

November 28, 2007
Newburgh Town Council
Minutes

The Newburgh Town Council met in Executive Session on Wednesday, November 28, 2007, at 4:30p.m. The purpose of the meeting was discussion of personnel issues and was held in accordance with Indiana Code 5-14-1.5-6. Those present were Anne Rust Aurand, Eric Ellsperman, Bill Kavanaugh, Alonzo Moore, Shari Sherman, Becky Gentry, and Tom Bodkin.

CALL TO ORDER

President Kavanaugh called the Regular Session to order at 5:30p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Newburgh Town Council.

ROLL CALL

Those present at the Regular Session were Anne Rust Aurand, Eric Ellsperman, Bill Kavanaugh, Alonzo Moore, Shari Sherman, Becky Gentry, Cynthia Burger, and Tom Bodkin.

APPROVAL OF MINUTES

MOTION by Ms. Sherman to approve the minutes for the November 14, 2007 meeting , as submitted.

SECOND by Ms. Aurand.

DISCUSSION: The spelling of Mr. Sawyers' name will be made on page eight (8).

MOTION carried ayes 5, nays 0.

COMMISSION REPORTS

AIR AUTHORITY ~ Eric Ellsperman

No report.

FIRE ~ Alonzo Moore

No report.

PARK ~ Eric Ellsperman

The Park Master Plan public hearing will be held on December 13, 2007 at 6:00p.m. at the Newburgh Town Hall.

PLAN ~ Anne Rust Aurand

No report

POLICE ~ Bill Kavanaugh

Asst. Chief Williams stated the department is working with MADD (Moms Against Drunk Driving) to bring awareness to drive safe and sober during the holiday season. Red ribbons that can be tied a vehicle antennas were distributed.

Reserve Officer Willard James resigned from the department after thirteen (13) years of service. Asst. Chief Williams stated Officer James did a good job for the department and will be missed

MOTION by Ms. Sherman to accept the resignation of Officer James.

SECOND by Ms. Aurand.

DISCUSSION: A letter of thanks (and regrets) will be sent.

MOTION carried ayes 5, nays 0.

STREET ~ Alonzo Moore

Mr. Moore reported milling, paving, and striping, have been completed for the year.

The crew removed the boat dock from the river today. Seed and straw has been applied to the IHOP. The crew has also been completing vehicle maintenance. The town Christmas tree (donated by David & Diane Windholt. in Old Stone House) was cut down and moved by the crew. Chad Bennett and Five (5) Star Security will be decorating it on Thursday, November 29, 2007.

UTILITY ~ Shari Sherman

No report.

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

Preservation Hall was officially dedicated earlier today. Ms. Aurand presented a history of the building (see attached). An Open House will be held in January 2008.

A progress meeting was held on November 27, 2007 (see attached).

RIVERTOWN TRAIL ~ Eric Ellsperman

Please see attached report submitted by Mr. Ellsperman. Ms. Burger added that the DNR public hearing will only address flood way issues.

STORM WATER ~ Anne Rust Aurand

Two (2) quotes were received for Forest Park Phase I and II repairs. Because of the disparity in quotes, Mr. Hynes was requested to contact the contractors to review each quote submitted.

Easements for the 4th and Monroe Street project are at Mr. Bodkin's office.

VETERANS MONUMENT ~ Shari Sherman

No report.

CLERK-TREASURER ~ Becky Gentry

Ms. Gentry requested an additional meeting for December 28, 2007, at 1:00p.m. for claim and transfer approval.

MOTION by Ms. Sherman to meet on December 28, 2007, at 1:00p.m.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

ZONING ADMINISTRATOR ~ Frank Hijuelos

No report.

TOWN ATTORNEY ~ Tom Bodkin

During the construction of the Master Lift Station, it was necessary to cut a driveway owned by Mr. Jim Bame. Mr. Bodkin stated a settlement has been reached and ready for Council approval.

MOTION by Ms. Sherman to approve the release and settlement agreement between the Town of Newburgh and Mr. Jim Bame in the amount of \$3,500.00.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

The Town of Newburgh was required to employ two (2) appraisers for Phase I of the Rivertown Trail.

MOTION by Ms. Sherman to approve the contracts with David Matthews in the amount of \$1,150 per parcel (in addition to \$25.00 for copies); Todd Taylor in the amount of \$1,260.00; and Bartlett & Associates in the amount of \$1,700.00.

SECOND by Ms. Sherman.

DISCUSSION: Mr. Bodkin explained that the appraisal and review appraisal was a federal government requirement.

MOTION carried ayes 5, nays 0.

TOWN ENGINEER ~ David Hynes

Mr. Hynes presented an application for work in a county road right-of-way for the Lincoln Avenue widening utility upgrades.

MOTION by Ms. Sherman to approve the right-of-way permit for the Lincoln Avenue work.

SECOND by Mr. Moore.

DISCUSSION: None
MOTION carried ayes 5, nays 0.

TOWN ADMINISTRATIVE MANAGER ~ Cynthia Burger

The Bicentennial Fountain is scheduled for completion within the next two (2) weeks.
The area will be planted in the spring.

Ms. Burger is exploring additional grant opportunities for the Lock & Dam Building and the Lockmaster Buildings. She stated she is also working with the Welborn Foundation for funding to be used in addition to the Safe Routes to School grant that was recently awarded.

The annual tree lighting will take place on the riverfront at 6:00p.m. on Sunday, December 2, 2007. The Knight Sensations will perform at 5:30p.m.

UNFINISHED BUSINESS

None

NEW BUSINESS

1. Bid Opening ~ Lincoln Avenue Widening Sanitary Sewer Project

MOTION by Ms. Sherman to close bids.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

Stemaly Excavating, Inc. was the only bid submitted in the amount of \$139,477.00.

MOTION by Ms. Sherman to take the bid under advisement for legal and engineering review.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

2. Accept for Maintenance ~ Master Lift Station, Division B

MOTION by Ms. Sherman to accept ownership and maintenance of Division B of the Master Lift Station in the amount of \$7,478,202.80.

SECOND by Mr. Moore.

DISCUSSION: This amount constitutes construction costs, not land acquisition, engineering or legal fees.

MOTION carried ayes 5, nays 0.

3. Rivertown Trail Land Acquisition Contracts

Addressed earlier in the meeting.

MISCELLANEOUS BUSINESS

None

APPROVAL OF CLAIMS

MOTION by Ms. Sherman that all claims, including any sewer adjustments, be paid.
SECOND by Ms. Aurand.
DISCUSSION: None
MOTION carried ayes 5, nays 0.

PETITIONS AND COMMENTS FROM CITIZENS PRESENT

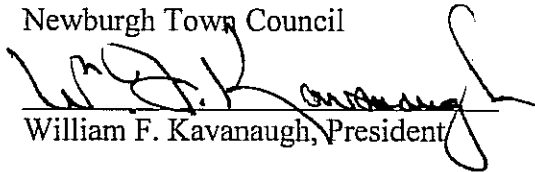
Jennifer Stone, co-owner of Café Newburgh addressed the Council regarding the lack of signage directing people to the historic district. Mr. Bodkin explained that within the corporate limits, the Town Council can place signs. Outside the corporate limits, signage must be approved by either the state or county. It was suggested that Representatives Phil Hoy and Suzanne Crouch be contacted for assistance. Leanna Hughes stated HNI Director Nancy Lybarger is currently working on obtaining signage through Mainstreet. Ms. Burger will coordinate with HNI's efforts.

ADJOURNMENT

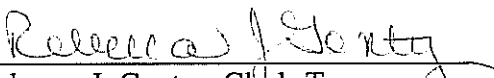
MOTION by Ms. Aurand to adjourn.
SECOND by Mr. Moore.
DISCUSSION: None
MOTION carried ayes 5, nays 0.

APPROVED this 12 day of December, 2007.

Newburgh Town Council


William F. Kavanaugh, President

ATTEST:


Rebecca J. Gentry, Clerk-Treasurer

**Newburgh Town Hall ~ Restoration
PROGRESS MEETING MINUTES
November 27, 2007 ~ 1:00 p.m.**

Present:

Danny Bateman, ARC
Chris Bateman, ARC
David Wills, Hafer Associates
Amy Silva, ARC
Dick Mushlitz, NRC
Frank Hijuelos, Town of Newburgh
Tom Groves, ARC
Cynthia E. Burger, Town of Newburgh
Debbie Bennett, The Coalition

I. Progress of Work Last Week

1. Installed handrail on new stairway
2. Completed trim at new addition
3. Completed concrete at west elevation parking area
4. Took delivery for cork floor material
5. Began installing fire extinguishers and cabinets
6. Completed bath accessories
7. Pulling communication wires

II. Work Schedule Next Week

1. Start cork tile flooring (11-28) Chris will speak with installer on timetable for install and curing
2. Start landscaping
3. Complete drainage
4. Elevator inspection (not date set at this time)
5. Complete electrical
6. Complete finish coat of paint throughout
7. Install carpet on steps and in elevator

II. Needed Decisions

IV. Known Delays

V. Status of Fab. And Deliveries

VI. Status of Construction Schedule

VII. Changes

VIII. Other Items

1. Punch list / walk thru scheduled for Tuesday, December 4th at 1:30 p.m.
2. Door at equipment room
3. Elevator sump? Checking on.
4. Change trash receptacles to 1/2" Chris will order
5. Status on storm windows. No information from supplier at this time. Tom Groves will continue to check on.
6. Preservation Hall signage. Cynthia and David to discuss after meeting
7. If anyone actually reads these please contact Danny for a drink at the Edgewater.
8. David is looking for a light at front
9. Phone lines to be installed at the end of the week
10. Frank asked about the ceiling. Chris has checked and it is nailed sound
11. Cynthia noted that the merchants are decorating for Christmas in the evenings but will only be in the museum area
12. Furniture delivered 12-5 and 12-6
13. Painter has touched up ceiling

This afternoon, we stand one week shy of this headline appearing in the Newburgh Register, "Newburgh to restore historic church", "Town receives \$500,000 grant to begin work on the Old Town Hall." Indeed, one year ago next week, the Town of Newburgh was notified it would be the recipient of a federally funded Community Development Block Grant from the Community Focus Fund. The Town wasted no time...members of the Newburgh Building Corporation, in place since renovation of the former public library building to a town hall, gladly took on this second and very different challenge. Members of the NBC are: Steve Franke, President, Randy Wheeler, VP and Mae Mason, Secretary/Treasurer. These folks have continued to meet at least once each month for the last two years, making decisions on everything from paint colors to pulpit railings (we have the old pulpit railing, used for the last 40 years in the town council meeting room), from the bell tower to basement (which has, by the way, been filled in!). I have acted as Town Council liaison to this group through both projects. Council woman Shari Sherman has joined me during this last year.

Today, I feel sure those first few members of the New Hope Society, who founded the Newburgh Cumberland Presbyterian Church, Rev. Ebenezer Hall, who was their first minister, Abraham Phelps, who's wife was a Presbyterian and who donated this small square of land next door to his home for this building's construction, ...today I feel sure those folks would stand in awe of what this town has done to preserve their dream. To preserve our unique history.

Today, I feel sure Rev. Forrest Stitt, who served the NPC congregation for decades in the early 1900s, and Rev. Roland Westervelt, who lead the congregation to the decision to build a new church in the mid-1960s, and the Town Council members-turned weekend

construction warriors, who decided to purchase this building and put their skills to work renovating the building to house government offices...today I feel sure these folks would also stand in awe.

The TON thanks Debbie Bennett for her grant writing expertise. The TON thanks David Wills from the architectural firm Hafer and Associates for the

vision and love he has put toward this project. The TON thanks Danny Bateman and ARC Construction for the skill and patience needed to work on a project like this. Both companies' employees have taken a tremendous amount of personal pride in this project. The town thanks our own employees and, in particular, Town Manager Cynthia Burger, who has over-seen this project every step of the way on a day-to-day basis.

And now, with 160 years of history behind it and a bright future ahead, it is with a great deal of pleasure Clerk Treasurer Becky Gentry, Bill Kavanaugh, Eric Ellsperman, Alonzo Moore, Shari Sherman and I, the 2007, Newburgh Town Council, re-dedicate this building to the citizens of the TON, and re-name it Preservation Hall.

Cynthia E. Burger

From: Cynthia E. Burger **Sent:** Tue 11/27/2007 4:05 PM
To: Lyon, Will; Fowerbaugh, Kurt; Cross, Ryan; ACE-JackLashenik; ACE-Greg
Cc: Green3
Subject: RE: Rivertown Trail progress report
Attachments:

thank you, Will...C

Cynthia,

We got phase II ready for field check while we were waiting on some Phase I issues to be resolved, water street r/w and utilities. Phase I bridge plans have been submitted. The rest will be submitted next week. Shouldn't affect spring letting.

-----Original Message-----

From: "Cynthia E. Burger" <cburger@newburgh-in.gov>
To: "Fowerbaugh, Kurt" <KFowerbaugh@structurepoint.com>; "Cross, Ryan" <RCross@structurepoint.com>; "ACE-JackLashenik" <jlashenik@structurepoint.com>; "ACE-Greg" <Ghenneke@structurepoint.com>; "WLYon@amercons.com" <WLYon@structurepoint.com>
Cc: "Green3" <dawn@green3.biz>
Sent: 11/27/07 3:57 PM
Subject: RE: Rivertown Trail progress report

Thanks for the report.

My understanding is that the 90% complete plans for phase I were to be submitted to INDOT for review before Thanksgiving...where do we stand on this?? and where are we on the timeline now?

many thanks

C

All,

An electronic copy of the November progress report for the Rivertown Trail is attached for your review and use.

Thanks,

Kurt Fowerbaugh

Project Manager

kfowerbaugh@structurepoint.com

American Structurepoint, Inc.