

**NASHVILLE TOWN COUNCIL MEETING
THURSDAY, JUNE 17, 2021**

Council members present at Town Hall: President Jane Gore, Councilmember Nancy Crocker, and Councilmember Dave Rudd. Council member present via Zoom: Councilmember Anna Hofstetter. Councilmember absent: Vice-President Alisha Gredy. Also in attendance at Town Hall: Clerk-Treasurer Brenda Young, Deputy Clerk-Treasurer Debbie Ferry, Municipal Operations Consultant Dax Norton, Administration Manager Phyllis Carr, Water/Sewer Operator Robin Willey, Town Attorney Jim Roberts, and Records Clerk Sandie Jones.

COUNCIL BUSINESS – 6:30 pm

1) OPENING THE MEETING

A. CALL TO ORDER by President Gore at 6:33 pm.

B. PLEDGE OF ALLEGIANCE

President Gore asked all in attendance to stand and recite the Pledge of Allegiance.

C. ROLL CALL by Clerk-Treasurer Young.

D. APPROVAL OF AGENDA

President Gore added to the agenda the declaration of a vacancy on the Town Council.

Councilmember Crocker made a motion to approve the agenda as amended. Councilmember Rudd seconded the motion. All were unanimously in favor by roll call vote.

E. DECLARATION OF A VACANCY ON THE TOWN COUNCIL

President Gore read aloud the resignation of Vice-President Gredy from the Nashville Town Council due to her moving out of the Town limits. This resignation was effective June 16, 2021.

Town Attorney Roberts presented the state statutes on how to elect a new Town Councilmember. President Gore declared a vacancy on the Nashville Town Council and advised they must meet within thirty days of today to address the vacancy. Councilmember Crocker would like to have a special meeting prior to next month's regular meeting to address the vacancy. President Gore noted the newly appointed Councilmember will fill the term that will expire December 31, 2023.

Councilmember Rudd made a motion to declare a vacancy on the Nashville Town Council. Councilmember Crocker seconded the motion. All were unanimously in favor by roll call vote.

The Town Council agreed to hold a special meeting on July 13, 2021 at 4pm to address the vacancy. The notice of the open seat will be posted on the Town's website and Brown County Democrat newspaper. Those interested should submit a letter of interest and proof of residence to the Nashville Town Clerk-Treasurer by July 9, 2021, at 4pm.

2) APPROVAL OF THE CONSENT AGENDA

A. CONSIDER APPROVAL OF THE DRAFT UNAPPROVED MEETING MINUTES – 5-20-2021

B. CONSIDER APPROVAL OF CLAIMS (ACCOUNTS PAYABLE VOUCHERS)

C. CONSIDER RECOMMENDATION OF BIRDS NEST CAFÉ (36 W. FRANKLIN STREET) TO STATE ALCOHOL & TOBACCO COMMISSION FOR RENEWAL OF RIVERFRONT DISTRICT LICENSE

Councilmember Rudd made a motion to approve the consent agenda. Councilmember Crocker seconded the motion. All were unanimously in favor by roll call vote.

3) CLERK-TREASURER REPORT

A. FUND BALANCE REPORT

Clerk-Treasurer Young presented a manual claim for Spotlight Strategies in the amount of \$237.00 for the posters using the Opioid grant funds received last year. Clerk-Treasurer Young also presented a manual claim for New Focus LLC in the amount of \$2,525.00 for half of the Personnel Policy.

Councilmember Crocker made a motion to approve the two claims. President Gore seconded the motion. All were unanimously in favor by roll call vote.

Clerk-Treasurer Young asked the Council for their available dates to work on the 2021 budget. The Town Council agreed to hold budget work sessions on August 5, 2021 and August 10, 2021 at 6:30 pm. Clerk-Treasurer Young proposed holding the budget public hearing on September 16, 2021, and the adoption of the budget on October 21, 2021. These dates are the regular Town Council meeting dates.

4) MONTHLY DEPARTMENT REPORTS

A. POLICE DEPARTMENT

President Gore advised that Police Chief Seastrom is not available for the meeting tonight.

B. TOWN ADMINISTRATION

Administration Manager Carr reported that the quote to pave the road cut on Memorial Drive is \$2,100. She has asked the vendor to give her a one week notice prior to the work being done so that she can inform property owners on this road.

Administration Manager Carr advised she has sent out eight bid packets for paving. The bid opening has been scheduled for June 25, 2021 at 4pm at Town Hall and the bid award will be on June 30, 2021 at 2:30pm at Town Hall. Councilmember Rudd asked that Charlie Day of DLZ be present for these meetings.

Councilmember Crocker asked about ownership of the Town's alleys. Administration Manager Carr explained that the Town owns the alleys, but they are not considered part of the jurisdiction of miles. Therefore, anything that gets paved in the alleys is all the Town's fiscal responsibility, they cannot use Community Crossing funds to pave the alleys.

Councilmember Hofstetter commented that the Bicycle-Pedestrian ad hoc Committee has discussed possibly changing some of the alleyways to not motorized alleyways in the future. The Committee will be presenting a bicycle-pedestrian master plan to the Town Council in the next few months.

C. PUBLIC WORKS (STREETS, UTILITIES, MRO)

Water/Sewer Operator Willey reported they have been repairing several water leaks throughout the system. He advised that he gave MOC Norton three quotes to purchase a hydrovac and the Utility Service Board discussed the purchase last night.

D. UTILITY SERVICE BOARD

MOC Norton reported that the Utility Service Board had a meeting last night and have three recommendations to the Town Council:

1. The USB would like the Town Council to approve a cost of services study for both the water and wastewater utilities to make certain that the current rates are enough to pay for the operations. Councilmember Rudd made a motion to approve obtaining proposals for a cost-of-service study. Councilmember Crocker seconded the motion. All were unanimously in favor by roll call vote.
2. They have quotes to purchase a hydrovac and finance through the Indiana Bond Bank and would like to move forward with the purchase. MOC Norton explained the process of using the Indiana Bond Bank. Councilmember Rudd made a motion to start the process with the Indiana Bond Bank. Councilmember Crocker seconded the motion. All were unanimously in favor by roll call vote.
3. MOC Norton advised there are items in the current rate ordinance that are at a lower fee than the current costs. The USB would like to have the ordinance changed to reflect current costs rather than a set fee. Councilmember Crocker made a motion to have the USB work with Town Attorney Roberts on amending the ordinance. Councilmember Rudd seconded the motion. All were unanimously in favor by roll call vote.

E. CONSULTANT (MODIFICATION NO. 1 TO A/E SERVICES AGREEMENT)

MOC Norton reported they are working on the last steps of the State Park project. Letters have been sent to Indiana Finance Authority and the State Revolving Fund asking for grant funds to do this project. They should know within the next few weeks if SRF funding will be available.

MOC Norton would like to start the Strategic Planning sessions again now that they are able to meet in person.

MOC Norton advised that he is working on a grant matrix that will show all the available grants to the Town and he will have this ready in the next couple of weeks. MOC Norton talked about the READI Grant and EDA Grant funding. Discussion.

F. TOWN ATTORNEY

Town Attorney Roberts reported that some communities have vaccination incentives. He suggested they offer waiving local citations if people show they have been vaccinated. Discussion. The Council rejected this idea.

Town Attorney Roberts reported the receipts from traffic court are spotty. He will work with the Brown County Clerk's Office, the Brown County Auditor and the Nashville Metropolitan Police Department to audit this process. Town Attorney Roberts noted the deferral funds will go to the training fund for the Police Department.

5) UNFINISHED BUSINESS

**A. CONSIDER ORDINANCE 2021-03 AN ORDINANCE REGULATING THE USE OF
MOTORIZED SCOOTERS AND THE LICENSING OF SHARED USE MOTORIZED
SCOOTERS**

Councilmember Crocker reported that they have two proposed ordinances in their packets; one from Town Attorney Roberts and one created by Councilmember Crocker/Police Chief Seastrom/MOC

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Norton. Councilmember Crocker and Town Attorney Roberts explained their proposed ordinances. Town Attorney Roberts advised the ordinances need to be enforceable. Discussion. Councilmember Rudd and President Gore advised they would like to go with Town Attorney Roberts' proposed ordinance. Councilmember Crocker commented that she is good with either ordinance. Town Attorney Roberts noted that his version of Ordinance 2021-03 has already had a first reading. Discussion.

Councilmember Crocker made a motion to have the second reading of Ordinance 2021-03 by title only. Councilmember Rudd seconded the motion. All but Councilmember Hofstetter voted in favor by roll call vote. Councilmember Crocker read aloud Ordinance 2021-03 by title only.

Councilmember Crocker made a motion to adopt Ordinance 2021-03. Councilmember Rudd seconded the motion. All but Councilmember Hofstetter voted in favor by roll call vote.

Councilmember Crocker made a motion to instruct the Town Attorney to look at the ordinance prohibiting skateboards and what they have to do to amend or cancel it. Town Attorney Roberts would like the Council to discuss if they want to change the ordinance and if so in what way. Councilmember Crocker offered to meet with Police Chief Seastrom about the skateboard ordinance and will bring back feedback at next month's Town Council meeting.

B. CONSIDER ORDINANCE 2021-06 AN ORDINANCE ABOLISHING TOWN LEGISLATIVE DISTRICTS AND PROVIDING THAT ALL COUNCILMEMBERS BE ELECTED "AT LARGE"

Councilmember Crocker advised that she has talked to several people, and most are in favor of abolishing the town legislative districts. She explained that part of her motive in making this change is that people don't understand districts and at-large options. Councilmember Crocker would like to also suggest that they keep the staggered terms. President Gore noted the terms would remain staggered.

President Gore has heard the same feedback. She advised that this ordinance would allow Town Council members to live anywhere within the town rather than certain districts. Councilmember Hofstetter commented that she doesn't think they need town districts and even sees it as detrimental to have districts.

Councilmember Crocker commented that she wants to be totally transparent and explained that abolishing of the districts would benefit her as she is considering selling her house and this would make it that she wasn't so limited to where she could move to. She noted that she does not have an agenda, all these things kind of happened at the same time.

Councilmember Rudd advised that he is happy either having districts or not having districts. Discussion.

Councilmember Crocker made a motion have the second reading of Ordinance 2021-06 by title only. Councilmember Rudd seconded the motion. All were unanimously in favor by roll call vote. Councilmember Crocker read aloud Ordinance 2021-06 by title only.

Councilmember Crocker made a motion to adopt Ordinance 2021-06. Councilmember Rudd seconded the motion. All were unanimously in favor by roll call vote. MOC Norton noted that with the passage of this ordinance, any registered voter residing within the Town limits is eligible to apply for the Town Council vacancy.

6) NEW BUSINESS

A. CONSIDER ORDINANCE 2021 – 07 AN ORDINANCE REGULATING SOUND

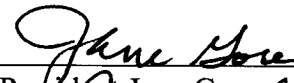
Town Attorney Roberts reported that he has circulated a copy of the proposed ordinance with the new language underlined. He advised that he took out the word noise and replaced it with sound and made a separate section regarding music. Discussion of the proposed ordinance with audience feedback.

President Gore summarized that Town Attorney Roberts would like the Town Council to refine the parameters of the ordinance themselves and bring it back to him to create the final product. Councilmember Rudd agreed. Councilmember Crocker will asked the community to give them feedback on this ordinance.

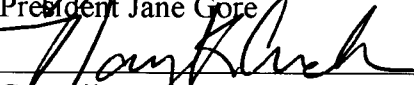
7) ADJOURN

Councilmember Rudd moved to adjourn the meeting. Councilmember Crocker seconded the motion. All were unanimously in favor. President Gore adjourned the meeting at 8:21 pm.

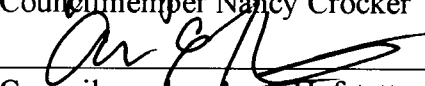
The audio recording made at the Town Council meeting on 6-17-2021 is retained in the office of the Town Clerk-Treasurer.




President Jane Gore




Councilmember Nancy Crocker



Councilmember Anna Hofstetter



Councilmember Dave Rudd



Clerk-Treasurer Brenda K. Young