

NASHVILLE TOWN COUNCIL MEETING

THURSDAY, AUGUST 17, 2017

ATTENDANCE: Council members present – President Charles B. King, Vice-President Jane Gore, Councilmember Alisha Jacoba, Councilmember Arthur Omberg and Councilmember Dave Rudd. Also in attendance – Town Manager Scott Rudd, Utility Manager Sean Cassiday, Administration Manager Phyllis Carr, Police Chief Ben Seastrom, Town Attorney Jim Roberts and Deputy Clerk-Treasurer Debbie Ferry.

COUNCIL BUSINESS – 6:30pm

1) CALL TO ORDER by Councilmember King at 6:34pm.

2) PLEDGE OF ALLEGIANCE

President King asked all in attendance to rise and recite the Pledge of Allegiance.

3) ROLL CALL by Deputy Clerk-Treasurer Ferry.

4) APPROVAL OF THE AGENDA

Councilmember Omberg moved to approve the agenda with adding BETA under Audience Communications. Councilmember Jacoba seconded the motion. All were unanimously in favor.

5) NOTES TO NOTE

President King commented that the new arrows have been painted in the alleys to help direct traffic.

6) APPROVAL OF THE MINUTES – 7-20-17 MEETING

Vice-President Gore moved to approve the minutes of the 7-20-17 meeting. Councilmember Omberg seconded the motion. All were unanimously in favor.

7) CLAIMS

Councilmember Omberg made a motion to approve the claims for the period from 7-14-17 to 7-31-17 and for the period of 8-01-17 to 8-10-17. Vice-President Gore seconded the motion. All were unanimously in favor.

Councilmember Omberg made a motion to approve the claim in the amount of \$949.36 for the Superfleet MasterCard program for fuel for the Town vehicles. Vice-President Gore seconded the motion. All were unanimously in favor.

8) COMMUNICATIONS

A. Audience

• BETA REQUEST FOR FUNDS

Clara Stanley, Board President of BETA and working with the Kids on Wheels project, reminded the Council that she came before them at last month's meeting to ask for \$3,000 for BETA.

Vice-President Gore made a motion to give \$500 to the BETA program. Councilmember Rudd seconded the motion. Councilmember Omberg asked where the funds will come from. Vice-President Gore amended her motion to give BETA \$500 depending on the availability of funding. Councilmember Rudd seconded the amended motion. All were unanimously in favor. Ms. Stanley thanked the Council for their support.

• **BROWN COUNTY REGIONAL SEWER DISTRICT**

Debbie Larsh, President of the Brown County Regional Sewer District, advised she wrote a letter to the Town Council advising they now have a new board. She advised they don't want to start over and the preliminary engineering report is almost ready to go to the USDA for their approval. Ms. Larsh reported the BCRSD Board would like to work with Nashville once again and work out a plan with the sewage coming to the Town's treatment plant.

President King asked if the last sewage rate study that was done is still viable. Ms. Larsh believes it is still viable and did not contain an expiration date. She noted they have some new people in funding the project and this makes them really excited to move forward. President King commented that they are still agreeable to do what needs to be done and get this thing moving. Town Utility Manager Cassiday advised they will need to look at some other things to make sure the capacity quota is in line.

Discussion. Ms. Larsh advised the BCRSD Board will meet and then contact the Town Council to set up a meeting to discuss the particulars of the agreement. She thanked the Council for their willingness to work with the BCRSD. The BCRSD board members then introduced themselves to the Council: Vice-President Mike Leggins, Phil Leblanc and Judy Swift.

Councilmember Omberg asked Administration Manager Carr to send out to the Council the offer that was previously sent to the BCRSD.

BOARDS AND COMMISSIONS REPORTS

1) BROWN COUNTY VOLUNTEER FIRE DEPARTMENT REPORT

Administration Manager Carr advised the Fire Department is out on a run now. They have submitted the estimated man hours from runs and training from 2013 to 2017 as well as man hours for miscellaneous maintenance and fund raising from 2013 to 2017 to the Town Council. They also submitted the run reports for July 2017.

Brown County Fire Department Chief Nick Kelp arrived to the meeting after the fire run and reported that he met with Councilmember Omberg a few weeks ago and he requested they provide an estimate of the amount of man hours they have each month. BCFD Chief Kelp plans on submitting this information monthly from now on.

BCFD Chief Kelp reported the last estimate he received on the fire engine that caught fire is \$4,000 for just the wiring. He has had two applications turned in for potential volunteer fire fighters but they won't have a meeting until the first Monday in September to take any actions.

President King asked if there is any other public fundraiser they can schedule to help the fire department. BCFD Chief Kelp advised the fish fry is a great fund raiser they just have problems staffing the event, especially when they have fire runs. This also takes a toll on the volunteers as it is a lot of work to do this event. BCFD Chief Kelp noted they did have a Fourth of July hog roast this year and it was successful.

President King thanked BCFD Chief Kelp and the other volunteers for their work. Councilmember Omberg advised he sent Town Manager Rudd a proposal for a budget to try and match close to what Washington Township gives. Town Manager Rudd asked what amount Washington Township gives to the Fire Department. Discussion.

2) PARKING AND PUBLIC FACILITIES REPORT

Parking and Public Facilities President Lamond Martin reported they did not have a quorum for their last scheduled meeting. They have two restroom facilities that do not have air conditioning and have received some bids for the work on this. They will present a recommendation to the Council next month.

PPF President Martin advised the Village Green Playspace work will hopefully be done by the end of the month so that the front door of the restrooms will be available. President King would like to move the barriers in this area so that the sidewalks are accessible in this area for the weekend. PPF President Martin reported they will have the sidewalks available by the weekend.

President King would like a sign or something in the new town park that says no trespassing to prevent people from parking in this area especially during October. Councilmember Omberg commented that they don't need no trespassing signs in this area. Discussion.

3) ARTS AND ENTERTAINMENT REPORT

Arts and Entertainment Commission President Nancy Crocker spoke about moving the Dancers sculpture and advised is in process and hopes within a month from today it will be a done deal.

NAEC President Crocker reported she emailed Dave with the Beamery and they are going to start installation at the Village Green Playspace this week. Once this is done, the other artists can begin installing their work as well. NAEC President Crocker commented that the pump house looks great. Vice-President Gore noted the work done on the pump house was done by all local contractors.

NAEC President Crocker advised the Commission is working in a partnership with the CVB to promote the Indiana Fingerstyle Guitar Festival. They had a bigger crowd attendance this year due to the social media work done by the CVB. NAEC President Crocker commented that this is a good partnership with the CVB and they have more people coming into our community to attend festivals and such.

NAEC President Crocker passed around her cell phone to show pictures of artwork submitted by local artist Mark Schmidt. The proposed artwork is a fairy house that will stand five feet tall and the Commission would like to install the work in front of Brown County Weavery at the corner of W. Franklin and Jefferson Street. The house will be interactive and the vision is to make it look like a Brown County log cabin but with color. They would like to put a tiny LED light in the top so at night it will look like a little fairy is dancing around.

NAEC President Crocker advised the NAEC has approved the project up to \$1,500 and she asked Council's approval for this. She also reported the NAEC agreed to pay for the CVB to attend the Travel Show in Chicago next year as a part of the Arts Road 46 group at a cost of \$1,100. NAEC President Crocker asked for Council's approval for this expenditure as well and advised that all funds are available within the NAEC budget. She noted she will attend the travel show with the CVB to promote Brown County and will pay for her own travel costs. Discussion.

Councilmember Jacoba made a motion to approve the art work and travel show. Councilmember Omberg seconded the motion. All were unanimously in favor. NAEC President Crocker advised their goal is to have the fairy house installed by the end of September this year.

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Vice-President Gore asked if there are further approvals needed as there are a lot of colors. Administration Manager Carr advised the DRC does not take care of Public Art instead it falls under the NAEC.

4) DEVELOPMENT REVIEW COMMISSION REPORT

• INDIANA LANDMARKS CONTRACT

Administration Manager Carr presented the renewal of the Indiana Landmarks contract which is \$4,000. Councilmember Omberg commented that he has been trying to wean them off this contract for years. He asked if there is such a huge need for this service. Administration Manager Carr advised that although they have fewer monthly meetings she does contact Indiana Landmarks Representative Laura Renwick many times each month via email for guidance. She believes this service is still needed. Vice-President Gore commented this is a good safety net for the Town. Administration Manager Carr suggested they finish the year out and see how often they use the services.

Councilmember Rudd made a motion to approve the contract with Indiana Landmarks for \$4,000. Vice-President Gore seconded the motion. All were unanimously in favor. President King commented that perhaps next year they can look at alternatives if they are available.

Administration Manager Carr reported the DRC has not met for two months because there was no business. Town Manager Rudd commented that the DRC has streamlined the in-house approval process. A lot of the applications that the DRC was reviewing before are now able to be approved in-house which results in a quicker turnaround time for the applicant.

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

Nothing further presented.

NEW BUSINESS

1) PETITION FOR ANNEXATION INTO THE TOWN OF NASHVILLE THE PROPERTY LOCATED AT 418 OLD STATE RD 46, NASHVILLE, IN 47448, PARCEL #07-07-17-300-123.000-004 CONTAINING 231.27 ACRES IN TOTAL, MORE OR LESS

Town Attorney Roberts reported the Town held a Public Hearing on August 14, 2017 for the annexation petition. The decision that needs to be made tonight is to order a fiscal plan and noted the annexation ordinance cannot be considered for passage until a fiscal plan is adopted and approved by the Town Council. Town Attorney Roberts believes that Town Manager Rudd has looked into Umbaugh and Associates to do the fiscal plan within the time frame requirements. Town Manager Rudd advised there is a cap of \$4,000 to create the fiscal plan.

Vice-President Gore made a motion to approve Umbaugh and Associates to create the fiscal plan with a cap of \$4,000. Councilmember Rudd seconded the motion. All were unanimously in favor

2) ANY OTHER BUSINESS THAT MAY COME BEFORE THE COUNCIL

Nothing further presented.

RECESS A recess was called from 7:35pm to 7:40pm

REPORTS

1) TOWN MANAGER/ECONOMIC DEVELOPMENT DIRECTOR – SCOTT RUDD

A. 5 YEAR CAPITAL IMPROVEMENT PLAN

Town Manager Rudd reported they have been working with Umbaugh on a five year capital improvement plan for some time now. They have something ready for the Council to look at and would like to schedule a work session in coordination with a budget work session. Town Manager Rudd would like to work out a meeting date with Clerk-Treasurer Young and get back to the Council on the date.

B. 2017 SIDEWALK PLANS

Town Manager Rudd reported he has been working with Town Utility Manager Cassiday to get things in order as to the sidewalks they would like to approve. He advised that so far they have matches of almost \$9,000 with several in the consideration phase. Town Manager Rudd noted the Historical Society will have to decide if they can match their portion of the new sidewalk in their area. Town Utility Manager Cassiday reported that rules have changed and now the sidewalk can follow the contour of the road.

President King asked about the time frame in getting the sidewalks done. Town Manager Rudd reported the Historical Society Board meeting will be held August 21, 2017. If they approve the match they can start the sidewalk work immediately.

Councilmember Omberg asked if they can use the same contour rule at the Hob Nob area if they took out a parking space. Maybe install the sidewalk next to the stairwell. Discussion.

Town Manager Rudd spoke about the new CVB sidewalk and that Board is still considering their match. As for the sidewalk in the area of People's Bank, they are waiting to see if the Town's paving grant comes through first. Town Utility Manager Cassiday advised they should know if they receive the Community Crossing Paving Grant by the end of this month and they must match 25% of the grant award amount.

Town Manager Rudd advised the sidewalk in front of Jim Roberts's office has been installed. Town Attorney Roberts invited the Council to come over and admire the new sidewalk.

C. TOWN HALL BUILDING UPDATE

Town Manager Rudd reported they had some other work done on the siding of Town Hall.

D. FLOOD RESPONSE GRANT

Town Manager Rudd advised that he, Police Chief Seastrom and Town Utility Manager Cassiday have been working on the flood response plan. They will be holding a table top exercise on August 24, 2017. He noted this grant is funded by the State.

2) UTILITY MANAGER – SEAN CASSIDAY

A. UPDATE ON WATER CIP GRANT

Utility Manager Cassiday announced the design plans are very close to being done and have met with the engineers to finalize things on the Schooner booster station and PRV valves.

B. 2018 COMMUNITY CROSSINGS PAVING

Utility Manager Cassiday advised they have received word that their applications have been received and reviewed. He did complete and submit all the close out paperwork for the 2017 Community Crossings Paving grant.

C. SEWER UPDATE

Utility Manager Cassiday reported all the engineering work has been done at the plant and the blowers are working at a much gentler rate.

As to the situation with the residential sewer hook-ons near the Parkview Nazarene Church, Wastewater Operator Robin Willey has reviewed the lift station in this area. He has decided that they will need some upgrades to the lift station before the Town takes it over. Utility Manager Cassiday will need to talk with Mike Magner, a representative of the church, regarding the upgrades needed. Discussion.

Utility Manager Cassiday advised they have talked with the engineers about the lift station at the County Garage and asked them to look at its adequate capacity for the new Hard Truth Hills complex coming into this lift station. They received a report on the lift station yesterday and are looking over the information and should decide soon what needs to happen with this lift station.

D. COUNCIL INQUIRIES

Utility Manager Cassiday reported the sidewalk behind the Old School Way restrooms has been modified as agreed upon and is now ADA compliant. President King asked Town Attorney Roberts if they have documentation saying the Town owns all the property that the sidewalk is on. Town Attorney Roberts advised the current property owner needs to give the Town a release of property and he will prepare the proper release or quit claim.

3) ADMINISTRATION MANAGER – PHYLLIS CARR

A. RIGHT OF WAY REQUEST

- **WE CARE GANG – ANNUAL ABE MARTIN COUNTY PICNIC – SEPTEMBER 15-16, 2017**

Administration Manager Carr advised the We Care Gang annual event with Out House races is requesting on September 15-16 to have parking spaces blocked on Friday night and roads/alleys blocked on Saturday morning.

- **SALVATION ARMY – STREET CARNIVAL – SEPTEMBER 16, 2017**

Councilmember Omberg announced the Salvation Army is having a Street Carnival on September 16th and requesting that Jefferson Street from Pittman House Lane to West Washington Street be closed.

- **BIG WOODS BREWERY – QUAFFTOBERFEST – SEPTEMBER 30, 2017**

Councilmember Omberg spoke about the September 30th Quafftoberfest and advised they are requesting to close Molly's Lane for the event.

- **NATIONAL NIGHT OUT – OCTOBER 3, 2017**

Councilmember Omberg reported that the annual National Night Out event will be held October 3rd at that Village Green and requesting that the area be blocked off from traffic from 4pm to 9pm.

- **METHODIST CHURCH – FALL FARE – OCTOBER 6-7, 2017**

Administration Manager Carr advised the Nashville Methodist Church is requesting the area around the

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Village Green be blocked off from parking on October 6th and the roads be blocked on October 7th for their annual Fall Fare.

• SALVATION ARMY – PARADE OF LIGHTS – DECEMBER 2, 2017

Councilmember Omberg advised the Salvation Army is requesting the street be blocked for the Parade of Lights on December 2nd. Administration Manager Carr noted the route for the parade is the same route that the Spring Blossom Parade uses.

Councilmember Omberg made a motion to approve all the right of way requests presented this evening. Councilmember Jacoba seconded the motion. All were unanimously in favor.

B. 2017 CONSUMER CONFIDENCE REPORT (CCR)

Administration Manager Carr reported on July 1, 2017 their new water report was sent out.

C. LEAD AND COPPER SAMPLING

Administration Manager Carr advised the Lead and Copper report that is due September 30, 2017 is already completed.

4) POLICE CHIEF – BEN SEASTROM

A. COUNCIL INQUIRIES

Police Chief Seastrom announced that Crisis Intervention Advocate Tonya Harden has put in her notice and will be leaving the department in about a week and a half. They have started the process to replace her and they will be keeping the grant for another year. He noted they will be getting a new grant advisor from Indianapolis.

Police Chief Seastrom presented the Council with a packet of information concerning replacing the department's dying fleet of vehicles. He explained they have been working on this for four months and the plans were to do a trade in with a car lot in Salem, Indiana. For the trade in they would receive new cars and equipment with a warranty. Police Chief Seastrom advised they need to get rid of the trucks and he tried to work out a deal with the Street Department but that fell through. President King thought this deal was already done. Utility Manager Cassidy advised that he and Town Manager Rudd discussed this and it came down to the \$9,000 payment. President King commented that it is either that or they lose a bunch of money. Town Manager Rudd advised what the Street Department needs and what the Police Department has to offer are not the same things. Discussion of the fleet replacement.

Councilmember Omberg suggested Police Chief Seastrom buy four new vehicles and keep the two trucks. Discussion. Police Chief Seastrom advised he will need a fleet of 8 vehicles and they will have to come up with two more vehicles. Further discussion.

Police Chief Seastrom asked where Town Attorney Roberts is at with collections. Town Attorney Roberts advised he does not have an answer yet on the collections. However, he did prepare the Traffic Court Ordinance and it is before the Council this evening. Town Attorney Roberts has received the requested forms from the Police Department and is working on revising those so that they will apply to their system. Town Attorney Roberts advised he would have this paperwork completed before he leaves for Montana in two weeks.

President King spoke again about the Town park and reported that he has seen tourists in this Town for seventy years and if they can park somewhere they will. If there is not someone there at the Town park

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showing people where to park their cars the cars will have a problem with people trying to exit the area. Discussion. An audience member asked how many parking spaces there are at the Town park. The Council answered that there are no parking spaces in the park.

Nancy Crocker commented that if the Town park was in a state that cars could be parked there in October, could an entity such as the Volunteer Fire Department do a parking fundraiser there. President King commented that the area is not able to hold cars right now. Councilmember Omberg noted this is a residential area and they would have to get a special exception. He also noted there is a covenant with the neighboring residents of the Washington Street parking lot concerning what type of parking is allowed. Discussion.

5) TOWN ATTORNEY – JIM ROBERTS

A. TRAFFIC COURT ORDINANCE

Vice-President Gore asked if the Police Department will make any money establishing the traffic court. Town Attorney Roberts advised it will depend on the volume and number of people that elect to do the diversion. He noted there is a substantial discount if the person pays promptly and elects the diversion. Those paying the diversion will not incur any additional fees from Town Attorney Roberts office; however, the violations that are contested will cost additional attorney fees to the Town. Discussion.

Town Attorney Roberts suggested if they have a contested stop sign violation they should rewrite the ticket under the state statute which would make it an infraction rather than an ordinance violation. Police Chief Seastrom offered it to be written as a policy and they will do so.

Town Attorney Roberts asked if the Council was ready to pass the Traffic Court Ordinance today or if they wanted to think about it. Vice-President Gore asked if there will be an additional clause entered into the ordinance concerning the earlier discussion. Police Chief Seastrom advised this would just be a policy and not needed to be written into the ordinance.

Councilmember Omberg asked if a ticket is not contested and the fine is paid, does the money go into the General Fund. Police Chief Seastrom advised all the money will go into the General Fund. Councilmember Omberg asked about Court. Police Chief Seastrom explained they are making an agreement to utilize their current county court. Town Attorney Roberts explained the process and advised they can file violations as an ordinance violation with the Circuit Court. They will decide on case by case basis which will be filed. Councilmember Omberg voiced his concern with this process and turning it into a revenue stream. Discussion.

Councilmember Rudd made a motion to go ahead and sign this ordinance. Vice-President Gore seconded the motion. President King, Vice-President Gore, Councilmember Jacoba and Councilmember Rudd voted in favor of the motion. Councilmember Omberg voted against the motion. The motion passed 4-1.

B. COUNCIL INQUIRIES

Regarding the Town park, Town Attorney Roberts advised he has gone ahead and filed for a special exception to go before the Board of Zoning and Appeals on September 27, 2017. He noted that the Town's Intern Zac Huneck did a good job of putting this paperwork together. Town Attorney Roberts explained there is a parking requirement for a park and they are proposing to the BZA to satisfy this parking requirement with the paved Washington Street parking lot that is adjacent to the park.

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6) ANY OTHER BUSINESS THAT MAY COME BEFORE THE COUNCIL


President King asked for a motion to authorize the Administrative branch of the government here to purchase blinds for the meeting room. Town Manager Rudd advised they looked at purchasing blinds last year and got one bid of \$4,000. An audience member suggested going to IU Surplus to get curtains for \$5.

ADJOURNMENT


President King adjourned the meeting at 8:01pm.


The audio recording made at the Town Council meeting on 8-17-17 is retained in the office of the Town Clerk-Treasurer.

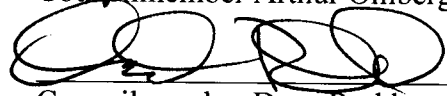

Clerk-Treasurer Brenda K. Young


President Charles B. King


Vice-President Jane Gore


Councilmember Alisha Jacoba


Councilmember Arthur Omberg


Councilmember Dave Rudd