

TOWN OF NASHVILLE
TOWN COUNCIL REGULAR MEETING
THURSDAY, FEBRUARY 22, 2024, AT 12PM
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 Lance Miller, and Councilmember Rex Watters III. Councilmember Anna Hofstetter was trying to connect to Zoom however the Clerk-Treasurer could hear her voice but could not see her as required to record a vote by Zoom. Also, in attendance - Town Manager Sandie Jones, Town Attorney Wanda Jones, Police Chief Heather Burris, Chief Administrative Officer Phyllis Carr, and Clerk-Treasurer Brenda Young.

1. OPENING THE MEETING – The meeting was opened by President Wilson at 12:06PM.

2. ROLL CALL – by C/T Young

3. CONSIDER 2023 STATE BOARD OF ACCOUNTS ANNUAL REPORT - C/T Young had prepared the report and it was included in the Town Council's Google drive. Vice-President Rudd motioned to approve the 2023 State Board of Accounts Annual Report. Councilmember Watters seconded. Roll call vote - All four Councilmembers in person were unanimously in favor of the motion. C/T Young also asked for approval of the 2023 Debt Report to the Department of Local Government Finance (DLGF). Vice-President Rudd motioned to approve the Debt Report. Councilmember Miller seconded. Roll call vote - All four Councilmembers present voted unanimously in favor of the motion.

C/T Young also noted that there is a new report for the Food & Beverage Tax that will be completed this month, and she will send out the information once it is finished.

4. CONSIDER ORDINANCE 2024-04 AMENDED AND RESTATED BOND FOR SEWER PROJECT – Councilmember Miller motioned to have a second reading of Ordinance 2024-04 by title only. Vice-President Rudd seconded. Roll call vote - All four Councilmembers that were present were unanimously in favor of the motion. Councilmember Hofstetter spoke via zoom, but she could not get the camera to work

so C/T Young could see her face as required to vote by zoom. Vice-President Rudd motioned to allow President Wilson and Brenda Young to be allowed to sign all the required paperwork on this. Councilmember Watters seconded. Roll call vote - All four Councilmembers present were unanimously in favor of the motion. Vice-President Rudd motioned to adopt Ordinance 2024-04. Councilmember Watters seconded. Roll call vote - All four Councilmembers present were unanimously in favor of the motion. Councilmember Hofstetter asked for a pause since she is still trying to get the camera to work properly. After a pause the meeting continued while Councilmember Hofstetter was working on the connection.

5. CONSIDER ORDINANCE 2024-05 NASHVILLE BOND ORDINANCE - LSL INVENTORY GRANT PROGRAM – Vice-President Rudd motioned to have a second reading by title only of Ordinance 2024-05. Councilmember Watters seconded. Roll call vote - All four Councilmembers present were unanimously in favor of the motion. Vice-President Rudd read aloud Ordinance 2024-05 by title only. Councilmember Watters motioned to adopt Ordinance 2024-05. Vice-President Rudd seconded the motion. Roll call vote - All 4 Councilmembers present were unanimously in favor of the motion. Councilmember Watters motioned to approve Council President Wilson and Clerk-Treasurer Young to sign all the required paperwork. Vice-President Rudd seconded. Roll call vote - All 4 Councilmembers present were unanimously in favor of the motion.

6. CONSIDER CHANGE ORDER NUMBER ONE FOR MID ATLANTIC STORAGE SYSTEMS, INC FOR THE CONSTRUCTION - BROWN COUNTY STATE PARK WATER TANK PROJECT Town Manager Jones had presented the information in the Google drive for the Council to review. Vice-President Rudd motioned to approve Change Order Number One. Councilmember Miller seconded. Councilmember Hofstetter asked when this agenda item was added. Town Manager Jones explained when the agenda was posted as required and this item was also in Google Drive. Attorney Jones explained that the agenda was placed in Google Drive last Friday and she believes it was posted accordingly. Discussion. Roll call vote - All four Councilmembers present were in favor of the motion.

7. CONSIDER CERTIFICATE OF COMPLETION FOR MID ATLANTIC STORAGE SYSTEMS, INC FOR THE CONSTRUCTION - BROWN COUNTY STATE PARK WATER TANK PROJECT Town Manager Jones explained that our Engineer and our Water Operator agree for

the certification of completion to be issued. Vice-President Rudd motioned to approve the Certificate of Completion. Councilmember Watters seconded.

USB President Gould asked about the change order that was approved in item #6. Town Manager Jones explained that the purpose of the change order was to compensate Mid Atlantic Storage Systems, Inc for an increase in the scope of work associated with the completion of the project. The additional work consisted of the evacuation of unsuitable soils beneath the water storage tank and replacing the unsuitable soils with compacted granular backfill. Roll call vote - All four Councilmembers present were in favor of the motion.

Councilmember Watters motioned to allow Council President Wilson to sign all required paperwork. Vice-President Rudd seconded. Roll call vote - All four Councilmembers present were unanimously in favor of the motion.

Town Manger Jones presented Change Order #1 for Striegel Design & Construction, Inc. for Div. II – Water System Improvements Project Brown County State Park in the amount of \$6,555.00. The purpose of the change order is to compensate Striegel Design & Constructions, Inc. for increases in the scope of work associated with the completion of the project. The additional work consisted of relocation of chlorine analyzer sample locations, bond and insurance, motion detector security light and install of junction box for single phase power at Ogle Lake. Vice-President Rudd motioned to approve the Change Order. Councilmember Miller seconded. Roll Call vote – All four Councilmembers present were unanimously in favor of the motion. Councilmember Miller motioned to allow President Wilson to sign the Change Order. Councilmember Watters seconded. Roll call vote – All four Councilmember present were unanimously in favor of the motion.

8. ECLIPSE EVENT REQUEST – JIMMY TILTON - He explained that they currently have about 10 food trucks and approximately 13 music performers and they would like to have more. He noted that on Tuesday night he received a Special Event Permit. Town Manager Jones noted that it is for the Eclipse Special Event Permit, and she had asked him to fill it out as best as he could. Open discussion about the level of music allowed in the Noise Ordinance, support of the neighboring businesses that were open, risk of putting this event together and the possibility of getting the event shut down because of noise complaints, etc. County Commissioner Blake Wolpert noted he was here to support Jimmy Tilton as a business owner. He advised that the Board of

Commissioners, after consulting with EMA and the experts in various areas, adopted an Ordinance yesterday, subject to their Attorney signing off on a couple of clerical issues, to basically suspend their Planning & Zoning Ordinance from April 4th – 10th.

Commissioner Wolpert spoke about this event being a once in a lifetime thing. He noted that if they do not do anything then they are not protected. He offered to get a copy of their Ordinance to the Council for review.

Keenan Rainwater, who is taking over the Sound Program at Hard Truth Hills spoke about the Eclipse planning, and thought it was a good idea to have a packet with a plan. He suggested having a Point of Contact which is a Sound engineer at each event space. Discussion.

Jessie George spoke in favor of supporting the Eclipse Event for our community. She noted that after having worked in a business that provided music; she felt it wasn't that bad to follow in the steps of the Noise Ordinance.

Discussion about the Noise Ordinance and the acceptable noise levels, how it is enforced, having music that is reasonable entertainment for certain hours, etc.

County Commissioner Jerry Pittman spoke about his appreciation of the Town of Nashville, and his belief in local law and noted that the Tilton family has been around in this area since 1856. He noted that he could not recall a time when the Tilton family had been a major problem for anybody. He supports the County and Town working together. Andy Tilton spoke regarding the school parking signage.

Councilmember Miller spoke about a complaint he heard about parking signage for the School and the Fox Fire lot. Niki Vera from Speedway spoke about being approached by someone regarding the school parking signage and wants everyone to be neighborly and have good communication.

ECLIPSE SPECIAL EVENT PERMIT – APPROVAL - President Wilson discussed approving the Eclipse Special Event Permit with conditions to be noted. There was an open discussion regarding the Eclipse Special Event application submitted and the items that the Council would like to add or amend before their approval of the permit. After the discussion, President Wilson advised for the record that they have spoken with Jimmy Tilton and for some of the yes and no questions (on the Eclipse Special Event Permit), they have come up with some of the yes and no's as follows:

Yes, there will be Signs or Banners possibly and if not, no panic.

Yes, there will be additional lighting, décor or similar. President Wilson noted that they cannot have internal lighting and to abide by those rules.

Yes, if you do not have addendum damage.

Yes, to Portable ADA restrooms in case they do get one.

Yes, to Alcohol with a note that President Wilson put on the application that says: See Conditions. She noted that the only reason she put this in, and Jimmie agrees to this, is that he must have any liquor permits, and he also agrees that they will have any insurance documents that are deemed required as well as a security and a medical plan.

President Wilson noted that they also agreed that the tent will go up Tuesday, prior to the event and breakdown within 24 hours of the event ending, which is Monday, April 8, 2024.

President Wilson advised that they have come up with a condition for the noise for the Solar Eclipse Event weekend only - that they agree to keep the noise/music at a reasonable level, Friday through Monday music (only on these days) from 11:00am to 9:00pm and to abide by requests of neighbors as deemed reasonable.

Town Manager Jones asked about the DRC requirements. President Wilson advised that they will waive the DRC requirements for a cap of 20 Food Trucks for this event only. Councilmember Miller added that providing they follow the Health Department Guidelines and have them inspected. Town Manager Jones asked if the Council was waiving the requirements for the DRC for the signage and the tent as well. President Wilson added that if they waive the food trucks then they probably should waive the signage and the tent as well for the Solar Eclipse Event weekend only. C/T Young asked if the Food Trucks are still required to get a business license? The Council answered yes, it is their responsibility to get the license and the health inspection.

Vice-President Rudd motioned to approve the Eclipse Special Event Permit as was stated (in the above section: **ECLIPSE SPECIAL EVENT PERMIT – APPROVAL**).

Councilmember Watters seconded. Roll Call vote – All four Councilmembers present were unanimously in favor of the motion. The Council thanked the Tilton's.

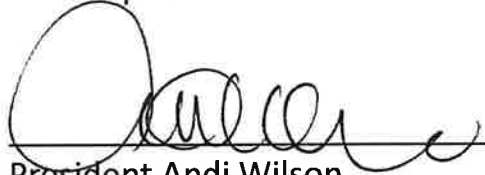
9. ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL – Councilmember Watters motioned to allow President Wilson to sign the Fair Labor Standards Contract with ARa. Vice-President Rudd seconded. Roll call vote – All four Councilmembers present were unanimously in favor of the motion.

Police Chief Burris presented a couple of random facts.

The meeting was adjourned by President Wilson at 1:38pm.



Clerk-Treasurer Brenda K. Young



President Andi Wilson




Vice-President David Rudd

Councilmember Anna Hofstetter



Councilmember Lance Miller



Councilmember Rex Watters III