

Newburgh Town Council Minutes
Monday, November 23, 2009

The Newburgh Town Council met in Executive Session on Monday, November 23, 2009, at 4:30p.m. Those present at the meeting were Anne Rust Aurand, Eric Ellsperman, Bill Kavanaugh, 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

The Regular Session was called to order at 5:33p.m. by President Kavanaugh.

PLEDGE OF ALLEGIANCE

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

A moment of silence was observed for the passing of Rick Borries.

ROLL CALL

Those present at the meeting were Anne Rust Aurand, Eric Ellsperman, Bill Kavanaugh, Alonzo Moore, Shari Sherman, Susan Helms, Cynthia Burger, and Tom Bodkin.

APPROVAL OF MINUTES

MOTION by Ms. Sherman to approve the November 9, 2009, as submitted.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

COMMISSION REPORTS

AIR BOARD ~ Eric Ellsperman

No report.

FIRE ~ Alonzo Moore

No report.

PARK ~ Eric Ellsperman

MOTION by Mr. Ellsperman to install a five (5) ton, Amanda HVAC, (90% efficiency), at the Lock & Dam Control Building, at the cost of \$5,780.00, payable to A+ Heating & Cooling.

SECOND by Mr. Moore.

DISCUSSION: This is the lowest of three (3) quotes and will be paid out of Lock CCIF.

MOTION carried ayes 5, nays 0.

PLAN ~ Anne Rust Aurand

The next meeting will be held on December 7, 2009.

POLICE ~ Bill Kavanaugh

MOTION by Ms. Sherman to accept the letter of retirement from Sgt. Gary Brown, effective November 30, 2009, from the Newburgh Police Department.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

STREET ~ Alonzo Moore

In order for the crew to “ready” snow removal equipment, Mr. Moore requested that the police boat be relocated from the maintenance shop. Chief Sprinkle stated he planned to remove the boat from the shop within the week.

Meyer Truck & Equipment will be making needed repairs on the boat dock. In order to address a safety issue at the boat ramp when removing and installing the ramp, nineteen (19) cubic yards of concrete have been poured.

The department is working with Warrick County to place “No Trucks” signage outside the corporate limits of Newburgh.

UTILITY ~ Shari Sherman

No report.

STANDING COMMITTEES

FINANCE ~ Anne Rust Aurand

No report.

PERSONNEL ~ Bill Kavanaugh

No report.

SPECIAL BOARD/COMMITTEE REPORTS

HISTORIC PRESERVATION ~ Anne Rust Aurand

Hearings will be held on December 10, 2009, at 5:30p.m. to discuss inclusion of the Bootz property and the Mabel Burns property (located on Gray Street) into the historic district.

BOARD OF ZONING APPEALS ~ Anne Rust Aurand

The BZA approved, by a 4-1 vote, a conditional use permit for a Bed & Breakfast located at 200 E. Jennings. The four (4) conditions are as follows:

- no more than three (3) guest rooms
- signage limited to one (1) sign and be in compliance with Sec. 130.11E
- owner’s personal vehicles will be parked off street & allow three (3) guest vehicle parking spaces, off street. Two (2) additional vehicles are permitted to park on Sycamore Street

- If property is sold, conditional use permit will not continue with next owner

MERCHANTS LIAISON ~ Eric Ellsperman

No report.

MYRTLE RIDGE CEMETERY ~ Eric Ellsperman

No report.

RIVERTOWN TRAIL ~ Eric Ellsperman

The trail was dedicated on November 21, 2009, with many in attendance. Ms. Burger reported that the remaining plantings will be planted next week. The pre-punch list will be prepared after that. Signs are expected next week, as well.

Phase IIA and IIB will be advertised for December 9, 2009, stimulus bid letting. The completion date on the listed on the INDOT website is October 2010.

SIDEWALK ~ Anne Rust Aurand

No report.

STORM WATER ~ Bill Kavanaugh

The next meeting is scheduled for December 17, 2009.

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

The Evansville MPO submitted a report regarding a possible turn lane at Bell Road and SR 261. This item will be placed on the December 9, 2009, agenda.

Downtown Revitalization Grant – interview on December 1, 2009.

After the scoring of the proposals, three (3) firms were chosen to be interviewed. The scoring committee is made up of Shari Sherman, Tom Bodkin, and Cynthia Burger. This grant application was initiated by HNI but it was determined that it involved the whole town, not just HNI, so it was decided for the Council to assume the project. The steering committee will include the Newburgh Town Council and staff, HNI, downtown merchants, and residents.

UNFINISHED BUSINESS

1. Ordinance 2009-16 ~ Speed Limit on SR662E...tabled until November 11, 2009

MOTION by Ms. Sherman to remove from table.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

MOTION by Ms. Sherman for the first reading of Ordinance 2009-16.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

MOTION by Ms. Sherman for the first reading of Ordinance 2009-16.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

Mr. Bodkin read Ordinance 2009-16.

MOTION by Ms. Sherman to accept the first reading.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 4, nays, 1 (Aurand).

Ordinance 2009-16 will be placed on the December 9, 2009, agenda.

2. Ordinance 2009-20 ~ W. Jennings Parking...tabled September 23, 2009

Continue to table.

3. COOP Revision

MOTION by Ms. Sherman to table.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

4. Riverfront Development District...continued from November 10, 2009

Mr. Bodkin explained the procedure for establishing a riverfront development district. He stated that the Newburgh Redevelopment Commission (the Newburgh Town Council) must first approve the plan and resolution before sending it to the Newburgh Plan Commission for approval. Once the Newburgh Plan Commission approves the plan, the Newburgh Redevelopment Commission sets and holds a public hearing on its plan and resolution.

NEW BUSINESS

1. Ordinance 2009-22 ~ Additional Appropriation – Lock CCIF

MOTION by Ms. Sherman for the first reading of Ordinance 2009-22.

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

Mr. Bodkin read Ordinance 2009-22.
MOTION by Ms. Sherman to accept the first reading.
SECOND by Mr. Ellsperman.
DISCUSSION: None
MOTION carried ayes 5, nays 0.
MOTION by Ms. Sherman for the second reading.
SECOND by Mr. Ellsperman.
DISCUSSION: None
MOTION carried ayes 5, nays 0.
Mr. Bodkin read Ordinance 2009-22.
MOTION by Ms. Sherman to adopt Ordinance 2009-22.
SECOND by Mr. Ellsperman.
DISCUSSION: None
MOTION carried ayes 5, nays 0.

2 & 3. Resolution 2009-08 ~ Riverfront Development District & Resolution 2009-09
MOTION by Ms. Sherman to table.
SECOND by Mr. Ellsperman.
DISCUSSION: None
MOTION carried ayes 5, nays 0.

4. Tom Dean ~ Re: Use of Engine 11
MOTION by Ms. Sherman to allow Newburgh Volunteer Fireman Tom Dean use of Engine 11 on his wedding day. The route will be from the Newburgh Fire Department to Preservation Hall.
SECOND by Ms. Aurand.
DISCUSSION: Mr. Dean will pay for any fuel and a use a certified driver.
MOTION carried ayes 5, nays 0.

5. Lift Station No. 1 Improvement Project - Pay Request #4
MOTION by Ms. Sherman to approve Pay Request #4 in the amount of \$9,665.00 (\$483.25 to escrow and \$9,181.75 to contractor) payable to Infrastructure Systems, Inc.
SECOND by Mr. Ellsperman.
DISCUSSION: The project is approximately 69% complete.
MOTION carried ayes 5, nays 0.

MISCELLANEOUS BUSINESS

Ms. Aurand suggested the Council give serious consideration to marking SR261 with the left lane marked as the "turn only" lane and the right lane marked as the "straight ahead" lane.

The Christmas House Tour will be held on December 5 and 6, 2009, with the tree lighting on December 6, 2009, at 5:30p.m.

APPROVAL OF CLAIMS

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

Civil Town ~ \$121,762.26

Sewer ~ \$175,605.80

Plant Expansion ~ \$34,524.71

SECOND by Mr. Ellsperman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

ADJOURNMENT

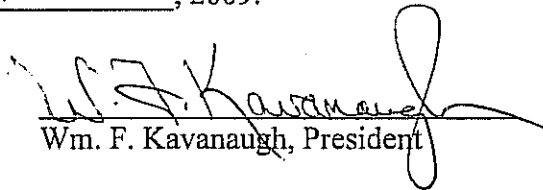
MOTION by Mr. Moore to adjourn.

SECOND by Ms. Sherman.

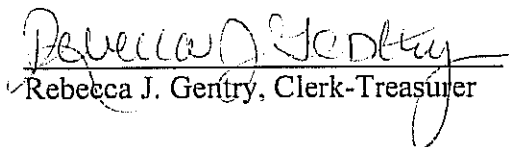
DISCUSSION: None

MOTION carried ayes 5, nays 0.

APPROVED this 9 day of December, 2009.


Wm. F. Kavanaugh, President

ATTEST:


Rebecca J. Gentry, Clerk-Treasurer