

Newburgh Town Council Minutes
November 12, 2008

The Newburgh Town Council met in Executive Session on Wednesday, November 12, 2008. Those present were Anne Rust Aurand, Eric Ellsperman, Alonzo Moore, Shari Sherman, Cynthia Burger, and Tom Bodkin. The purpose of the meeting was discussion of personnel issues and was held in accordance with Indiana Code 5-14-1.5-6.

CALL TO ORDER

1st. Vice President Shari Sherman called the meeting to order at 5:30p.

PLEDGE OF ALLEGIANCE

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

A moment of silence was observed for the passing of Greg Augspurger and Norman Herr.

ROLL CALL

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

APPROVAL OF MINUTES

1. October 22, 2008 ~ Executive & Regular Session

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

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

NEW BUSINESS

2. Ordinance 2008-21 ~ Re: Catholic Diocese Bond

MOTION by Mr. Ellsperman for the first reading of Ordinance 2008-21.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

Mr. Bodkin read Ordinance 2008-21.

MOTION by Mr. Ellsperman to approve the first reading of Ordinance 2008-21.

SECOND by Ms. Aurand.

DISCUSSION: None

Mr. Bodkin stated the Newburgh Economic Development Commission met and adopted the necessary resolutions for the process to move forward. Attorney Timothy Huber stated the adoption of this resolution would allow a reduction in the rate and term of the bond.

MOTION carried ayes 4, nays 0.

MOTION by Mr. Ellsperman for the second reading.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried ayes 4, nays 0.
Mr. Bodkin read Ordinance 2008-21.
MOTION by Mr. Ellsperman to adopt Ordinance 2008-21.
SECOND by Ms. Aurand.
DISCUSSION: None
MOTION carried ayes 4, nays 0.

COMMISSION REPORTS

AIR BOARD ~ Eric Ellsperman
No report.

FIRE ~ Alonzo Moore
Chief Lueken presented the October run report (please see attached).

PARK ~ Eric Ellsperman
MOTION by Mr. Ellsperman to appoint Bob Seibert and Amanda Burkins to the Park Advisory Board.
SECOND by Mr. Moore.
DISCUSSION: Both have expressed an interest and willingness to serve.
MOTION carried ayes 4, nays 0.

Jann Allen recently resigned from the Park Board. Mrs. Allen was appointed by the Ohio Township Library Board.

Fees for the shelter house at Community Park and boat ramp will remain the same as 2008.

A Lock & Dam Park report was presented (please see attached). Repair/renovation to the exterior restrooms should be complete by next week. Quotes for work at the Lock & Dam Control Building are due December 9, 2008.

PLAN ~ Anne Rust Aurand
No report.

POLICE ~ Bill Kavanaugh
Chief Sprinkle presented the October statistics (please see attached).

STREET ~ Alonzo Moore
The crew has completed the riprap project at Amax Field. They have also been cleaning ditches and repairing potholes throughout the town.

Locates have been completed at the Section and Adams intersection allowing drainage ditches to be cleaned.

UTILITY ~ Shari Sherman

MOTION by Ms. Sherman to reject the bids for the Powers Place Lift Station on the basis that only one bidder submitted a bid that was almost double the engineer's estimate.
SECOND by Mr. Ellsperman.
DISCUSSION: None
MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman to bid Powers Place Lift Station and Colonial Hills projects as one (1) project and the Lift Station I & II project as one (1) project.
SECOND by Mr. Ellsperman.
DISCUSSION: None
MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman to engage Commonwealth Engineers to assist the Wastewater Treatment Facility via the Contract Services Authorization 2008-7 for inspections and field work as needed and on an hourly basis.
SECOND by Mr. Ellsperman.
DISCUSSION: Commonwealth would be utilized until such time that the inspector position is filled.
MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman to approve the request to pay \$1,000.00 to Ashbury Park Homeowner's Association for an easement needed for the Lincoln Avenue widening project.
SECOND by Mr. Ellsperman.
DISCUSSION: None
MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman to recontract with Stemaly Excavating the additional expense for the repair at 7633 Meadow Lane in an amount not to exceed \$5,913.60.
SECOND by Mr. Ellsperman.
DISCUSSION: An additional main had to be replaced which extended into a rip rap area and conflicted access due to a swimming pool.
MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman to recontract with Stemaly Excavating the additional expense for the repair at 4399 West Larch Place Drive in an amount not to exceed \$7,136.94.
SECOND by Mr. Ellsperman.
DISCUSSION: None
MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman to recontract with Stemaly Excavating the additional expense for the repair at 6522 Hillsgate in an amount not to exceed \$3,385.48.
SECOND by Mr. Ellsperman.
DISCUSSION: None
MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman to approve an amount not to exceed \$5,000.00 for shipping and seal replacement on two (2) decant weir floats.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman that the job description of Wastewater Treatment Facility Inspector be drafted and presented to the Personnel Committee.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman that certification bonuses are awarded to Heath Dill (Class III) and Russell Powell (Class I) for passing their IDEM certification exams.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

STANDING COMMITTEES

FINANCE ~ Anne Rust Aurand

No report.

PERSONNEL ~ Bill Kavanaugh/Shari Sherman

MOTION by Ms. Sherman to create the position of Wastewater Treatment Facility Inspector and add the position to PERF, to approve the job description, and to advertise the position at a wage rate not to exceed \$19.60.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman to approve the Town of Newburgh Personnel Policy with the revisions.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

MOTION by Ms. Sherman to suspend Wasterwater Treatment Facility employee Tim Miley without pay from November 7, 2008, through November 12, 2008, for violations of the Town of Newburgh Personnel Policy and to place him on FMLA as of November 13, 2008, pursuant federal law and medical determination.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

SPECIAL BOARDS/COMMITTEE REPORTS

ARTS PAVILION ~ Eric Ellsperman

No report.

HISTORIC PRESERVATION ~ Alonzo Moore

No report.

RIVERTOWN TRAIL ~ Eric Ellsperman

Mr. Ellsperman presented the attached report. Additionally, he stated that the bridge will be worked on off-site.

STORM WATER ~ Anne Rust Aurand

The next meeting is scheduled for Monday, November 17, 2008.

CLERK-TREASURER ~ Becky Gentry

No report.

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

Road salt is expected to be delivered to Evansville on Monday, November 17, 2008. Warrick County will invoice the town for fifty (50) tons of salt.

Ms. Burger is hopeful that FEMA will reimburse the town for expenses incurred due to the September 14, 2008, storm. Both straight time and overtime employee pay, along with equipment expenses are eligible for reimbursement.

Presentations have been made regarding the Rivertown Trail. Both the Garden Club and the Bicycle Club have expressed an interest in making a donation to the project.

Ms. Burger will be attending a meeting, Clean Communities Environmental Stewardship Program on Thursday, November 20, 2008.

UNFINISHED BUSINESS

1. Discussion Re: Bonding of Contractors Prior to Working in Town Limits...tabled August 13, 2008
Continue to table.

2. Change Order #2 ~ Blue Lake Force Main – Quality Craft...tabled October 8, 2008
MOTION by Ms. Aurand to remove from table.
SECOND by Mr. Moore.
DISCUSSION: None

MOTION carried ayes 4, nays 0.

MOTION by Mr. Ellsperman to approve Change Order # 2 in the amount of \$7,931.33.

SECOND by Mr. Moore.

DISCUSSION: This extends the contract by thirty-five (35) days. The substantial completion date is now November 24, 2008.

MOTION carried ayes 4, nays 0.

3. Powers Place Lift Station Relocation Project Bids...taken under advisement October 22, 2008.

MOTION by Mr. Ellsperman to remove from table.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

Bids were rejected, removing this item from the agenda.

NEW BUSINESS

1. Ordinance 2008-20 – Additional Appropriation –LR&S

MOTION by Mr. Ellsperman for the first reading of Ordinance 2008-20.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

Mr. Bodkin read Ordinance 2008-20.

MOTION by Mr. Ellsperman to accept the first reading.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

MOTION by Mr. Ellsperman for the second reading.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

Mr. Bodkin read Ordinance 2008-20.

MOTION by Mr. Ellsperman to adopt.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

MISCELLANEOUS BUSINESS

Mr. Ellsperman reported that individuals are parking in front of the stop sign (Monroe & Gray intersection) making the signage difficult to see.

The Newburgh Town Council will meet on December 10 and December 29, 2008.

Awards will be presented at the January 14, 2009, meeting.

PETITIONS AND COMMENTS FROM CITIZENS PRESENT

None

APPROVAL OF CLAIMS

MOTION by Mr. Moore that all claims, including any sewer adjustments, be paid in the following amounts:

Civil Town ~ \$213,702.18

Sewer ~ \$243,543.55

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

ADJOURNMENT

MOTION by Mr. Moore to adjourn.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays 0.

APPROVED this 24th day of November, 2008.

Newburgh Town Council

Shan Shenan
1st Vice President

ATTEST:

Bevera Gentry
Clerk-Treasurer