

**TOWN COUNCIL REGULAR MEETING
THURSDAY, MAY 18, 2023, AT 6:30PM
IN PERSON AT NASHVILLE TOWN HALL
200 COMMERCIAL STREET
AND VIDEO CONFERENCE VIA ZOOM**

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

- 1. OPENING THE MEETING** – by President Gore at 6:30pm.
 - A. Pledge of Allegiance**
 - B. Roll Call** – by C/T Young
 - C. Approval of the Agenda** – Councilmember Hofstetter motioned to approve the agenda. Councilmember Rudd seconded. All were unanimously in favor of the motion.
- 2. APPROVAL OF THE CONSENT AGENDA** – Councilmember Hofstetter motioned to approve the Consent Agenda. Councilmember Wilson seconded. Vice-President Miller recused herself from the vote. President Gore, Councilmember Hofstetter, Councilmember Rudd, and Councilmember Wilson were all in favor of the motion.
 - A. Consider Approval of Claims (Accounts Payable Vouchers and Payroll Allowance Docket)**
 - B. Consider Approval of DNR Water Project Claims**
 - C. Consider Approval of Ara Claim for Professional Services**
 - D. Consider Approval of Meeting Minutes: 4-20-2023, 4-28-2023 and 5-02-2023**
 - E. Consider Riverfront License Renewal for Robinwood Inn Corp. DBA Bird's Nest Cafe (36 W. Franklin Street)**
 - F. Consider COVID-19 Response Grants for Small Businesses - CBDG Phase 3 Supplemental Grant Draw Request**
 - G. Consider Resolution 2023-05 A Resolution Authorizing Temporary Transfers to Depleted Funds**
- 3. CLERK-TREASURER REPORT**
 - A. Fund Balance Report** – Clerk-Treasurer Young asked if anyone had any questions regarding the monthly financials that they had received. There were none.
 - B. Ordinance 2023-07** – C/T Young explained the need to adopt this ordinance so there is a fund created to put the \$250,000 CBDG COVID-19 Grant Phase 3 Supplemental Funding funds in to help local businesses. Councilmember Hofstetter motioned to have the first reading of Ordinance 2023-07 by title only. Councilmember Wilson seconded. All were unanimously in favor of the motion. Councilmember Hofstetter read aloud Ordinance 2023-07 by title only. Councilmember Hofstetter motioned to suspend the rules and have a second reading of Ordinance 2023-07 by title only. Councilmember Wilson seconded. All were unanimously in favor of the motion. Councilmember Hofstetter read aloud Ordinance 2023-07 by title only. Councilmember Hofstetter motioned to adopt Ordinance 2023-07. Councilmember Rudd seconded. All were unanimously in favor of the motion.

Councilmember Rudd motioned for the Clerk-Treasurer to have approval to write the checks to the businesses that were awarded grants up to \$250,000. Councilmember Wilson seconded. All were unanimously in favor of the motion. C/T Young advised these checks will be listed on the Claims Register next month.

4. MONTHLY DEPARTMENT REPORTS

A. Police Department – Chief Heather Burris presented her monthly report.

- Lt. Mike Horn and Training Commander Mick Reddick completed the second part of the training for bomb school.
- Officer Dylan Smock and Chief Heather Burris attended the PIO (public information officer) conference hosted by Evansville Police Department, sponsored by Flock Camera system.
- Training Commander Mick Reddick attended Human Trafficking training in Hancock County. (Free to the Nashville Police Department)
- Lt. Mike Horn attended Taser training as an instructor.
 - May 31st, 2023, Officers with Nashville Police Department will be trained by Lt. Mike Horn to certify the Department to carry the new Taser 7.
- Officer Scott Bowling has been working diligently to fill the department schedule.
- Community Clean up in April was very successful; most of the heat rock was removed from our flower beds.
- The National Night Out committee has been established.
- Officers will be participating in the dunk tank at the 4-H fair to support the 4-twelve youth group in efforts to raise money for their cause.
- Cody Hinkle and Bob Hinkle from Ft. Wayne visited Nashville for the Spring Blossom Parade and The Brown County Democrat wrote an article for this young man to have as a proud keepsake from our Police Department and community.
- Memorial Day: Officers are assisting the VFW for a moment of Silence to the dedication of our Armed Forces.
- Nashville Police Department is hosting Instructor Development on May 22 – May 26, 2023. The training is bringing officers all the way from South Bend to train with Indiana Law Enforcement Academy and the Nashville Police Department.
- Chief Burris thanked the Brown County Community Foundation for their donation of funds to purchase a refrigerator for the Nashville Police Department.

RANDOM FACTS:

- Human teeth are the only part of the body that cannot heal themselves. Teeth are coated in enamel which is not a living tissue.
- The Ancient Romans used to drop a piece of toast into their wine for good health; this is where 'raise a toast' came from.

B. Fire Department – Chief Sean Fosnight advised that the department has had 215 runs so far this year. He advised that Engine 13 was repaired and is now back on the road. The repairs cost less than they anticipated. They have completed a live burn at Creekside which included students and instructors from around the state. There will be a training at Creekside with National Guard

Task Force 1 who trains with the Israelis Government. They will be creating a tornado scene and will be training on building collapses. The training will include collapsing 4 buildings and will drop some trees around the buildings. The training will last 36 hours. The site will be cleaned up after the training.

Budget – Chief Fosnight asked about the timing to turn in their budget for 2024. C/T Young advised them to turn it in before the end of June, so they have it before the budget work sessions begin.

C. TOWN ADMINISTRATION – CAO Carr presented the following Right of Way requests to the Council for approval.

Right of Way Requests:

- **Nashville General Store – Brian Yeatman – Auction – June 10, 17 & 24, 2023 from 9-6pm** - Councilmember Rudd motioned to approve the Right of Way request. Councilmember Wilson seconded. All were unanimously in favor of the motion.
- **Big Woods Brewing Co. – 44 N. Van Buren – July 1 and September 23, 2023, from 10am to 10pm** – Councilmember Hofstetter motioned to approve the Right of Way request. Vice-President Miller seconded. All were unanimously in favor of the motion.
- **Heritage Mall Mural Painting – Kurt Eagleman – June 5-16, 2023, from 9am to 5pm** – Councilmember Wilson motioned to approve the Right of Way request. Councilmember Hofstetter seconded. All were unanimously in favor of the motion.
- **CAO Carr advised that she will be approving in house the following:**
Fiber optic cable will be installed on Pittman House Lane and South Jefferson. It will only be blocked for a couple of hours. Also, William Hamilton of the VFW Post would like to close off a section on East Main for about 5 minutes on Memorial Day to honor those who have passed.

D. Town Attorney - Town Attorney Jones advised that she is working on the Personnel Handbook and has been helping with some of the ordinances. She is also working on an ordinance that will address Food Trucks.

E. Town Manager – Town Manager Jones presented her monthly report. She advised that next Monday, thanks to Councilmember Rudd, the alleys of Honeysuckle, Molly's Lane, and Old Hickory will be paved. The affected businesses have been notified of the paving project. Tomorrow morning the Arts Village Banners will be hung on all 4 corners at the stop light by Everywhere Signs.

Attorney Jones, CAO Carr and Town Manager Jones have been working on public restroom contracts as Contractor Cheryl Fox has put in her notice. They are looking to hire a temporary janitorial service to fill in for 30 days until they determine if they want to hire an employee or have a contractor. Discussion.

Town Manager Jones advised that she has been working on the ordinances that were before the Council this evening.

5. UNFINISHED BUSINESS

- A. Residential Parking Permit Request – R. Patrick** – Mr. Patrick presented his request and thanked the Council and Town Manager Jones for looking at the site of his residential parking permit request. Councilmember Hofstetter noted that she did not see anything in the ordinances that would prevent them from approving this request. After the discussion, Councilmember Hofstetter motioned to approve the request. Councilmember Rudd seconded. All were unanimously in favor of the motion.
- B. Carmel Corn Cottage Awning Request – C. Rossa** – Tammy, the sister of C. Rossa, was present to discuss their awning request. She presented a few old photos of the old awning and the bench. The Council asked questions about the awning drawings, size of the awning, location, tree replacement, concrete posts, replacement of sections of the sidewalk, etc. CAO Carr had a prior Tree Board member go down and look at the tree in question of removal and they felt it needed to be replaced with flowers. After the discussion, Councilmember Rudd motioned to approve the request. Councilmember Wilson seconded. All were unanimously in Favor of the motion.
- C. Bicycle-Pedestrian Plan Funding Request** – Councilmember Hofstetter explained that a few years ago the Council approved the creation of the Ad Hoc committee for bicycle-pedestrian safety. It was a temporary committee with the purpose of developing a bicycle pedestrian master plan. She advised that we have collaborated with the county and have a bid to create the master plan.

David Ratowitz asked if the master plan would include a bicycle safety plan for EMS. Fire Chief Fosnight spoke about the need for access points for an ATV for injury transport. Kevin Allen spoke about what the plan will entail and how it will address connectivity. He noted there will be a public hearing where they will take comments on the plan as it is developed.

Councilmember Hofstetter motioned to approve EDIT funds in the amount of \$5,500 for the Pedestrian-Bike Trail Master Plan. Vice-President Miller seconded. All were unanimously in favor of the motion.

6. NEW BUSINESS

- A. Consider Ordinance 2023-04 An Ordinance Amending Prohibited Nuisances and Striking Section 92.02** – Councilmember Wilson motioned to have a first reading of Ordinance 2023-04 by title only. Councilmember Rudd seconded. All were unanimously in favor of the motion. Councilmember Wilson read aloud Ordinance 2023-04 by title only. Councilmember Wilson motioned to suspend the rules and have a second reading of Ordinance 2023-04 by title only. Vice-President Miller seconded. All were unanimously in favor of the motion. Councilmember Wilson read aloud Ordinance 2023-04 by title only. Councilmember Wilson motioned to adopt Ordinance 2023-04. Councilmember Rudd seconded. All were unanimously in favor of the motion.
- B. Consider Ordinance 2023-05 An Ordinance to Rezone Property - 490 N. Jefferson Street** – President Gore noted that since she is on the Area Plan Commission, she would like to make some comments. She noted that the property is currently a duplex and by taking this off the residential inventory it would be taking two residences off and converting it to tourist rental.

She also expressed concern over access. Councilmember Rudd motioned to deny the request. Vice-President Miller seconded. President Gore asked if there was any discussion or comments. Ranatta Raper, the petitioner, spoke about the request and noted that it will end up being one rental unit. She spoke about her other long-term rentals in the community. She will have a local company taking care of the day-to-day rentals and she will be around and will keep the property maintained. She spoke about the parking area and that they have not had any issues. She talked about the process of handling any tenant issues. Mark Raper spoke on behalf of their request and about the concerns presented this evening. Police Chief Burris spoke about possibly limiting the number of vehicles parking at a time in this location and having Mr. Raper, a retired State Police Officer, be a contact for our Officers in case of a situation. Nancy Crocker, a member of the BZA Board of Zoning Appeals, noted that if things continue, they possibly will approve at least 30 tourist rentals in the county by the end of this year. She supported the motion to deny this request. After the discussion, all were unanimously in favor of the motion to deny the request.

C. Consider Ordinance 2023-06 An Ordinance Designating One-Way Alleys off

Van Buren Street – Councilmember Rudd motioned to have a first reading of Ordinance 2023-06 by title only. Councilmember Wilson seconded. All were unanimously in favor of the motion. Vice-President Miller read aloud Ordinance 2023-06 by title only. Councilmember Hofstetter motioned to suspend the rules and have a second reading of Ordinance 2023-06 by title only. Councilmember Wilson seconded. All were unanimously in favor of the motion. Councilmember Hofstetter read aloud Ordinance 2023-06. Councilmember Hofstetter motioned to adopt Ordinance 2023-06. Councilmember Wilson seconded. All were unanimously in favor of the motion.

D. Discuss State Form 51766 received from Hawthorne Hills Senior Apartments, LP -President Gore advised this is to continue the tax abatement at Hawthorne Hills Senior Apartments. Councilmember Rudd motioned to pass this. Councilmember Wilson seconded. All were unanimously in favor of the motion.

E. Council President Appointment to Utility Service Board – President Gore appointed Tom Roberts.

F. Council Appointment to Redevelopment Commission – Councilmember Hofstetter motioned to appoint Theresa Ann Cobian to the Redevelopment Commission. Councilmember Wilson seconded. All were unanimously in favor of the motion.

7. PUBLIC COMMENTS –

- Nancy Crocker thanked Bob Willsey for his service on the USB.
- Joe Havlin asked the Council for an update on the Human Rights Commission. Town Manager Jones advised that she has not discussed this with the current Town Council. They will have a discussion to see how they want to address this.
- Michelle Havlin noted that the Historical Society needs volunteers if anyone wants to volunteer.

8. COUNCIL COMMENTS AND ACTION ITEMS – There were none presented.

9. **ADJOURN** – Councilmember Rudd motioned to adjourn. Councilmember Hofstetter seconded. All were unanimously in favor of the motion. The meeting was adjourned by President Gore at 7:42 pm.


Clerk-Treasurer Brenda K. Young


President Jane Gore


Vice-President Tyra Miller


Councilmember Anna Hofstetter


Councilmember David Rudd


Councilmember Andi Wilson