy Robinson who is retiring after 15 years of service. Town Marshal Loerzel noted Sergeant Robinson has put in thousands of hours and dedicated so much time to the community and the Nashville Police Department. Town Marshal Loerzel reported Sergeant Robinson has brought so much knowledge, trained many of the officers that have

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worked for the department and has been such a great asset to the department for all these years. The Council and audience members clapped in appreciation of Sergeant Robinson.

B. Council Inquires

Vice-President Kirlin asked how things went with the Miracle Ride. Town Marshal Loerzel reported in the end it all went well, but the confusing areas was telling them to park in the yellow lines on one street but not another. Chief Administrator Carr heard they would be having the Miracle Ride at the Brown County Inn next year. Town Marshal Loerzel noted she wrote sixteen warning tickets that day rather than regular tickets as this ride was for a good cause and the motorcycles were not in the area very long.

NEW BUSINESS

1) PUBLIC HEARING – ANNEXATION OF ADJACENT AND CONTIGUOUS TERRITORY COMMONLY KNOWN AS COFFEY HILL AND ANNEXATION OF ADJACENT AND CONTIGUOUS TERRITORY COMMONLY KNOWN AS ORCHARD HILL.

President Kelso explained they have been going through this process for a long time in connection with the sewer system expansion. The Council will not adopt the ordinances for annexations at this meeting but have the first reading of the ordinances. This will allow the public to review the plans and ordinances pertaining to the annexations. After 30 to 45 days they will have another public hearing to formally adopt the annexation ordinances.

Councilmember Omberg made a motion to have the first reading of Ordinances 2010-02 and 2010-03 by title only. Councilmember King seconded the motion. All were unanimously in favor. President Kelso read Ordinance 2010-02 and Ordinance 2010-03 by title only.

President Kelso opened up the hearing for any questions or comments by the audience. One audience member asked about what will happen with the property taxes. President Kelso explained there is a cap on property taxes at this time. Discussion.

Another audience member asked about the water rates. President Kelso advised once their area has become annexed into the town, their water rates will go down because they will be in the town grouping. As for the sewer bill, they will not pay this until the sewer service is available. Currently the project bids are set to come in within the next sixty days, the project needs to be completed within 18 months. Vice-President Kirlin added the completion date is set for May 31, 2011.

A resident asked about the roads. President Kelso advised all public roads in the annexation area will become part of the Town's maintenance jurisdiction. As for street lights, President Kelso explained the areas will have lighting in intersections and noted that they should look at Parkview Addition's lighting as the area is similar.

A resident asked if septic tanks will still be a part of the system. President Kelso advised they will use the STEP System which means they will install all new septic tanks on each property, then an effluent pump will discharge the sewage into a common line that will take it to the treatment plant. On a three to five year cycle, the Town will pump out each tank as part of the normal maintenance.

Another resident asked about installing storm drainage systems along the roads. President Kelso explained they would look at drainage but some of the other rural parts of Town like Parkview, there is really not a truly organized storm sewer system. They will not be installing curbed sidewalk or roads or anything like that in the near future.

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A resident asked how soon they would be digging in their yards. President Kelso advised they already have maps that show where the work will be done on each property and they are all welcome to come to Town Hall and look at the maps.

Another resident asked what would happen to their existing septic tanks. President Kelso reported the existing tank would be opened up, cleaned out and depending on the condition of the tank it may be pulled out completely or they will put in sand and fill. Tony Akles from Strand added they will have to deal with each tank on a case by case basis due to location of the tanks and conditions.

A resident asked if there was a schedule as to when each property was to have the work done. Mr. Akles explained that would be up to the contractor to do the scheduling and they will meet with each homeowner before the work is done and staking out the lines. He believes the work would be done in winter/spring.

A resident asked about the cost to each homeowner. Mr. Akles explained there would not be any connection fees, but each homeowner will have to pay for new electricity to the pump and some minor piping to connect to the new septic tank. He estimated it could cost \$500 to \$2,000 depending on how far away the tank is from the home. President Kelso advised there are programs through Rural Development they may be able to provide grants and/or low interest loans to assist people with these costs. Mr. Akles added they would be sending out a letter to each homeowner with the potential costs and Clerk-Treasurer Young asked the Rural Development brochure be sent out along with the letter. A resident asked who is to do the electrical work. Mr. Akles explained each homeowner would have to hire their own electrician to run the new line and disconnect box. Discussion.

A resident asked if a backflow valve is recommended. President Kelso explained it is not needed with these systems but it was up to each homeowner to decide what they want to do.

Vice-President Kirlin asked how the homeowners will be notified when work will be done at their home. Mr. Akles explained the contractor will contact the homeowners when they will be working on their road of homes so the homeowner will have all the plumbing and electrical work coordinated.

A resident asked who is responsible for the maintenance of the septic tanks. President Kelso answered the Town will be responsible for the maintenance of the tanks. Discussion.

With no further questions from the audience, President Kelso announced the Council will post another meeting for the adoption of the annexation ordinance in 30 to 45 days. In the meantime, anyone with questions could come to the Town Council meetings or Town Hall to access the requested information.

2) LIONS CLUB STREET SWEEPING – JOHN V. DAVIS

John Davis reported to the Council that the \$500 investment they made five years ago to buy equipment for sweeping and cleaning the streets was a very good investment. For their investment, the Town has received as of this month 2,488 hours of manpower sweeping the streets. Mr. Davis noted this would come out to about twenty cents an hour. There are four to five people each year that are diligent in working cleaning the sidewalks and streets. The Council and audience members clapped in appreciation of the Lions Club street sweepers.

3) 2011 ARTS FESTIVAL – BROWN COUNTY CONVENTION AND VISITORS BUREAU

Jane Ellis with the Convention and Visitor's Bureau advised they are trying to put together the future plans for 2011. She explained that they would like to expand the Arts Festival by including yard art on

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the courthouse square, Coachlight Square would be a performing arts area and to expand the festival from Gould Street all the way down to Franklin Street. Ms. Ellis asked the Council their thoughts on the festival and what does she need to do to move forward for their approval.

President Kelso asked when she would need a decision. Ms. Ellis would like to know by August or September so they could get information out to those involved. The Art Festival is scheduled May 13-15th, 2011. President Kelso asked if they would get enough participants to fill up all those areas. Ms. Ellis explained they want to include Antique Alley in the festival and to also showcase the new look in this area as a result of the Main Street project.

Councilmember Omberg asked if Ms. Ellis had asked shops and property owners in this area their opinion on this festival. Ms. Ellis advised she had not done so yet but they are to talk to these people next week. Councilmember Omberg asked Ms. Ellis to keep a detailed list of who they talked to and who was for or against the festival in this area. Ms. Ellis planned on gathering this information.

President Kelso asked Ms. Ellis to draw up what the actual plan looks like, get input from the locals and then come back to the Council with this information. Vice-President Kirlin asked what the hours of the festival would be. Ms. Ellis reported it will go Friday from 5-8pm, Saturday from 8am-8pm and Sunday from 11am-2pm. She noted this would affect the parking for the Methodist Church on Sunday but she had already spoken with them.

Ms. Ellis spoke about putting up banners during the holidays and there appears to be some hardware missing from the intersection of Main and Van Buren. She asked to perhaps invest money in a partnership with the Town to have banners on all the poles and asked the Council's opinion. Vice-President Kirlin commented he would not be in favor of this idea. President Kelso noted he is not in favor of this either. Discussion. Ms. Ellis asked what the Council thought about the children's banners happening again. Vice-President Kirlin likes the children's banners but President Kelso is concerned how the banners will be affixed. He asked Ms. Ellis to work with the Main Street Committee on banners. Ms. Ellis thanked the Council for their time and advised she will be at the next Council meeting with more information.

4) TREE BOARD – TREE SURVEY GRANT PROPOSAL

Tree Board President Bruce Gould addressed the Council regarding a Tree Survey Grant. He explained last fall the Tree Board applied for an Urban Forestry Grant for \$2,500 to do a tree inventory. They were given the grant and this will only include the trees in the downtown area. They should be able to come up with the local match by working with the surveyors and going to meetings. However the survey bids came back much higher and the three bids were: Groundsmith Consulting of Columbus, Indiana \$7,780.00, Bluestem Forestry Consulting of Drummond, Wisconsin \$4,630.00 and Davey Resource Group of Brownsburg, Indiana \$5,550.00. Tree Board President Gould explained what the tree surveyors would do and asked where the Council wanted to go from here.

Tree Board President Gould advised the Tree Board would like to take a more aggressive approach to the tree canopy for Nashville and from now on they will ask for a \$10,000 budget and start taking out offending trees. The surveyors will show which trees should come out and where they can plant native tree species for the area. Discussion.

President Kelso asked why the Board is recommending the Davey Resource Group. Tree Board President Gould explained they would be coming from Brownsburg, Indiana and they have done tree surveys throughout Indiana. They are also a national company with a long history.

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Vice-President Kirlin made a motion to allocate \$3,000.00 out of the Riverboat Gambling Fund to the Tree Board to go along with the grant to do a tree inventory. Councilmember King seconded the motion. Councilmember Omberg asked how much money was in the Riverboat Gambling Fund at this time. Clerk-Treasurer Young advised as of this meeting they have \$12,830.92. All were unanimously in favor of the motion.

5) ANY OTHER NEW BUSINESS THAT MAY COME BEFORE THE COUNCIL

Jeff and Laurie Tatham, representing Harold Stanley, the owner of Franklin Square at Franklin and Jefferson Street, spoke about the trees that have had their roots dug out due to the storm sewer project. They asked if perhaps this damaged tree should be taken down like the tree that is being removed on the northeast corner of Franklin. Vice-President Kirlin suggested the Council turn this over to the Tree Board and let them assess the tree.

Mrs. Tatham is concerned that the roots have been damaged and the tree will die because of this. Tree Board President Gould reported he looked at the tree today and the construction workers have already back filled and covered the roots so he cannot see the damage. Mrs. Tatham advised she has pictures of the damaged roots. Tree Board President Gould advised he would write up a recommendation regarding the tree in question. Councilmember Omberg asked Mrs. Tatham to e-mail the photographs to Chief Administrator Carr so she could pass them on to the Tree Board.

Mr. Tatham noted if the tree is removed he would like to plant a Royal Empress tree in its place as it is fast growing and will provide shade. President Kelso advised if this is in the Town right-of-way the Tree Board will have to approve what tree is planted.

Clerk-Treasurer Young reported she spoke with the engineer on the Storm Water project and he advised they could uncover the tree roots if Tree Board President Gould wanted to see the roots.

OLD BUSINESS

1) REMOVAL OF SIGNS ON PUBLIC RIGHT OF WAY

Vice-President Kirlin asked to table the discussion until the July council meeting as the police department was not present for the meeting at this time.

2) BROWN COUNTY WATER UTILITY CONTRACT

Chief Administrator Carr advised her office received a fax copy of the contract and Town Superintendent Bush made his suggestions to the contract. This was then faxed to Town Attorney Roberts for his review. Town Attorney Roberts advised on Tuesday he faxed the contract with changes to the Brown County Water Utilities Attorney and has not heard back from them.

President Kelso tabled this agenda item until the July 2010 meeting.

3) STORM WATER PROJECT

Brad Dove with DLZ updated the Council on the project and explained the storm sewer installation and water line relocation have been completed. There is a fire hydrant that will need to be relocated and this is scheduled to be done on Monday.

Mr. Dove reported the first base has been put down along Johnson Street and will be finishing with the intermediate tomorrow. As for the curb and sidewalk installation, the contractors will be installing the

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curb along Jefferson, south of Franklin tomorrow. Mr. Dove noted things are moving along at this time.

President Kelso asked about the addition of some curbing. Mr. Dove explained halfway down Franklin between Johnson and Jefferson on the north side there is a fifty foot section that did not have the curb in the design. There was flagstone landscaping in this area and that is perhaps why it was not included in the design; however, he believes it is a good idea that they install the curb that will act almost like a retaining wall. President Kelso asked what the cost would be to add this curb. Mr. Dove explained he would have to look into the cost, but they have already done a fair amount of changes on this project. Clerk-Treasurer Young commented if the change order puts them over the project limit there are funds in Local Roads and Streets to use for the curbing.

Vice-President Kirlin had a couple of comments for Mr. Dove to take back to the contractors. Vice-President Kirlin advised he is not pleased with the contractors housekeeping as there are pop bottles and other garbage in the area, even if it is going to be buried in the street. As for the northwest corner of Franklin and Jefferson Streets, the small tree looks damaged. Mr. Dove noted they set a new structure in this area. Vice-President Kirlin commented that there is a lack of communication on some of these issues. Discussion.

Clerk-Treasurer Young would like to have some coordination with the Public Works Department on the fire hydrant relocation. They will need to work on the time and make sure the Public Works Department contacts everyone that will be shut off during the relocation. Mr. Dove explained doing the work during the evening would be preferable to affect fewer businesses. Vice-President Kirlin added the Fire Department would need to be notified as well. Mr. Dove noted he has been speaking with Robin Willey of the Public Works Department about the relocation project.

Mr. Dove reported the intersection of Jefferson and Franklin would be open during the weekend. Signage is being made to say streets are closed but businesses are open and this will be up by the middle of next week.

RECESS

A recess was called from 8:40 pm to 8:50pm.

4) SEWER EXPANSION PROJECT

Tony Akles with Strand Engineers presented each Councilmember with the project schedule. He reported the first advertisement for bids went out yesterday morning and the second one will go out one week later. The pre-bid meeting is scheduled for June 30, 2010 at 10am at Town Hall. The bid opening will be July 17th, 2010 at 7pm at the Council meeting.

Mr. Akles explained the post-bid submittal is due to OCRA no later than July 31, 2010 and he will do the bid tabulation once the bids are open and start on his recommendation at that time. Mr. Akles will also give the bids to Town Attorney Roberts for his review. Mr. Akles reported that he spoke with Michael Strahl of Rural Development and he wants until October 15, 2010 to get the loan closed.

Mr. Akles noted Mike Strahl wants to meet on July 27, 2010 with Town Superintendent Bush, Clerk-Treasurer Young, Carrie Riley from ARa, Rate Consultant Pat Callahan, Bond Counsel and Town Attorney Roberts to make sure everyone knows what needs to be done to close the loan. Council will have to pass the bond ordinances as well.

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Mr. Akles also handed out the most up to date Plan Holders list. At this point they have four companies that could bid on the work at the plant and seven companies that could bid on laying the pipe. Some of these companies would bid on both parts of the project.

5) DOWNTOWN REVITALIZATION PROJECT

Brad Dove with DLZ reported the notice to proceed was granted last Tuesday. The contractor is waiting on all their structures to come in so they can start the storm sewer work. Mr. Dove advised they received the estimate for the tree removal at the northeast corner of Jefferson and Franklin. The estimate came in at \$2,750.00 and the tree could be taken out as early as next week.

Councilmember King made a motion to approve the change order to remove the tree in the Antique Alley area and stump removal for \$2,750.00. Councilmember Cassidy seconded the motion. All were unanimously in favor.

Mr. Dove presented a second change order for the work to be done by Duke Energy. In order for the work to be done by Duke, they need payment first, however the State Auditor's office is closed during the month of June. If the Council waits for the grant people to pay for the work, they will push this work off to the middle of July which throws off the whole schedule for the project and could push the work further into October. President Kelso asked how much money Duke Energy needs to do the work. Mr. Dove advised the cost will be \$14,123.00. According to Carrie Riley of ARa, the Town could pay for the work and then be reimbursed through the grant money in July. Clerk-Treasurer Young reported the Council could take the money from the Economic Development Income Tax.

Councilmember Omberg made a motion to use money from the EDIT fund to cover the \$14,123.00 change order which will then be reimbursed back to the EDIT fund. Councilmember King seconded the motion. All were unanimously in favor.

President Kelso stressed the importance of communication on this project. Clerk-Treasurer Young reminded everyone that she will be out of town next week and therefore Vice-President Kirlin will be the appointed owner/representative next week in case there are any questions.

6) CHAMBER OF COMMERCE REPORT

Suzannah Zody was not present for the meeting to make a report.

7) DEVELOPMENT REVIEW COMMISSION REPORT

Commission President Suzannah Zody was not present for the meeting to make a report.

8) ECONOMIC DEVELOPMENT COMMISSION REPORT

Commission President Suzannah Zody was not present for the meeting to make a report.

9) PARKING AND PUBLIC FACILITIES REPORT

Commission President Lamond Martin reported the Commission discussed how the recently purchased Carter lot would be used. The Commission is still trying to get the second appraisal on the Roberts property. Vice-President Kirlin advised he spoke to Buddy Greller and he was to do the appraisal yesterday. Chief Administrator Carr said she has not heard from him. Vice-President Kirlin will call Mr. Greller again tomorrow.

Commission President Martin advised the Commission has been discussing putting some type of facility at the Washington Street parking lot. He heard a rumor that there are some restrictions about

putting restrooms on this property. President Kelso agreed there are restrictions on this property but he is not sure what they are specifically but he could contact Planning and Zoning for those restrictions.

Commission President Martin reported the Commission is looking at ways to make the Pat Reilly lot look a little bit better. He advised the water fountains are working and the gutters have been cleaned at Antique Alley. Councilmember Omberg asked that the gutters at the Old Schoolway restrooms be repaired. Commission President Martin advised the ventilating system at Antique Alley is also working. President Kelso asked if the Mound Street restroom sign had been repaired yet. Chief Administrator Carr explained the sign is still being repaired by Gary Anderson Design.

10) ANY OTHER UNFINISHED BUSINESS OR COMMENTS THAT MAY COME BEFORE THE COUNCIL

None presented.

REPORTS FROM DEPARTMENT HEADS

**1) TOWN SUPERINTENDENT – ROGER BUSH
CHIEF ADMINISTRATOR – PHYLLIS CARR**

A. Quotes

Chief Administrator Carr did not have any quotes to open.

B. Service Agreements

Chief Administrator Carr reported she and Town Superintendent Bush went through the list and she advised him of what the Council recommended. They will redo the bid for the pest control and as for the agreements the Council requested to have bid per job, they will also do this. Chief Administrator Carr asked if the other service agreements presented to the Council at the last meeting were acceptable. Discussion. Chief Administrator Carr read the list of agreement recommendations:

- Septic Wastewater Hauling – Reed Excavating
- Wastewater Excavation, Installation and Repair – Reed Excavating
- Wastewater Pump and Lift Station Repair – BBC Pump
- Water Excavation, Installation and Repair – Warfords
- Water Pump Booster Station Repair – BBC Pump
- Storm Drain Excavation and Repair – Warfords
- Snow Plowing – Extreme Lawn Care
- Material Hauling and Trucking – Wagler Brothers
- Electrical Repair – Cain Electric
- Plumbing Repair – HFI
- Landscaping – Judy Millikan
- Automotive Bid – Brown County Tire and Al's Tire
- Heavy Equipment Repair – Holt Equipment

Councilmember Omberg made a motion to approve the recommendations. Councilmember King seconded the motion. All were unanimously in favor.

Councilmember King asked if they had taken delivery of the backhoe yet. Chief Administrator Carr reported they took delivery last week.

C. Utilities Report

Chief Administrator Carr reported Town Superintendent Bush wanted her to highlight the following information from the MVH report: “as a result in the increasing number of cracks in our roadways, and a decreasing amount of coverage by our asphalt program, he would like Council’s approval to seek crack sealing proposals instead of an overlay or mill and fill asphalt projects”. Chief Administrator Carr advised Town Superintendent Bush and Smokey from the Brown County Highway Department have been e-mailing about this topic. They have discussed crack sealing in Pine Tree Hills and this could be done in the next week or two. President Kelso commented if they need to stretch this budget by doing crack sealing they should do so, but they need to see a proposed plan of what will be done. They also need to make a plan in getting the roads paved in the future.

Councilmember King asked when the County will be getting back on schedule in releasing tax funds. Clerk-Treasurer Young reported the Town has not received their money on the tax collection that has been paid so far, but she believes the funds will be released at the end of this month. Councilmember King asked if this will make them current. Clerk-Treasurer Young advised once they receive the funds they will be current with what has been billed to date, however they are still in the hole as they have had to pay interest on borrowed funds.

Chief Administrator Carr advised she spoke with Ernie of Reed Excavating about the Chestnut Street storm drainage project. He said it is complete, but they have to make one more cut to divert water that is on the south side.

Chief Administrator Carr presented a task list update for the Council to review.

D. Council Inquiries

Vice-President Kirlin asked why the flags were not out on Memorial Day. Chief Administrator Carr was not aware of this but she will look into this.

Vice-President Kirlin asked what they are doing about those businesses without a Town business license. Clerk-Treasurer Young commented that they are down to one business without a license and they will have to forward the information to the Town Attorney.

Vice-President Kirlin asked what the process is if someone opens up a business without a license. Clerk-Treasurer Young advised a police officer will give them a business license application and ordinance. Vice-President Kirlin asked what happens if they continue to operate without a license. Town Attorney Roberts advised they could file a suit and ask for a preliminary injunction citing the ordinance and ask for fines. President Kelso asked if a police officer could write a citation. Town Attorney Roberts explained the Town does not have a municipal court and that is the problem. Discussion. Town Attorney Roberts will look into creating a municipal court.

Chief Administrator Carr asked if the Council would like her to proceed in applying for the grant for tornado sirens. Council would like for the Town to apply for the grant and Vice-President Kirlin offered to work on this as well.

Chief Administrator Carr advised Bloomington Water is having a water rate meeting on June 24th, 2010. Council would like Town Superintendent Bush or Chief Administrator Carr to attend this meeting.

Vice-President Kirlin commented that the Town's equipment does not appear to be maintained very well. The trucks look dirty and he asked when vehicle inspections take place. Chief Administrator Carr explained the weekend worker is supposed to be cleaning the vehicles and then be inspected by Supervisor Willey. President Kelso advised the Town Administration needs to make sure these things are being done.

2) TOWN ATTORNEY – JIM ROBERTS

A. Annexation

Town Attorney Roberts advised they have a window of between thirty and sixty days to have the next meeting of the annexation ordinances. He suggested the Council set this date. Council set the next public hearing on the annexation ordinances for July 22, 2010.

Town Attorney Roberts reported he spoke with Steve Alexander about conforming the legal descriptions for the Blue Elk annexation. Mr. Alexander said he would talk with Clerk-Treasurer Young and the auditor's office to get it all straightened out.

Town Attorney Roberts talked about the proposed settlement the Town has with IDEM regarding the violation action that was brought against the Town. He advised IDEM has approved the improvement plans for the wastewater treatment plant and so they have tailored the discipline for the violations. Town Attorney Roberts reported the proposed civil penalty has been amended to \$960.00. He has reviewed the order and asked if the Council agrees to have the Town Council President sign the agreement to order, he will tender this to IDEM with a draft of the construction project schedule. Councilmember King made a motion to do what Town Attorney Roberts described. Vice-President Kirlin seconded the motion. All were unanimously in favor of the motion.

Town Attorney Roberts reported Brandon Meunch has given the Town a check for \$1,500.00 for the damage he did to the Main Street fence. Prior to this he paid \$900.00 toward the damage of the fence.

B. Council Inquiries

Vice-President Kirlin asked where they are at with the Mr. Barr situation. Town Attorney Roberts advised Town Superintendent Bush has responded and offered to reimburse Mr. Barr for two invoices. He is not aware of Mr. Barr's response to this offer. Vice-President Kirlin voiced concern that no one returned Mr. Barr's phone calls.

3) CLERK-TREASURER – BRENDA YOUNG

A. Claims

Councilmember Omberg made a motion to approve the claims for the period of 5-14-10 through 5-31-10 and for the period of 6-01-10 through 6-10-10. Councilmember Cassidy seconded the motion. All were unanimously in favor.

B. Resolution 2010-2 – Temporary Transfers

Clerk-Treasurer Young presented Resolution 2010-2 for the temporary transfers for depleted funds. The Council had already approved to do this at the Council meeting held on January 21, 2010 and the transfers were not to exceed \$100,000.00 and to be repaid by December 31, 2010.

Councilmember Omberg made a motion to approve Resolution 2010-2 authorizing temporary transfers to depleted funds. Councilmember King seconded the motion. All were unanimously in favor.

C. Resolution 2010-3 – Non-Sufficient Funds Checks

Clerk-Treasurer Young presented Resolution 2010-3. Councilmember Omberg made a motion to approve Resolution 2010-3 a resolution authorizing the writing off of uncollected non-sufficient fund checks. Councilmember Cassiday seconded the motion. Clerk-Treasurer Young explained the State Board of Accounts informed them they should write off these outstanding uncollectible debts. All were unanimously in favor.

D. Council Inquiries

Clerk-Treasurer Young presented a letter to OCRA expressing interest in applying for a \$50,000 planning grant. She asked for permission for the Town Council President to sign this letter to submit to OCRA.

Councilmember Omberg made a motion to have the Town Council President sign this letter of intent. Councilmember King seconded the motion. All were unanimously in favor.

Clerk-Treasurer Young asked for a motion to approve the claims for contractor Dave O'Mara in the amount of \$131,470.07 contingent upon receiving the grant funds. Councilmember Omberg so moved. Councilmember King seconded the motion. All were unanimously in favor.

Clerk-Treasurer Young asked for a motion to approve the claim from ARA in the amount of \$9,500 contingent upon receiving the grant funds. Councilmember Omberg so moved. Vice-President Kirlin seconded the motion. All were unanimously in favor.

Clerk-Treasurer Young asked Town Council President Kelso to sign the claim vouchers asking the State of Indiana to withdraw these funds towards the grant. One claim is for \$146,077.85 for the Dave O'Mara claim for the storm water project plus retainage. The other claim is for \$9,500 for the ARA claim. Councilmember Omberg made a motion to have Town Council President Kelso sign the claim voucher forms. Councilmember King seconded the motion. All were unanimously in favor.

Clerk-Treasurer Young advised in two weeks she will be sending out the new budget schedule.

4) ANY OTHER UNFINISHED BUSINESS OR COMMENTS THAT MAY COME BEFORE THE COUNCIL

Vice-President Kirlin reported the partnership has formed an accessibility committee. They will have high school students mark on a map all the handicap parking spots in town. This is to make sure it marries up with the traffic code and ordinances. They will start July 26th, 2010.

Vice-President Kirlin advised the county classifies roads and in order to get Federal monies, those roads must be labeled a Rural Major Collector. The county has designated three roads as such and they want to designate a fourth road but it is in town. Vice-President Kirlin explained the County would like to have from Greasy Creek to Hwy 135 classified as a Rural Major Collector. President Kelso noted a small portion of the south end of this road is in the town.

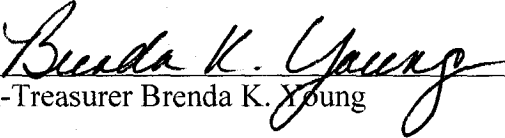
Vice-President Kirlin made a motion to reclassify Greasy Creek as a Rural Major Collector from Greasy Creek Road to Hwy 135. Councilmember King seconded the motion. All were unanimously in favor.

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ADJOURNMENT


Vice-President Kirlin made a motion to adjourn the meeting. Councilmember Omberg seconded the motion. The meeting was adjourned by President Kelso at 9:55pm.


The audio recording made at the Town Council meeting on 6-17-10 is retained in the office of the Town Clerk-Treasurer.

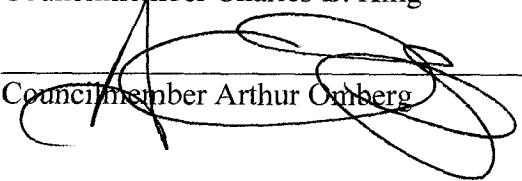

Clerk-Treasurer Brenda K. Young


President Roger Kelso


Vice-President Robert Kirlin


Councilmember R. Sean Cassidy


Councilmember Charles B. King


Councilmember Arthur Omberg