

TOWN OF NASHVILLE
TOWN COUNCIL REGULAR MEETING
THURSDAY, FEBRUARY 15, 2024, AT 6:30PM
IN PERSON AT NASHVILLE TOWN HALL
200 COMMERCIAL STREET
AND VIDEO CONFERENCE VIA ZOOM

ATTENDANCE - Council members present in person - President Andi Wilson, Vice-President David Rudd, Councilmember Anna Hofstetter, Councilmember Lance Miller, and Councilmember Rex Watters III. Also, in attendance - Town Manager Sandie Jones, Town Attorney Wanda Jones, Police Chief Heather Burris, Chief Administrative Officer Phyllis Carr, Deputy Clerk-Treasurer Debbie Ferry, and Clerk-Treasurer Brenda Young.

1. OPENING THE MEETING – The meeting was called to order by President Wilson at 6:33pm.

A. Pledge of Allegiance

B. Roll Call – By C/T Young

C. Approval of the Agenda – Councilmember Hofstetter motioned to approve the agenda. Vice-President Rudd seconded. All were unanimously in favor of the motion.

2. APPROVAL OF THE CONSENT AGENDA – (It was noted that agenda item C. was not available for approval this evening.) Councilmember Hofstetter motioned to approve the Consent Agenda with the elimination of H. The motion died for lack of a second. Vice-President Rudd motioned to approve the Consent Agenda with the deletion of C. only. Councilmember Miller seconded. President Wilson, Vice-President Rudd, Councilmember Miller, and Councilmember Watters were in favor of the motion. Councilmember Hofstetter was opposed.

A. Consider Approval of Claims (Accounts Payable Vouchers and Payroll Allowance Docket)

B. Consider Claim – Elan Financial Services – Credit Card Statement – \$804.75

C. Consider Approval of Meeting Minutes – 1-18-2024 Meeting

- D. Consider Resolution 2024-01 SRF Signatory Authorization – Wastewater**
- E. Consider Resolution 2024-02 Regarding the Expansion of the Charles C. Deam Wilderness and the Establishment of the Benjamin Harrison National Recreation Area**
- F. Consider 2023 Rural Development Annual Water and Wastewater Reports**
- G. Consider HR Focus Consulting Services - Job Descriptions**
- H. Consider Reinstating Good Friday as Vacation Day in Employee Handbook**
- I. Consider Riverfront License Recommendations: Big Woods Hard Truth Hills, FH LLC dba The Ferguson House and Quaff On Brewing Co. LLC**

3. PUBLIC HEARING REGARDING ORDINANCE 2024-02 AMENDING SEWER

RATES AND CHARGES – President Wilson opened the Public Hearing at 6:36pm. Jarrod Hall of Krohn & Assoc. presented a packet of information explaining the project to date. Councilmember Hofstetter asked for the report Mr. Hall presented to be accessible. Mr. Hall will send the report to Town Manager Jones to be placed on the Town of Nashville’s website. Nancy Crocker of the USB wanted to recognize Dax Norton and Nathan Delisle of ms consultants, Jarrod of Krohn & Assoc., for their work on this project. There were no other comments, so President Wilson then closed the public hearing at 6:47pm.

4. SANITARY SEWER REHAB AND IMPROVEMENT BUSINESS

- A. Consider Ordinance 2024-02 Ordinance to Amend the Sewer Rates and Charges –2nd Reading and Adoption** – Vice-President Rudd motioned to have a second reading by title only of Ordinance 2024-02. Councilmember Watters seconded. All were unanimously in favor of the motion. Vice-President Rudd read aloud Ordinance 2024-02 by title only. Vice-President Rudd motioned to adopt

Ordinance 2024-02. Councilmember Hofstetter seconded. All were unanimously in favor of the motion.

- B. Consider Ordinance 2024-04 Amended and Restated Bond –** Town Manager Jones explained that they have already adopted a Bond Ordinance however, the team has worked out special financing and this is included in the amended ordinance. Vice-President Rudd motioned to have the first reading of Ordinance 2024-04 by title only. Councilmember Miller seconded. President Wilson, Vice-President Rudd, Councilmember Miller, and Councilmember Watters were in favor. Councilmember Hofstetter abstained. Vice-President Rudd read aloud Ordinance 2024-04 by title only. Vice-President Rudd motioned to suspend the rules and have a second reading by title only of Ordinance 2024-04. Councilmember Watters seconded. President Wilson, Vice-President Rudd, Councilmember Miller, and Councilmember Watters were in favor of the motion. Councilmember Hofstetter was opposed. Town Manager Jones advised that this was not a unanimous vote so this item will need to be addressed at a special Town Council meeting next week.

- C. Consider Approving Contractor for Sanitary Sewer Rehab and Improvements Project –** Nathan Delisle of ms consultants explained their letter dated February 8, 2024, regarding the two bids received. The apparent low bidder was Mitchell & Stark Construction, Inc. with a base bid of \$18,524,032.31 and Alternative Bid No. 1 in the amount of \$50,220.00, and Alternative Bid No. 2 in the amount of \$71,745.00 for a total of \$18,465,997.31. Vice-President Rudd motioned to award the contract to Mitchell & Stark Construction, Inc. Councilmember Miller seconded. All were unanimously in favor of the motion. Councilmember Hofstetter asked Pam Gould, President of the USB, to give her opinion. USB President Gould noted that in her opinion it comes down to a matter of trust and if you trust your team then you should agree. Discussion.

- D. Select Labor Standards Contract for Sanitary Sewer Rehab and Improvements Project** – Nathan Delisle of ms consultants noted that there were two proposals that were received. One was from ARa, and the other one was from NVGS. Town Manager Jones advised that the proposal from ARa was \$15,000 less than the proposal from NVGS. Vice-President Rudd motioned to have ARa do our Labor Standards contract. Councilmember Watters seconded. Councilmember Hofstetter asked if the rest of the Council received this information on their google drive. The rest of the Council members had received the information in the google drive. All were unanimously in favor of the motion.
- E. Consider Approving Easement Agreement for Sanitary Sewer Rehab and Improvements Project** – Attorney Jones advised that we needed to have three easements for the project. We have received one from the Brown County Inn and one from Scroggins. She noted that they had reached an agreement today with Tilton’s that is before the Council tonight to approve. Councilmember Hofstetter motioned to approve the easement agreement. Vice-President Rudd seconded. Councilmember Miller asked for transparency that Councilmember Hofstetter does sometimes works for Andrew Tilton. Councilmember Hofstetter then recused herself from this. Vice-President Rudd then made a motion to approve the Easement Agreement. Councilmember Watters seconded. President Wilson, Vice-President Rudd, Councilmember Miller, and Councilmember Watters were in favor of the motion. Councilmember Hofstetter recused herself from voting. President Wilson then called for a recess at 7:03pm. The meeting was reconvened at 7:15pm. Vice-President Rudd motioned to allow President Wilson to sign the easement paperwork. Councilmember Miller seconded. All were unanimously in favor of the motion.

5. NEW BUSINESS

A. Consider Ordinance 2024-05 Nashville Bond Ordinance - LSL

Inventory Grant Program – Councilmember Watters motioned to have the first reading of Ordinance 2024-05 by title only.

Councilmember Miller seconded. President Wilson, Vice-President Rudd, Councilmember Miller, and Councilmember Watters were in favor of the motion. Councilmember Hofstetter abstained due to not seeing the document in google drive. Councilmember Watters read aloud Ordinance 2024-05 by title only. Councilmember Watters motioned to suspend the rules and have a second reading by title only of Ordinance 2024-05. Vice-President Rudd seconded. President Wilson, Vice-President Rudd, Councilmember Miller, and Councilmember Watters were in favor of the motion.

Councilmember Hofstetter was opposed. Town Manager Jones noted that we cannot proceed with this as we will need a special meeting next week for approval. It was decided to have a special meeting on 02-21-2024 at 12:30pm.

6. CLERK-TREASURER REPORT

A. Fund Balance Report – C/T Young asked if anyone had any questions regarding the monthly financials. There were no questions.

B. 2023 State Board of Accounts Annual Report – C/T Young advised the part of the Annual Financial Report to be advertised in the Brown County Democrat was published in the newspaper yesterday, February 14, 2024. There is also a report that will be completed in Gateway for the Department of Local Government Finance (DLGF) and a new report to be completed in Gateway regarding our Food & Beverage Tax.

C/T Young noted that she was selected to represent Aim (Accelerate Indiana Municipalities) as an Aim Past President in Washington, D.C. in March. She will attend the National League of Cities Conference as well as lobbying at the Capitol. Aim is covering the costs of the trip. She asked Council if they had any specific requests for her to present to our Legislators. Councilmember Hofstetter asked that C/T Young speak about the Resolution 2024-02 Regarding the Expansion of the Charles C. Deam Wilderness. C/T Young will be in Washington D.C. from March 10th-13th.

7. MONTHLY DEPARTMENT REPORTS

A. Police Department – Chief Burris presented the monthly report as follows: January 2024

Continuing education fees were collected for 2023 in the amount of \$188.00.

- Chief Burris and Lt. Horn attended The Indiana Chief's of Police Association conference.
 - Attending was guest speaker Gordan Graham on Risk Liability.
 - Actors from "Act Out" were there providing participants from the conference 24 hours of mandate hours by the state of Indiana for continuing education.
 - Updates were given to all participating departments from:
 - ILEA Director Tim Harty
 - Director Devon McDonald from ICJI
 - Superintendent Doug Carter from the State Police
 - Government Relations Dalton Thienman from Market Street Indy.
 - Chief Burris joined the Government Relations committee to receive information on current legislation.
- Merit Board member Mike Rozzi was sworn in as the newest member of the Nashville Metropolitan Police Department Merit Board on 1/23/2024 replacing Jim Hays who has served on the Merit Board since the established board in 2015.
 - Thank you to Jim Hays for his service to the Merit Board and the Police Department. There was a round of applause for Mr. Hays' service.
- Eclipse Monday, April 8th, 2024 (4 minute and 4 second duration).
 - The visitor's center is working with the Police Department and other local departments to put together a flyer to send out to every resident in the Nashville and Brown County community. The flyer is to try and target those in the community, specifically the elderly, who do not have access to the internet or social media. The Brown County Visitor's Center has a page on their website specifically for the Eclipse. If businesses or residents have questions, they can be

directed to the Brown County Visitor's Center page for information regarding the Eclipse.

- Officer Heath Young took one of the Brown County High School Student Interns (18 years of age) on a ride along 1/19/2024. The student is interested in a career in Law Enforcement and was able to see firsthand what it was like to view a Police Officer from the passenger seat of the Durango.
- January training for the Police Department
 - Renewing CPR/AED through American Red Cross
 - Bloodborne Pathogens
- The Police Department is using Eagle Manufacturing to produce stickers and props for community events for the department to reach the community.
 - Stickers
 - Drawstring bags
- Training Commander Reddick attended PER-340 Active Threat Interrogated Response Course 1/15/2024 sponsored through Louisiana State University Academy of Counter-Terrorist Education.
- Thank you to everyone that was involved with "Fill the Boot". A check was presented to the Police Department from the Brown County Community Foundation in the amount of \$3,591.00.
- The Indiana Law Enforcement Training Academy has requested The Nashville Police Department host an Instructor Development course in Nashville for the second year in a row. This instructor course brings police officers from all over the state of Indiana here to stay a week in Nashville and learn from instructors at the Indiana Law Enforcement Academy. This course is in very high demand, so these instructors travel to different police departments to put this course on.
- Chief Burris met with the IPEP (Indiana Public Safety Risk) for department workman compensation claims. The Police Department has not had any claims since 2021.

Request of approval:

-Lexipol-policy and procedure (CCD Funds approved in 2022)

*Exact amount and contract set to be negotiated by 2/15/2024. Chief Burris noted that the contract amount has been reduced to \$15,000 in 2024. Vice-President Rudd motioned to approve the request for Lexipol-policy and procedure. Councilmember Watters seconded. All were unanimously in favor of the motion.

-Equipment requested for purchase by another agency.

*Transport Cages & *Gun Racks – Chief Burris noted that the other department will pay \$750 per each as our Police Department is no longer using them. Councilmember Hofstetter motioned to sell the equipment. Councilmember Watters asked why the equipment was not being used. Chief Burris explained that for transporting the officers prefer not to use this equipment and put their regular seats back in the vehicles. Vice-President Rudd seconded. All were unanimously in favor of the motion.

-Ordinance for Emergency and Essential workers on the use of a Gator in Nashville During the Eclipse.

-Syphon pay for essential workers for the Eclipse.

*Mandated shifts 4/4/2024 to 4/11/2024 (Police Department) presented to the USB for a possible plan for the town essential employees.

*Contacted the community foundation for possible grant to supplement.

RANDOM FACT: **The human foot has 26 bones, 33 joints, 107 ligaments, 19 muscles and tendons. The 52 bones in your feet make up about 25% percent of all bones in your body.

B. Town Administration – CAO Carr asked if the Council had any questions for her. There were none.

C. Town Attorney Report – Town Attorney Jones advised that she had already covered the important items tonight.

D. Town Manager Report –BCCF Grant Opportunity – Whitney Koelling, Manager of Municipal Programs with ARa, introduced herself and went over grants that are available to apply for such as the Community

Development Block Grant (CDBG) with the Office of Community and Rural Affairs (OCRA). Whitney spoke about a grant opportunity with the Brown County Community Foundation regarding sidewalks. Town Manager Jones asked for approval to apply to the BCCF for a grant with zero matching funds. Vice-President Rudd motioned to give Town Manager Jones the approval to submit a grant application to the BCCF. Councilmember Hofstetter seconded. All were unanimously in favor of the motion.

- **Eclipse Update** – Town Manager Jones advised that she had prepared 3 pages of information for the residents at Willow Manor and Hawthorne Hills regarding medications, food, supplies, gasoline and where to get eclipse glasses. The CVB has a supply of eclipse glasses. She noted that the CVB has a question-and-answer session tomorrow at the YMCA for those interested regarding the eclipse. The Street Superintendent has recommended that we get 10 more porta potties and 50 trash cans along with other equipment. The Restroom Attendant has been alerted and Maddie is ordering more toilet paper, etc. Town Manager Jones advised that the Tourist Commission gave the CVB \$40,000 to be earmarked for the eclipse event. She has asked for some of the funds to help with the town's needs for this event.
- Town Manager Jones advised that the stop light construction has not started as they did not have their equipment on site. She spoke with the superintendent about getting this project completed before the eclipse weekend or waiting until after the event.

8. ECLIPSE EVENT REQUEST – Jimmy Tilton and Andrew Tilton – Jimmy presented a request to have an Eclipse Event. He discussed having a tent, having local restaurants set up for free, music, stage, kid's events, and food trucks. So far, they have 70 porta-potties reserved and 5 food trucks that are interested. There was a discussion regarding the number of food trucks that would be allowed, the passenger drop off area for the Fox Fire Park, not having parking available at both locations (Fox Fire Park and Cedar Creek Park) but opening the farm for parking during the eclipse event, traffic congestion, volume of the music provided, having a civic event

permit, having a detailed plan for the event, whether the amount of food trucks would affect the current restaurants in town, etc. The event request asked for an exemption from DRC for the food trucks as the food trucks will still have to abide by the Merchants license which includes approval from the Health Department. Town Manager Jones spoke about the hazard and risk analysis for the Eclipse Event and the small amount of first responders in our community. She just received a notice from Homeland Security regarding events, the farm parking during a weather event was discussed along with having tow trucks available.

Councilmember Hofstetter left the meeting at 8:30pm.

Councilmember Watters motioned to approve the Solar Eclipse Event on said Tilton property from April 4, 2024, with tear down on April 9, 2024. Vice -President Rudd seconded. President Wilson, Vice-President Rudd, and Councilmember Watters were in favor of the motion. Councilmember Miller was opposed and would like to see more details on the plan. It was noted that the motion does not eliminate the need for this event to go before the DRC. It was decided to continue this discussion next week during the Town Council meeting on Wednesday at 12:30pm.

9. PUBLIC COMMENTS – There were none.

10. COUNCIL COMMENTS AND ACTION ITEMS – There were none.

11. ADJOURN – Vice-President Rudd motioned to adjourn the meeting. Councilmember Watters seconded. The meeting was adjourned by President Wilson at 8:51pm.




Clerk-Treasurer Brenda K. Young


President Andi Wilson


Vice-President David Rudd

Councilmember Anna Hofstetter



Councilmember Lance Miller



Councilmember Rex Watters III