

April 11, 2007
Newburgh Town Council Minutes

The Newburgh Town Council met in Executive Session on Wednesday, April 11, 2007, at 4:30p.m. Those present were Anne Rust Aurand, Eric Ellsperman, Bill Kavanaugh, Alonzo Moore, Shari Sherman, Becky Gentry, Cynthia Burger, and Tom Bodkin. The purpose of the meeting was discussion of personnel issues and contract negotiations and was held in accordance with Indiana Code 5-14-1.5-6.

CALL TO ORDER

The Regular Session was called to order at 5:30p.m. on Wednesday, April 11, 2007, by Council President Kavanaugh.

PLEDGE OF ALLEGIANCE

Jim Koutz led the Pledge of Allegiance.

A moment of silence was observed in memory of Margaret Stephenson Wallace, Ernest H. Koch, Jr., Tom Quirk, and Ida McDowell.

ROLL CALL

Those present at the Regular Session were:

District I – Mr. Kavanaugh
District II – Mr. Ellsperman
District III – Mr. Moore
District IV – Ms. Aurand
Council-at-Large – Ms. Sherman
Clerk-Treasurer – Becky Gentry
Town Manager – Ms. Burger
Town Attorney – Mr. Bodkin

APPROVAL OF MINUTES

MOTION by Ms. Sherman to approve the March 28, 2007, minutes, as submitted.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

Resolution 2007-03 ~ Walk in Newburgh Day

Members of St. John's Catholic School third grade class requested a resolution be passed that designated a day as Walk in Newburgh Day. Members of Mrs. Beverly Schweiss' class included:

Kalin Bender
Keanan Bender
Korey Bender
Alyssa Blessinger
Bryanna Blessinger
Lauren Coney
Mitchell Cron
Sam Crowell
Scott Dayton
Walker Flittner
Luba Hoffman
Jimmy Hunnicutt
Riley Hunnicutt
Kayley Kuhn
Gabrielle McNeill
Gordon McNeill
Ross McNeill
Neamah Mohtati

Mallory Mulzer
Natalie Ogle
Kaitlyn Paris
Sheri Pass
Emily Paul
Colleen Ray
Jimmy Ray
William Rust
Zachary Rust
Nathanial Schadler
Anna Tucker
Andrew Waiz

MOTION by Ms. Sherman for the first reading of Resolution 2007-03.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

Mr. Bodkin read Resolution 2007-03.

MOTION by Ms. Sherman to adopt Resolution 2007-03.

SECOND by Ms. Aurand.

DISCUSSION: None

Mr. Kavanaugh requested a roll call vote.

District I – Mr. Kavanaugh – aye

District II – Mr. Ellsperman – aye

District III – Mr. Moore – ayes

District IV – Ms. Aurand – aye

Council-at-Large – Ms. Sherman – aye

VETERANS MONUMENT ~ Shari Sherman

Ms. Sherman stated she had nothing to bring forward from the meeting.

MOTION by Ms. Aurand that the Town of Newburgh erect one (1) pole at Veterans Monument Park, more commonly known as “the point” and fly two (2) flags, the United States flag and the POW/MIA flag beneath. These flags will fly three hundred and sixty-five (365) days a year, twenty-four (24) hours a day, seven (7) days a week and said flags will be properly displayed and maintained. The POW/MIA flag will fly until all Prisoners of War and those missing in action from all wars are accounted for or until such time the federal government determines the current POW/MIA flag is no longer appropriate.

SECOND by Mr. Moore.

DISCUSSION: Lengthy discussion was held regarding the issue of flying the POW/MIA flag. Joe Edwards and Jim Seibert spoke in favor of the original design that consisted of one (1) pole flying the American flag. Mr. Kavanaugh stated the Commander of the Newburgh American Legion Kapperman Post 44 informed him that the veterans were in agreement the POW/MIA flag should be flown. Carol King, 650 A Law Drive, voiced concern over the Daughters of the American Revolution not being allowed to place a bench in memory of all veterans at the park. Bruce McNeal, a twenty-one (21) year veteran of the armed forces, stated the POW/MIA flag does not represent an era but represents all soldiers who will not return home.

A roll call vote was taken with a “yes” to fly the POW/MIA flag and a “no” not to fly the POW/MIA flag.

District I – Mr. Kavanaugh – yes

District II – Mr. Ellsperman – yes

District III – Mr. Moore – yes

District IV – Ms. Aurand – yes

Council-at-Large – Ms. Sherman – abstain

Mr. Kavanaugh called for a five (5) minute recess.

COMMISSION REPORTS

AIR BOARD ~ Eric Ellsperman

No report.

FIRE ~ Alonzo Moore

Asst. Chief Matt Timmel provided the March run report (see attached).

Mr. Lueken will contact Ms. Burger to make arrangements to store the 1949 GMC fire truck.

LAND USE ~ Anne Rust Aurand

No report.

PARK ~ Eric Ellsperman

Mr. Ellsperman stated the street crew has been working on drainage around the tennis and basketball courts prior to the new fence being installed.

Lou Dennis stated Friends of the Fort are moving forward with repairs at the Fortress of Fun. The fort may be re-stained as part of an Eagle Scout project.

POLICE ~ Bill Kavanaugh

Chief Sprinkle presented the March statistics (see attached).

Patrolman Chad Bailey and "Rex" graduated on April 11, 2007. Patrolman Bailey was second in his class, scoring a 98.6. They will begin work on Saturday, April 14, 2007.

Chief Sprinkle reported on a significant meth lab bust on Law Drive. A truck and \$1,500 in cash was forfeited and will be split with Warrick County Sheriff's Department. Chief Sprinkle is a certified DEA lab cleanup technician and another officer will go through training in May.

Jonathan Scully will be sworn in on Friday, April 13, 2007, at 10:00a.m.

Jay Michael Perry was sworn in as a Newburgh Reserve Police Officer.

SEWER ~ Shari Sherman

MOTION by Ms. Sherman to engage Commonwealth Engineers to develop a program for slip lining repairs for the Waste Water Treatment Plant.

SECOND by Mr. Moore.

DISCUSSION: Ms. Sherman stated this would allow a collapsible pipe to be placed through an existing line. This process can sometimes be less expensive than digging up and repairing damaged pipe. Mr. Ellsperman questioned what the projected cost would be for the study.

MOTION carried ayes 5, nays 0.

MOTION by Ms. Sherman to purchase a 2007 Case 321E Wheel Loader in an amount not to exceed \$70,000.00.

SECOND by Mr. Moore.

DISCUSSION: This was the lowest of four (4) quotes that were received.

This is a multi-purpose loader and will be used to move totes at the Master Lift Station and to load sludge at the plant.

MOTION carried ayes 5, nays 0.

MOTION by Ms. Sherman to create the following additional Waste Water Treatment Facility personnel titles:

- Facilities Manager
- Plant Superintendent
- Collection System Superintendent
- Laboratory Supervisor
- Facilities Electrician/Electronics Technician
- Collection System Operation & Maintenance I
- Collection System Operation & Maintenance II

Collection System Operation & Maintenance III
Wastewater Engineer
Engineer's Assistant

SECOND by Mr. Moore.

DISCUSSION: These additions are for the purposes of PERF. There is no timeline for filling these positions.

MOTION carried ayes 5, nays 0.

MOTION by Ms. Sherman to enter into an agreement with Mr. Ries from Ivy Tech for two (2) separate classes for Class B CDL training for four (4) Waste Water Treatment Facility employees at each training session in an amount not to exceed \$4,400.00 per class session.

SECOND by Mr. Moore.

DISCUSSION: Each class session is an eight (8) day training period and will be held at the plant.

MOTION carried ayes 5, nays 0.

MOTION by Ms. Sherman to accept the quote from Republic for the subsurface investigation along Lincoln Avenue in preparation for the widening of the road and the relocation of utilities in an amount not to exceed \$5,000.00.

SECOND by Mr. Moore.

DISCUSSION: Utility relocation is necessary due to Warrick County widening Lincoln Avenue.

MOTION carried ayes 5, nays 0.

STREET ~ Alonzo Moore

Mr. Hynes stated it would be necessary to close the road to make the necessary repairs to the curb, sidewalk, and road at the State and Jennings intersection. Quotes for the work will be received prior to the next meeting scheduled on April 25, 2007. Discussion was held regarding the option two (2) detour (see attached). It was decided to place this item on the April 25, 2007, agenda for further discussion.

Mr. Moore stated the street crew has been trenching around the tennis courts prior to the new surface being installed. Additionally, the crew has been cleaning the Knob Hill holding pond. Discussion was held regarding funding for these projects. It was reported that \$250.00 per load is currently being charged for the debris with four (4) loads costing \$1,000.00 per day. Mr. Hijuelos questioned this figure and stated that, as a storm water board administrator, he needed to be informed if there is a problem on the Knob Hill project.

Discussion was held regarding property lines at the Senior Citizen Center. Ms. Burger stated the pins will be identified and remarked to clarify the area owned by the Town.

Computer issues continue at the Street Department. Mr. Bodkin indicated his firm would surplus two (2) computers giving one (1) to the Street Department and one (1) to the Police Department.

STANDING COMMITTEES

FINANCE ~ Anne Rust Aurand

Mr. Bodkin reported that the county will be mailing property tax bills later than usual causing the tax settlement received by the Town to be delayed. It may be necessary for the Town to borrow funds from either a lending institution or the Newburgh Sewer Department.

PERSONNEL ~ Bill Kavanaugh

No report.

SPECIAL BOARDS/COMMITTEE REPORTS

ARTS PAVILION ~ Eric Ellsperman

No report.

HISTORIC PRESERVATION ~ Alonzo Moore

No report.

RIVERTOWN TRAIL ~ Eric Ellsperman

No report.

STORM WATER ~ Anne Rust Aurand

The next meeting will be held on April 16, 2007, at 6:30p.m.

TOWN HALL ~ Anne Rust Aurand

The pre-construction meeting for the Cumberland Presbyterian Church renovation was held on April 3, 2007. The insurance certificates and bid bond were submitted and are on file. The state construction release document was submitted and is on file. The Notice to Proceed is dated April 3, 2007. Progress meetings will be held every other week beginning April 23, 2007, at 9:00a.m. Shop drawings will be submitted to the Town at the end of the project. Workers will park at Kiwanis Field and shuttled to the site. The subcontractor list was submitted by ARC on April 4, 2007. Demolition began on April 5, 2007.

CLERK-TREASURER ~ Becky Gentry

Ft. Branch will be hosting the next IACT Roundtable on April 24, 2007. Reservations are due by April 17, 2007.

ZONING ADMINSTRATOR ~ Frank Hijuelos

Demolition permits were issued for 518 Water Street and 10 Plum Street. Both properties went through the required process.

TOWN ATTORNEY ~ Tom Bodkin

No report.

TOWN ENGINEER ~ David Hynes

Work has begun on the French Island Trail stabilization. Mr. Hynes anticipates the project will be completed by next week.

TOWN ADMINISTRATIVE MANAGER ~ Cynthia Burger

Ms. Burger recently attended the Indiana Municipal Managers Association meeting in Bloomington and was appointed to serve on the Executive Board.

The pre-disaster mitigation planning process has been revised. The next meeting is scheduled on Friday, April 13, 2007, at 1:00p.m.

MOTION by Mr. Kavanaugh to declare May 8 as an election day holiday for Town of Newburgh employees.

SECOND by Mr. Moore.

DISCUSSION: Mr. Bodkin stated a policy was already in place and the intent was to observe primary election day as a holiday.

MOTION carried ayes 5, nays 0.

UNFINISHED BUSINESS

1. Sunrise/Pemberton Sewer Agreement & Permit...tabled from January 24, 2007

No action.

2. SR 66 Phase II Sanitary Sewer Relocation...from March 28, 2007

MOTION by Ms. Sherman to approve the SR 66 Phase II Sanitary Sewer Relocation contract with B.M.B., Inc. The contractor will have one hundred fifty (150) consecutive calendar days to complete the project once they receive the Notice to Proceed. An additional thirty (30) days will be allowed to finish any punch list items.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

MOTION by Ms. Sherman to approve the Notice of Intent for the SR 66 Phase II Sanitary Sewer Relocation project.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

3. State & Jennings Street Culvert Replacement...from March 28, 2007
Addressed earlier in the meeting.

NEW BUSINESS

1. Commercial Insurance Renewal 2007-2008

MOTION by Ms. Aurand to approve the commercial insurance renewal in the amount of \$143,288.00 for the liability and property policy.

SECOND by Ms. Sherman.

DISCUSSION: Ms. Burger stated the renewal cost is \$4,906.00 less than last year.

MOTION carried ayes 5, nays 0.

2. Police Swearing-In for New Police Reserve Officer

This was addressed earlier in the meeting.

3. Resolution 2007-03 ~ Walk in Newburgh Day

This was addressed earlier in the meeting.

MISCELLANEOUS BUSINESS

Chief Sprinkle stated he and Asst. Chief Williams will be picking up the new police car on Thursday, April 12, 2007.

PETITIONS AND COMMENTS FROM CITIZENS PRESENT

None

APPROVAL OF CLAIMS

MOTION by Ms. Sherman that all claims, properly signed and including any sewer adjustments, be paid.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

ADJOURNMENT

MOTION by Ms. Sherman to adjourn.

SECOND by Ms. Aurand.

DISCUSSION: None

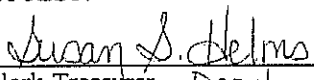
MOTION carried ayes 5, nays 0.

APPROVED this 25 day of April, 2007.

Town of Newburgh


President

ATTEST:


Clerk-Treasurer - Deputy