

## **NASHVILLE TOWN COUNCIL MEETING THURSDAY, OCTOBER 19, 2017**

**ATTENDANCE:** Council members present – President Charles B. King, Vice-President Jane Gore, Councilmember Arthur Omberg and Councilmember Dave Rudd. Council member not present – Councilmember Alisha Jacoba. Also in attendance – Town Manager Scott Rudd, Utility Manager Sean Cassiday, Administration Manager Phyllis Carr, Police Chief Ben Seastrom, Clerk-Treasurer Brenda Young and Deputy Clerk-Treasurer Debbie Ferry.

### **COUNCIL BUSINESS – 6:31pm**

**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 Clerk-Treasurer Young.

**4) APPROVAL OF THE AGENDA**

President King announced under the Redevelopment Commission report they will remove the Riverfront License recommendation at this time.

Councilmember Omberg moved to approve the agenda as amended. Vice-President Gore seconded the motion. All were unanimously in favor.

**5) NOTES TO NOTE**

President King commented that there may be a letter to the editor in the newspaper next week that he would like to address. He reported that in the late 1920's to the 1930's the Town and the County planted maple trees along the property lines throughout the Town. Over the years the trees have deteriorated and nine years ago he requested that the Town remove the dying trees alongside his property. The Town did not want to remove the trees so President King paid for a survey and the trees were found to be on the Town's right of way.

President King advised after the survey the Town removed one of the four trees and removed the stump. After several years, President King paid to have the other three trees removed from the area. President King asked the Town if they would be willing to grind the stumps of the trees he paid to have removed and this work was completed this week. President King has heard that someone believes he is abusing his authority by having this work done and he just wanted to explain the facts.

**6) APPROVAL OF THE MINUTES – 9-21-17 AND 9-28-17 MEETINGS**

Councilmember Omberg moved to approve the minutes of the 9-21-17 and 9-28-17 meetings as presented. Councilmember Rudd seconded the motion. All were unanimously in favor.

**7) CLAIMS**

Councilmember Omberg made a motion to approve the claims for the period from 9-15-17 to 9-30-17 and for the period of 10-01-17 to 10-12-17. Councilmember Rudd seconded the motion. Vice-President Gore advised that she reviewed the claims this month. All were unanimously in favor.

Councilmember Omberg made a motion to approve the claim in the amount of \$3,695.56 for the Superfleet MasterCard for fuel for the Town vehicles. Councilmember Rudd seconded the motion. All were unanimously in favor.

## **8) COMMUNICATIONS**

### **A. Written**

- **CABIN FEVER 5K FUNDRAISER RUN**

Administration Manager Carr presented a request for the Cabin Fever 5K Fundraiser for the Brown County Parks and Rec. She explained they used to run on Greasy Creek but due to hazards on the road they are requesting to run on Town streets but not requesting any roads to be blocked. The event is scheduled for Saturday, November 4, 2017 from noon to 2pm. Administration Manager Carr advised the run will start at the YMCA, go along the Salt Creek trail, along Washington, Johnson, Mound, Locust Lane, E. Main, Schoolhouse Lane and ending at the high school. Police Chief Seastrom advised he will not have manpower to help monitor the run. Discussion.

Councilmember Rudd made a motion to allow the run on the streets as mapped. Vice-President Gore seconded the motion. All were unanimously in favor.

### **B. Audience**

- **JIM HAYS – POLICE MERIT COMMISSION**

Jim Hays reported the Police Merit Commission met on Monday, October 16, 2017. He advised that the Town Council established the Merit Commission which has five volunteers on the board. They didn't know at the time, but they were budgeted \$500 for each Commission member. However, the only thing that Police Chief Seastrom can cut out of the budget is this line item. Mr. Hays commented that cutting the budget with their line item seems like an issue that should be addressed.

Mr. Hays also noted that it is difficult to hear the Council members in the back of the room during the meetings. He asked that the sound system be addressed. The Council members moved the microphones closer and this seemed to help.

- **WATER & SEWER ADJUSTMENT REQUEST – DIANE CANTRELL**

Diane Cantrell, property owner of 359 Wells Drive, addressed the Council and asked for an adjustment to her water bill that she will soon be receiving. She explained that during the month of September her outside faucet was left on while she was out of town for a week. Someone had come to powerwash her decks and accidentally left the water running. Ms. Cantrell advised that her water consumption during this time period was 3,250 gallons of water and asked for the Council to consider some adjustment to this bill.

President King suggested they adjust the sewer portion of the bill down to normal usage and the water did not go in the sewer. Councilmember Omberg asked if this was a water leak what would happen. Clerk-Treasurer Young advised if this was a water leak the water adjustment credit would be \$224.84 and the wastewater adjustment would be \$272.61. Discussion. Councilmember Omberg advised the total bill is \$699.17.

Vice-President Gore made a motion to adjust only the sewer portion of the bill. Councilmember Rudd seconded the motion. Councilmember Omberg asked if they could work a little bit with the water bill and maybe give her a \$112 adjustment on the water. Councilmember Rudd and Vice-President Gore both commented that since this is not a water leak they are not in favor of a water adjustment.

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Discussion. Vice-President Gore withdrew her motion and Councilmember Rudd withdrew his second of the motion.

Councilmember Omberg made a motion to adjust the sewer portion of the bill by \$272.61 and adjust the water portion of the bill by \$112. No second on the motion and the motion died.

Vice-President Gore made a motion to adjust only the sewer portion of the bill by \$272.61.

Councilmember Rudd seconded the motion. President King, Vice-President Gore and Councilmember Rudd voted in favor of the motion, Councilmember Omberg voted against the motion. The motion passed 3-1.

### • BROWN COUNTY REGIONAL SEWER DISTRICT

BCRSD President Debbie Larsh presented a letter to the Council asking follow up questions if the Town decides they have space for the district's sewer waste. They need to know that maximum daily flow rates allowed from the district and if the original rate given last year will remain the same.

Utility Manager Cassiday advised they will have to look at the rates before he can comment on this.

Discussion. Councilmember Omberg asked if Blue Elk were to be developed would they have enough capacity to bring in the district. Utility Manager Cassiday advised we are running about 57% capacity now and he will have to look at Big Woods and Blue Elk potential flow rates and run the numbers.

Discussion.

Utility Manager Cassiday and Councilmember Omberg will meet and discuss the numbers within the next two weeks and bring the information back to the next Town Council meeting. President King asked how soon the BCRSD would like to hook on the Town's wastewater treatment plant. BCRSD President Larsh advised they are hoping to hook on within the next three years. They would like to know as soon as possible if they will be able to hook on to the Town because if it is not feasible they will have to look elsewhere. President King commented that they want the BCRSD to succeed for the health of Brown County and the Town wants to help them out all they can.

BCRSD President Larsh introduced new board members Phil LeBlanc and Secretary-Treasurer Judy Swift Powdrill.

### **BOARDS AND COMMISSIONS REPORTS**

#### **1) BROWN COUNTY VOLUNTEER FIRE DEPARTMENT REPORT**

Brown County Fire Department Chief Nick Kelp announced they have two weekends left for their fish fry fundraiser and invited anyone from the community to work the tent with them.

BCFD Chief Kelp received a phone call regarding the engine that caught fire and there are only a few more things to fix before they will get it back. He is hoping that it will be ready by early next week.

BCFD Chief Kelp spoke about the pedestrian crossing sign that is on East Main and he advised he cannot get his fire engine through this area. He suggested they remove one of the parking spots on the southeast end of the sign if they want to leave the crossing sign in place. Utility Manager Cassiday reported he has heard from the school bus drivers that they too have the same issue and would like some parking spaces eliminated. Discussion. BCFD Chief Kelp asked he be consulted with all future road changes as they affect the fire department runs.

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BCFD Chief Kelp advised that a few months ago the Council asked him what tax rates the fire department would need to continue to operate. He presented the most expensive case scenario and a tax rate that would sustain a 24/7 fire department staffing would be \$233.10 a year and an additional \$33.30 for the cumulative fund making it a total of \$266.40 per year on a \$100,000 home. He noted people typically pay \$760 per year for cell phones and \$944 per year on home insurance. There is a possibility that the cost of home insurance could go down with the existence of a full time fire department.

BCFD Chief Kelp looked at the budgeted amount that current town residents pay for a \$100,000 is \$9.60 per year and township residents pay \$16.50 per year. Discussion. BCFD Chief Kelp explained with the proposed tax rate his operating budget would be around \$900,000 a year and the cumulative fund budget would bring in around \$176,000 a year. The cumulative fund would primarily be used for vehicle replacement.

### **2) PARKING AND PUBLIC FACILITIES REPORT**

Administration Manager Carr reported at this month's meeting the Commission discussed the lighting at the Pat Reilly parking lot and those lights have been ordered. They will be installing eight lights in the lot and see how this works.

Administration Manager Carr advised they also discussed the lighting at the Washington Street lot and Pittman House Lane and they will install lighting in these areas when they do the lighting in the new park.

### **3) ARTS AND ENTERTAINMENT REPORT**

Arts and Entertainment Commission President Nancy Crocker announced they have had the pad poured at the Pat Reilly parking lot for the Dancers sculpture. They are working with Shelby Materials to create a document that says if something happens to the sculpture while it is being moved that Shelby Materials will not be responsible.

NAEC President Crocker advised they have received the okay from the school to move the All Together Now sculpture at the Junior High. They see this as collaboration and getting the kids involved.

### **4) REDEVELOPMENT REVIEW COMMISSION**

Town Manager Rudd reported they had a meeting this month and talked about broadband in the county. They also heard from a representative of the County Redevelopment Commission who talked about a comprehensive plan and economic development strategy for the county.

### **5) DEVELOPMENT REVIEW COMMISSION REPORT**

Administration Manager Carr reported the meeting this month has been rescheduled for next Tuesday, October 24, 2017. In the meantime she has approved three signs in-house and two COA's.

### **6) TREE BOARD REPORT**

Administration Manager Carr advised the Tree Board met today and all the trees from this year's list have been removed. Most of the stumps have also been removed. The Tree Board plans to start planting trees this fall.

Town Manager Rudd reported that Duke Energy awarded a \$7,500 grant to the Town to plant native plants and interpretive signage. He has asked that the Tree Board shepherd this project on the new Town Park site and they have agreed.

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Councilmember Omberg asked if the Tree Board discussed the letter from a resident requesting that a tree be removed by Johnson and Franklin Streets. Administration Manager Carr advised she contacted the surveyor today to make sure the tree is on Town property. If surveyor finds that the tree is on Town property they will remove the tree.

### **7) ANY OTHER UNFINISHED BUSINESS OR COMMENTS THAT MAY COME BEFORE THE COUNCIL**

Nothing further presented.

### **NEW BUSINESS**

#### **1) ORDINANCE 2017-11 AN ORDINANCE TO REZONE PROPERTY AT 210 JEFFERSON STREET NORTH**

Town Manager Rudd advised the property that is requesting to be zoned is Slim Smith's old house on the corner of Jefferson and Mound Street. The petitioner is requesting that the property be rezoned to Restricted Buffer. Town Manager Rudd explained there are two lots on the property and one of the lots was recommended to be rezoned by the Plan Commission and the other was not. Vice-President Gore advised the lot with the house was recommended to be rezoned but the vacant lot was not.

Town Manager Rudd explained the ordinance has been written so that the Council could rezone one or both lots.

Councilmember Rudd made a motion to accept the recommendation of the Plan Commission. Discussion of the ordinance. Vice-President Gore made a motion have the first reading of Ordinance 2017-11 by title only. Councilmember Rudd seconded the motion. All were unanimously in favor. Councilmember Omberg read aloud 2017-11 by title only.

Vice-President Gore made a motion to suspend the rules and have the second reading of Ordinance 2017-11 by title only. Councilmember Rudd seconded the motion. All were unanimously in favor. Councilmember Omberg read aloud 2017-11 by title only.

Councilmember Omberg made a motion to adopt Ordinance 2017-11 with the approval of Section 1 and the denial of Section 2. Councilmember Rudd seconded the motion. All were unanimously in favor. President King announced the ordinance has been adopted for the lot that the house sits on. If the petitioner would like to have the second lot rezoned they would have to go through the process once again.

### **2) ANY OTHER BUSINESS THAT MAY COME BEFORE THE COUNCIL**

Nothing further presented.

**RECESS** A recess was called from 7:26pm – 7:33pm

### **REPORTS**

#### **1) CLERK-TREASURER – BRENDA YOUNG**

President King announced that Clerk-Treasurer Young has been elected at the President of Accelerate Indiana Municipalities. She thanked the Town Council for their support.

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### **A. ADOPTION OF 2018 BUDGET**

Clerk-Treasurer Young advised before the Council is Ordinance 2017- 12 for the 2018 appropriations and tax rates. This ordinance contains the same budget that was advertised in the newspaper and presented at the public hearing. She explained they are not raising the levy; it is the same as 2017. Vice-President Gore made a motion to have the first reading of Ordinance 2017-12 by title only. Councilmember Rudd seconded the motion. All were unanimously in favor. Councilmember Omberg read aloud 2017-12 by title only.

Vice-President Gore made a motion to suspend the rules and have the second reading of Ordinance 2017-12 by title only. Councilmember Rudd seconded the motion. All were unanimously in favor. Councilmember Omberg read aloud 2017-12 by title only.

President King asked for a vote in favor of adopting Ordinance 2017-12. All were unanimously in favor and the ordinance was adopted. Clerk-Treasurer Young advised she will file the ordinance on-line with the State Tax Board.

### **2) TOWN MANAGER/ECONOMIC DEVELOPMENT DIRECTOR – SCOTT RUDD**

#### **A. VILLAGE GREEN RIBBON CUTTING AND BROADBAND ANNOUNCEMENT – OCTOBER 27, 2017 AT 2:30PM-3:30PM**

Town Manager Rudd announced that the Village Green Ribbon Cutting and Broadband announcement will be a great celebration of community partnership. Lieutenant Governor Suzanne Crouch will be joining them for the event and he encouraged everyone to attend.

#### **B. 2017 SIDEWALK PLANS**

Town Manager Rudd advised the Brown County Historical Society is unable to provide matching funds for the sidewalk along Mound Street at this time. Things are still in flux at this time they have \$11,000 in matching funds for sidewalks.

Nancy Crocker asked if the Town was going to replace the sidewalk by the Tilton house as people are tripping over this area. Town Manager Rudd reported that Administration Manager Carr will write a letter to the property owner regarding the sidewalk. President King commented that they could grind down the sidewalk but could not replace it without a match from the property owner.

Councilmember Omberg asked if anyone has looked at the sidewalk by the Hob Nob. Utility Manager Cassiday reported that he has not looked at this yet. Councilmember Omberg asked that they discuss this at the next Town Council meeting.

#### **C. 5 YEAR CAPITAL IMPROVEMENT PLAN**

Town Manager Rudd reported that the General and EDIT funds are wrapped up. However the utilities are in flux for a variety of reasons. As they work on their budget and other expense matters this should shake out. He will get a draft to the Council when this happens.

#### **D. COUNCIL INQUIRIES**

Town Manager Rudd spoke about the new kiosk maps and that they are a result of the lot of work and collaboration between the Town, CVB, DNR and Hoosier National Forest. These maps will be installed at the new Village Green Playspace area. Nancy Crocker noted that local artist Rob Besosa is building the kiosk frame for the maps.

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Councilmember Omberg asked about the status of the sidewalk in front of the new visitor's center. Town Manager Rudd advised that he and Utility Manager Cassiday met with a contractor at the site. They are still waiting on permits from the State to install the sidewalk. Utility Manager Cassiday noted they are trying to help the CVB to get the permit with the State quicker. Discussion.

### **3) UTILITY MANAGER – SEAN CASSIDAY**

#### **A. UPDATE ON WATER CIP GRANT**

Utility Manager Cassiday announced they have everything in place for the Water CIP grant and the request for bids was in the newspaper on October 18, 2017.

#### **B. 2018 COMMUNITY CROSSINGS PAVING**

Utility Manager Cassiday advised the engineer will come down and look at all the proposed projects on-site. They will then send out requests for bids on the projects. He is hoping to have the bids locked up by the beginning of 2018 and then get paving dates set.

#### **C. COUNCIL INQUIRIES**

Utility Manager Cassiday spoke about the variable speed blowers at the wastewater treatment plant. This last month their electric bill was down \$600 by using this new blower. Treatment Plant Operator Robin Willey is putting together a list of ways these new blowers are helping things around the plant. Utility Manager Cassiday noted there is a three year warranty on the variable speed blowers.

### **4) ADMINISTRATION MANAGER – PHYLLIS CARR**

#### **A. VILLAGE GREEN REVITALIZATION PROJECT UPDATE**

Administration Manager Carr reported all that is left to be installed are the stone benches and they should be here soon. Vice-President Gore believes the new town pump should be installed today or tomorrow.

### **5) POLICE CHIEF – BEN SEASTROM**

#### **A. COUNCIL INQUIRIES**

Police Chief Seastrom advised he needed to cut \$9,000 from his budget to pay for insurance for the new Crisis Intervention Advocate which is no longer part of the grant. In order to cut \$9,000 from the budget he took pay from the Merit Commission Board, a portion out of part-time officer funds, as well as a couple other different line items. Police Chief Seastrom hopes to make this good for the Merit Commission in the 2019 budget year.

### **6) ANY OTHER BUSINESS THAT MAY COME BEFORE THE COUNCIL**

BCFD Chief Kelp announced that the Fire Department will be running medical runs in Van Buren Township as the Van Buren Fire Department is not legally able to make medical runs. He is not sure how long they will be covering this area.

### **7) ADJOURNMENT**

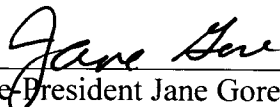
Councilmember Rudd moved to adjourn and Councilmember Omberg seconded the motion. President King adjourned the meeting at 7:54pm.

*The audio recording made at the Town Council meeting on 10-19-17 is retained in the office of the Town Clerk-Treasurer.*

  
Clerk-Treasurer Brenda K. Young

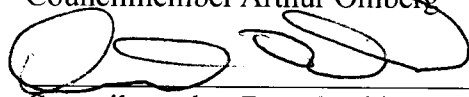
  
President Charles B. King

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Vice President Jane Gore

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Councilmember Alisha Jacoba

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Councilmember Arthur Omberg

  
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Councilmember Dave Rudd