

Town of Newburgh
Town Council Meeting, Wednesday, March 23, 2016

Town council met at 4:30 in Executive Session at Newburgh Town Hall, 23 W. Jennings St., Newburgh, Indiana. The purpose of the meeting is discussion of pending litigation and personnel issues. (This notice is given in accordance with Indiana Code 5-14-1.5-6.)

The Regular Session was opened at Newburgh Town Hall, 23 W. Jennings, Newburgh, IN at 5:40 p.m. by Mrs. Hughes

The Pledge of Allegiance was led by the Town Council

We then celebrated a time of remembrance for any residence of Newburgh who had passed away. No names being mentioned a moment of silence was shared to remember our police officers, firefighters, emergency workers and people in uniform.

The roll was called with the following results.

District I – William F. Kavanaugh - abs
District II – Leanna K. Hughes - present
District III – Stacie M Krieger - present
District IV – Anne Rust Aurand -present
Council-at-Large – Tonya R. McGuire -abs
Clerk-Treasurer – Jon Lybarger - present
Town Manager – Christy Powell - present
Town Attorney – Christopher Wischer –present

It should be noted that Council-at-Large – Mrs. McGuire arrived late to the meeting.

There were two sets of minutes to be reviewed and approved. Both sets of minutes were distributed electronically prior to the beginning of the meeting.

The first set of minutes were from March 9, 2016 – Executive and Regular Session

Motion by Ms. Aurand to approve the minutes as presented

Second by Ms. Krieger

Discussion: None

Vote: Ayes 3; Nays 0

The second set of minutes were from March 17, 2016 – Executive and Regular Session

Motion by Ms. Aurand to approve the minutes as presented

Second by Ms. Krieger

Discussion: None

Vote: Ayes 3; Nays 0

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NEW BUSINESS.

1. Financing for new town fire vehicle – Decision time.

Three bids have been submitted for financing of the new fire vehicle. All bids were for a 4 year term with a total of 8 pays. The bids submitted are as follows:

Lending Institution	Origination Fee	Interest percent
German American Bank	\$100	3.5%
Banterra Bank	\$150	2.4%
Peoples Trust and Savings Bank	\$300	2.9%

There was much discussion regarding which bank to select. The desire was to select Peoples Trust and Savings Bank because they are the only bank to provide a bid that is in the town of Newburgh. But, it is difficult to turn down the low interest rate provided by Banterra and also a reduced origination fee.

Motion by Ms. Aurand to Finance the new fire vehicle through Banterra Bank.

Second by Ms. Krieger

Discussion: None

Vote: Ayes 3; Nays 0

2. Ordinance 2016-05 Designated Depositories.

This is an annual ordinance that should come before council. It is a list of financial institutions with which we may do business. These facilities also need to be accredited by the state.

Motion by Ms. Krieger to have the first reading of 2016-05

Second by Ms. Aurand

Discussion: None

Vote: Ayes 3; Nays 0

Motion by Ms Aurand to accept the first reading of 2016-05

Second by Ms. Krieger

Discussion: None

Vote: Ayes 3; Nays 0

Note: With there being only 3 council members the second reading of the ordinance will have to be delayed until the next meeting.

It was also requested by Ms. Krieger that the name of Lynnville National Bank be changed to LNB Community Bank. This change is allowed and will be reflected in the second reading of the ordinance.

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3. Encroachment agreement between Ralph Hoffman at 622 W Jennings St. This is a standard sewer encroachment agreement that was prepared by Susan Helms. Through a cursory review of the document, Chris had a couple of questions and wished to pursue answers before continuing on with approval of the agreement.
Susan Helms needs to be contacted for clarification on some of the issues, perhaps cover this agreement under the Utility Committee report.

UNFINISHED BUSINESS.

There was no unfinished business.

Note: Prior to the start of Comments by Citizens, Mrs. McGuire arrived at the meeting.

COMMENTS BY CITIZENS (three (3) minutes per speaker).

Roger Johnson – Warrick County Rotary – He is here to request the use of the River town train on 4/16/16 for the annual Walk for Literacy. The walk will be from 7 to 10 French Island Trail will be closed during that time from 66 to State Street.

Motion by Ms Aurand to approve the use of the trail by the Warrick County Rotary

Second by Ms. Krieger.

Discussion: None

Vote: Ayes 4; Nays 0

Melinda Mitchell – She was asking about the status of the proposed neighborhood market. It was mentioned that the plat has been approved, but other than that, there was nothing else to report.

Melinda Mitchell – Burning of vegetation on the Kentucky side of the river. Do we in Indiana have any grounds to complain. The answer was no. They are within their rights to burn the debris that is left in fields by high water.

Diane Floyd – Regarding the burning. We, in Indiana, are covered by IDEM district 3. Kentucky is covered by district 4. The office for district 4 is located in Atlanta.

Don Martin – Tennis lessons at Lou Dennis park – This is a not-for-profit activity using the tennis courts at the park. The lessons will begin the second week of June and will go for six weeks meeting on Tuesday and Thursday mornings. He is requesting approval to use the courts for these lessons. Time of use will be from 8:30 a.m. to 11:00 a.m.

Motion by Ms. Aurand to allow the use of the courts by Mr. Martin.

Second by Ms. Krieger

Discussion: None

Vote: Ayes 4; Nays 0

Dan Kennedy – Zion UCC – Minutes are not up to date on the web site. The last ones posted are from January 13th. The town will review where the problem may be.

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COMMISSION/COMMITTEE REPORTS

COMMISSION.

Air Authority ~ Ms. Aurand

No Report

Board of Zoning Appeals ~ Mrs. McGuire

No Report

Fire ~ Ms. Aurand

During the month of February, there were a total of 21 runs made by Newburgh VFD. A total expenditure of 173 man hours were logged during the month of February.

The fire department has applied for a grant from Vectren for the replacement of all screw-in type bulbs in the station. It is hoped that the firehouse can be completely converted to energy saving lighting.

Squad #15 is being repurposed and soon it will be complete. They are removing all equipment carried in the boat to the squad, thereby making for a more expedient launch of the rescue boat.

The new pickup, Squad #10 has arrived and is ready to go. There are a couple of small issues which are being corrected. The vehicle is being tested by the chiefs to confirm that all things are operating as they should.

The fire department will be hosting two state required training classes. The first is a hazardous materials operations class the second class is fire fighter training for new firefighters. Actually, both classes are required training for new firefighters. The classes are funded by the Department of Homeland Security.

Truck 12 has been repaired and is now back in service.

At the beginning of March, the fire department placed 4 new AEDs in service.

Two were purchased by the township, the other two were purchased through the annual fund drive.

Historic Preservation ~ Ms. Krieger

A quote was received from MCF to move the building intact, no dismantling, for a rate of \$28,000 further review is being conducted.

Review of historical boundaries in general.

Park ~ Ms. Krieger

Next meeting will be 4/7

Plan ~ Mrs. McGuire

No Meeting next meeting 4/4/16 at 5:30

Question regarding verbatim minutes for meetings of last year regarding the 4/6 and 6/1 planning meeting. Minutes are complete and under final review. Should be available soon.

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Police ~ Mrs. McGuire

Meeting was held on 3/14

- Radar Trailer is being requested by many areas. Traffic data still needs to be analyzed.

-Symposium attended by Mitchell and Chief about lessons learned from Ferguson and Baltimore was held in Noblesville. Lots of good information was presented.

-Ephedrine bill moved forward in the state as well as the cameras bill.

-Academy bill did not make to the floor and was rejected. If anyone hears of this starting up next year, be sure to notify Brett.

-April testing of new class of recruits. A good number have applied.

-Surplus car was sold at auction for \$1,200 the auction house retained \$300 so the town received a check for \$900 which will be put into the general fund.

-There is a need to update the town emergency plan documents. Personnel and situations change and these procedures need to be updated periodically.

Motion by Mrs. McGuire to approve the efforts to be given to update emergency plans.

Second by Ms. Aurand

Discussion: None

Vote: Ayes 4; Nays 0

Question: Who will be in charge if an emergency is declared and how will public be informed? Depends on what emergency is declared about who is in charge. Social media as well as news will be informed

-\$1000 Received from the Prosecutors' office will be used to purchase Narcan which is used to counteract drug overdoses. Purchase of two more defibrillators for the police cars.

-Purchase of a new copier for the police department for \$999 from Hoosier Business Machines. The new machine has fax capabilities and will the current fax machine will be surplus.

- 104 citations 130 warnings and 4 ordinance violations for February.

Site Review Committee ~ Mrs. McGuire

No meeting / No report

Storm Water ~ Mr. Kavanaugh

Ms. Aurand mentioned that Mr. Kavanaugh has not attended the last 4 meetings and recommended that if the council representative of the committee cannot attend they should try to get another council member to cover for them. If for no other reason than to have a report that can be brought to council.

-Jefferson Park Bridge an issue and should fall under street department instead of storm water. A quote has been presented to remedy the situation at a projected cost of \$35,000+. The question is where the funds may be found. This will be brought up again at the next storm water meeting.

Street ~ Ms. Aurand

The following activities have been performed by the street department

-Removed salt equipment from town vehicles.

-Landscaping around town weeding, mulching and other activities.

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- Repairing potholes
- Also, there is a list of everything for which the Gator is being used.
- Requested quotes from a mowing services to mow the 30+ acres for the town.

Trash ~ Mr. Kavanaugh, Ms. Hughes

Heavy trash pick-up, has anything been scheduled. In a word; No. Will see about getting one scheduled around the 20th of June.

Utility ~ Mrs. Hughes, Mr. Kavanaugh

- Utility Motions (If available)
- A meter reading agreement has been settled with Chandler. An initial 5 year agreement with increases in reading rates each year. The agreement is renewable for three more terms.
- Also, territorial disputes have been agreed upon. Both utilities negotiated parcels that will be of benefit to both sides.

STANDING COMMITTEES

Finance ~ Mrs. Hughes, Mrs. McGuire

No Report

Personnel ~ Mrs. Hughes, Mrs. McGuire

No Report

SPECIAL BOARDS/COMMITTEE REPORTS

Sidewalk ~ Mrs. Hughes, Mr. Kavanaugh

Locations for cross walks for the streets of Newburgh mostly around schools and down town. A report with recommendations will be made to council at the April 13th meeting.

Arts Commission ~ Mrs. Hughes, Ms. Krieger

Next meeting 4/4/2016

River town Trail ~ Mrs. McGuire, Mrs. Hughes

No Report; Is it o.k. to put yard signs out for the RTT 5K

ZONING ADMINISTRATOR.

- There have been two (2) projects requested representing a total investment of \$11,222.75. The town received \$65 for these permits.
- The window layout for the Secret Garden building has been approved. The construction company will now test the structure of the building to determine if the windows can be supported and take appropriate action.

CLERK-TREASURER.

No Report

TOWN ATTORNEY.

No Report

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TOWN ENGINEER.

Items did not get to the agenda that were submitted by the town engineer. They are being presented in the engineers report. There are as follows:

-2015 CMOM Report completed and ready for approval

Motion by Ms. McGuire to accept the CMOM report

Second by Ms. Krieger

Discussion: None

Vote: Ayes 4; Nays 0

-Quotes for the repair of the West Master Lift Station have been reviewed and the awarding of the bid will be given to PPMI with a quote of \$39,905.

Motion by Mrs. Hughes to approve the recommendation by engineering to award the project to PPMI.

Second by Mrs. McGuire

Discussion: None

Vote: Ayes 4; Nays 0

-Halston Gravity Sewer meeting was held agreement has been signed with Koberstein Construction in the amount of \$242,670.00.

Motion by Mrs. Hughes to approve the agreement

Second by Mrs. McGuire

Discussion: None

Vote: Ayes 4; Nays 0

-Approve the notice to proceed on 3/23/2016 by Koberstein Construction

Motion by Mrs. Hughes to approve notice to proceed.

Second by Mrs. McGuire

Discussion: None

Vote: Ayes 4; Nays 0

-Halston Gravity sewer SRF funded project requires a representative to administer the project. The representative with the Southwest Economic Development Coalition, Karen Conia provides contract for us to sign. Standard procedure for a SRF project.

Motion by Mrs. Hughes to approve

Second by Ms. Krieger

Discussion: None

Vote: Ayes 4; Nays 0

TOWN MANAGER.

-Dave Hester wishes to donate the property to the town that is directly behind the Aurand Trailhead. For the donation, they are asking that the town will install a plaque and bench that recognizes the donation in memory of Charles and Catherine Hester. This will be reviewed and presented at next meeting.

-The council is requested to approve the mosquito spraying contract with Action Pest Control in the amount of \$10,496.

Motion by Mrs. Hughes to approve the contract with Action Pest Control

Second by Ms. Aurand

Discussion: None

Vote: Ayes 4; Nays 0

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MISCELLANEOUS BUSINESS.

-Chris Wischer – Trees on riverfront at IHOP trees were trimmed last fall they, Army Corp of engineers, spent \$2,500 to remove trees. It is asked that we review and determine if more work is needed.

-Leanna – property beside Edgewater. People are wanting to donate benches for the property. What is the status of the property? Also, fencing is needed on the property as a safety feature to keep people from falling into the river.

-Easter parade on Easter Sunday no discussion, no action.

APPROVAL OF CLAIM.

Claims to be paid including any sewer adjustments there may be.

Civil Town \$170,711.73

Sewer \$262,043.35

SRF \$392,318.54

Motion by Mrs. Hughes to approve presented claims

Second by Mrs. McGuire

Discussion: None

Vote: Ayes 4; Nays 0;

ADJOURNMENT.

Time: 7:18 p.m

Motion by Mrs. McGuire to adjourn.


Second by Ms. Krieger

Discussion: None

Vote: Ayes 4; Nays 0;

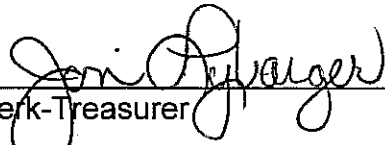
APPROVED this 13 day of April, 2016.

Newburgh Town Council



President

ATTEST:



Clerk-Treasurer