

Newburgh Town Council Minutes
December 26, 2007

The Newburgh Town Council met in Executive Session on Wednesday, December 26, 2007, at 4:30p.m. Those present were Eric Ellsperman, Bill Kavanaugh, Alonzo Moore, Shari Sherman, Becky Gentry, and Tom Bodkin. The purpose of the meeting was 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. by President Kavanaugh.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mr. Kavanaugh. A moment of silence was observed for Nanene Queen and Gene Burch.

ROLL CALL

Those present at the meeting were Eric Ellsperman, Bill Kavanaugh, Alonzo Moore, Shari Sherman, Becky Gentry, and Tom Bodkin.

APPROVAL OF MINUTES

1. December 12, 2007 ~ Executive & Regular Session

MOTION by Mr. Moore to approve the December 12, 2007, minutes, as submitted.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

2008 Short Term Agreement ~ Ohio Township Trustee & Town of Newburgh
Ohio Township Trustee Lorraine Wittenbraker presented the Council with a short term agreement for fire protection services. She stated the existing agreement expires on December 31, 2007. It was determined that notification had not been received (by the Council) terminating the existing contract. Discussion followed.

MOTION by Ms. Sherman to take under advisement and place on the Friday, December 28, 2007, agenda.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

COMMISSION REPORTS

AIR AUTHORITY ~ Eric Ellsperman

No report.

FIRE ~ Alonzo Moore

No report.

PARK ~ Eric Ellsperman

The Park Master Plan survey results are now posted on the Town of Newburgh's website. A copy will also be available in the Clerk-Treasurer's Office. Mr. Hynes stated responses were primarily received from children.

PLAN ~ Anne Rust Aurand

Mr. Hijuelos reported that two (2) conditional use applications were submitted for bed and breakfasts and will be considered at the next meeting.

POLICE ~ Bill Kavanaugh

No report.

STREET ~ Alonzo Moore

Mr. Moore stated the crew finished work on the drive behind the Fire Department. They continue to fill the Jefferson Street Ditch in preparation for the guardrail.

UTILITY ~ Shari Sherman

The next meeting is scheduled at 10:00a.m. on January 9, 2008.

STANDING COMMITTEES

FINANCE ~ Anne Rust Aurand

No report.

PERSONNEL ~ Bill Kavanaugh

No report.

SPECIAL BOARDS/COMMITTEE REPORTS

ARTS PAVILION ~ Eric Ellsperman

No report.

HISTORIC PRESERVATION ~ Alonzo Moore

No report.

PRESERVATION HALL ~ Anne Rust Aurand

Mr. Hijuelos stated no further progress since the last meeting. A new punch list is to be compiled.

RIVERTOWN TRAIL ~ Eric Ellsperman
No report.

STORM WATER ~ Anne Rust Aurand
A resident of Copper Creek attended the December 17, 2007, meeting and reported a severe erosion problem beside his property. Mr. Hynes and Mr. Hijuelos were asked to examine the culvert to determine whether it was constructed as per the original design. Hijuelos reported the problem was not the responsibility of the town.

Two (2) quotes have been received for Forest Park Project (Phase 1 & II) in the amount of \$14,000.00 and \$47,000. The project was estimated at \$31,000.00. Mr. Hijuelos will solicit additional quotes for the project.

VETERANS MONUMENT ~ Shari Sherman
The monument is under construction. An anticipated completion date is not currently available.

CLERK-TREASURER ~ Becky Gentry
Mrs. Gentry stated Warrick Research & Development and Hayhurst Subdivision were accepted for maintenance at the last meeting with incorrect amounts. The corrected amounts are as follows:
Warrick Research & Development #7 ~ \$40,349.12
Hayhurst ~ \$14,549.40

DIRECTOR OF PLANNING & DEVELOPMENT ~ Frank Hijuelos
No report.

TOWN ATTORNEY ~ Tom Bodkin
No report.

TOWN ENGINEER ~ David Hynes
No report.

TOWN ADMINISTRATIVE MANAGER ~ Cynthia Burger
No report.

UNFINISHED BUSINESS
1. Lincoln Avenue Widening Sanitary Sewer Bids...tabled December 12, 2007
MOTION by Ms. Sherman to remove from table.
SECOND by Mr. Ellsperman.
DISCUSSION: None
MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman to approve the Notice of Award to Stemaly Excavating, for the Lincoln Avenue widening sanitary sewer project, in the amount of \$141,077.00.

SECOND by Mr. Moore.

DISCUSSION: Mr. Hynes stated the bid amount (that was previously opened) was \$1,600.00 more than the original bid amount.

MOTION carried ayes 4, nays 0.

NEW BUSINESS

1. 2008 Engagement Letter ~ Bamberger, Foreman, Oswald & Hahn

MOTION by Ms. Sherman to approve the 2008 engagement letter with Bamberger, Foreman, Oswald & Hahn.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

2. 2008 Engagement Letter ~ Commonwealth Engineers ~ General Services
MOTION by Ms. Sherman to approve the 2008 General Services Agreement with Commonwealth Engineers.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

3. 2008 Engagement Agreement ~ Commonwealth Engineers ~
Miscellaneous Civil Town Retainer

MOTION by Ms. Sherman to approve the 2008 Miscellaneous Civil Town Retainer Agreement with Commonwealth Engineers in the amount of \$1,600.00 per month.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

4. 2008 Engagement Agreement ~ Commonwealth Engineers ~
Miscellaneous Sewer Retainer

MOTION by Ms. Sherman to approve the 2008 Miscellaneous Sewer Retainer Agreement with Commonwealth Engineers in the amount of \$2,500.00 per month.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

5. 2008 Engagement Letter ~ Cleland Engineering

MOTION by Ms. Sherman to approve the 2008 General Services Agreement with Cleland Engineering.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

6. 2008 Short Term Agreement ~ Ohio Township Trustee
Addressed earlier in the agenda.

7. Discussion Re: Trolley

MOTION by Ms. Sherman to table.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

8. Ordinance 2007-14 ~ 2008 Salary Ordinance

MOTION by Ms. Sherman for the first reading of Ordinance 2007-14.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

Mr. Bodkin read Ordinance 2007-14.

MOTION by Ms. Sherman to accept the first reading of Ordinance 2007-14.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman for the second reading of Ordinance 2007-14.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

Mr. Bodkin read Ordinance 2007-14.

MOTION by Ms. Sherman to adopt Ordinance 2007-14.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

9. Powers Place Station Force Main Replacement ~ Final Payment to BMB, Inc.

MOTION by Ms. Sherman to approve the final payment to BMB, Inc. for the Powers Place Station Force Main Replacement in the amount of \$3,570.00.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

10. Bartlett Drive Sewer Extension ~ Final Release of Retainage

MOTION by Ms. Sherman to release retainage to BBI, Inc. in the amount of \$5,239.58 for the Bartlett Drive Sewer Extension.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

11. Veterans Monument Park Project ~ Partial Pay No. 1 ~ Republic Companies, Inc.

MOTION by Ms. Sherman to approve Partial Pay No. 1 to Republic Companies, Inc. for the Veterans Monument Park Project, in the amount of \$17,671.75.

SECOND by Mr. Ellsperman.

DISCUSSION: \$16,788.16 will be paid to the contractor and \$883.59 for retainage (totaling \$17,671.75).

MOTION carried ayes 4, nays.

MISCELLANEOUS BUSINESS

None

PETITIONS AND COMMENTS FROM CITIZENS PRESENT

None

APPROVAL OF CLAIMS

Motion by Ms. Sherman that all claims, including any sewer adjustments, be paid.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

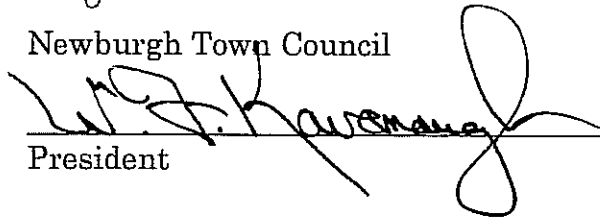
ADJOURNMENT

MOTION by Ms. Sherman to adjourn.

SECOND by Mr. Moore.

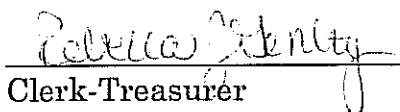
APPROVED this 9th day of January, 2008.

Newburgh Town Council



President

ATTEST:



Clerk-Treasurer