

October 25, 2006
Newburgh Town Council Minutes

The Newburgh Town Council met in Executive Session at 4:30p.m. on Wednesday, October 25, 2006. Those present at the meeting were Anne Rust Aurand, Ken Hughes, 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 5-14-15-5.

CALL TO ORDER

President Kavanaugh called the meeting to order at 5:40p.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, Ken Hughes, Bill Kavanaugh, Alonzo Moore, Shari Sherman, Becky Gentry, Cynthia Burger, and Tom Bodkin.

APPROVAL OF MINUTES

MOTION by Mr. Hughes to approve the October 11, 2006, minutes.

SECOND by Ms. Sherman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

COMMISSION REPORTS

UTILITY ~ Shari Sherman

The next meeting is scheduled for Thursday, November 2, 2006, at 8:30a.m.

STREET ~ Ken Hughes

Mr. Hughes reported that the crew has been busy cleaning drainage ditches. Ms. Burger added that Evansville MPO is moving forward with the Jennings Street study.

FIRE ~ Anne Rust Aurand

No report.

PARK ~ Alonzo B. Moore

Mr. Moore stated the board is working on ways to obtain funding for needed pool and Lock & Dam property repairs.

PLAN ~ Shari Sherman

No report.

POLICE ~ Bill Kavanaugh

Chief Sprinkle stated that a grant to fund ½ the cost of new bullet proof vests has been approved. The remaining funding may be provided by a local business.

AIR AUTHORITY ~ Alonzo B. Moore

Mr. Moore stated the board is considering going county wide.

COMMITTEE REPORTS

PERSONNEL ~ Bill Kavanaugh

MOTION by Mr. Kavanaugh to accept the resignation of Brandon Robling and pay him \$594.50 for (58 hours @ \$10.25 per hour) for earned, unused PTO.

SECOND by Mr. Hughes.

DISCUSSION: Ms. Burger explained that Mr. Robling had not taken fifty-eight (58) hours of earned PTO and, since he was leaving employment in good standing, the personnel policy allows for payment of the earned, unused time.

MOTION carried ayes 5, nays 0.

MOTION by Mr. Kavanaugh to hire Cathy Madden as office clerk at the Waste Water Facility at an hourly rate of \$12.00 per hour with full employee benefits pending a negative drug screen. Mrs. Madden would begin work on November 14, 2006.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

The department will be advertising for the position of collection system operator.

FINANCE ~ Anne Rust Aurand

No report.

HISTORIC PRESERVATION ~ Ken Hughes

Mr. Hijuelos stated there was not a quorum at the last meeting. Guidelines are being hand delivered to property owners along with a cover letter. A reception and informational meeting will be held on Sunday, November 12, 2006.

STORM WATER MANAGEMENT ~ Anne Rust Aurand

Windsor Pointe residents were invited to attend the October 16, 2006, meeting to discuss their drainage concerns. Mr. Hynes presented a hydrological study at that time. An executive session of the Storm Water Management Board was held on October 19, 2006, to discuss the cost and time (\$25,000.00 and 60/90 days) to complete the study. Ms. Aurand reported that the board decided to put the study on hold and move forward with completing some of the projects that should offer immediate relief. These can be performed by the street crew. The following is a list of some of the projects to be done:

- Frame Road ditch
- Retention pond at the back of Knob Hill Trailer Park
- Swales/drainage ditches
- Pipes/drains in county

Mr. Kavanaugh suggested dialogue between property owners regarding various swales and ditches that appear to have been filled in the Windsor Pointe Subdivision.

BICENTENNIAL ~ Anne Rust Aurand

No report.

RIVERTOWN TRAIL ~ Anne Rust Aurand

Ms. Aurand stated the Newburgh Garden Club recently donated \$200.00 for the trail. Ms. Burger will send a thank you note for their generous donation.

TOWN HALL ~ Anne Rust Aurand

Ms. Burger stated work continues on the punch list.

ARTS PAVILION ~ Bill Kavanaugh

No report.

VETERANS MONUMENT ~ Shari Sherman

The dedication of the park will be held at 11:00a.m. on November 11, 2006. Ms. Sherman stated the artist's rendition of the monument will be sent to committee members for review.

KIWANIS FIELD ~ Anne Rust Aurand

No report.

ZONING ADMINISTRATOR ~ Frank Hijuelos

Mr. Hijuelos stated local business owners have been sent a letter and a copy of the sign ordinance that is currently in place. Any non-conforming signs are to be brought into conformance no later than February 9, 2007.

CLERK-TREASURER ~ Becky Gentry

No report.

TOWN ATTORNEY ~ Tom Bodkin

No report.

TOWN ENGINEER ~ David Hynes

The Master Lift Station dedication was held on Friday, October 20, 2006. Mr. Hynes stated the project was showcased at a recent Alliance Indiana conference.

TOWN ADMINISTRATIVE MANAGER ~ Cynthia Burger

Ms. Burger stated the Town of Newburgh was awarded the 2005 IPEP Safety Award. IPEP safety training was provided today for Waste Water Treatment Facility employees and Maintenance Department employees.

Ms. Burger requested permission to purchase fire extinguishers for the new building.

MOTION by Ms. Aurand to purchase seven (7) fire extinguishers totaling \$427.50 from Tri-State Fire Protection.

SECOND by Ms. Sherman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

MOTION by Ms. Aurand to approve an annual contract for fire extinguishers, fire exits, smoke and heat detectors, pull stations and signal device inspections in the amount of \$765.00.

SECOND by Ms. Sherman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

Flu shots will be available through the Warrick County Health Department again this year. Additional information will be forthcoming.

The fall newsletter will be mailed on Friday, October 26, 2006.

An IDEM air permit hearing for ALCOA Warrick will be held at Town Hall on Wednesday, November 1, 2006, at 5:30p.m.

A pre-disaster mitigation planning team public presentation will be held on Thursday, November 9, 2006, at 5:00p.m. The meeting will be held at the Warrick County School Administration Building.

Ms. Burger will be meeting with Quad County Director Nancy Burns on November 15, 2006, to discuss a grant for sidewalk construction through the "Safe Routes to School" program.

UNFINISHED BUSINESS

1. Ordinance 02006-18 ~ MS4 Construction Control...introduced October 11, 2006

MOTION by Ms. Aurand for the first reading of Ordinance 2006-18.

SECOND by Ms. Sherman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

Mr. Bodkin read Ordinance 2006-18.

MOTION by Mr. Hughes to accept the first reading of Ordinance 2006-18.

SECOND by Mr. Moore.

DISCUSSION: Mr. Hijuelos stated the Storm Water Management Board unanimously recommended approval of this ordinance.

MOTION carried ayes 5, nays 0.

MOTION by Ms. Aurand for the second reading of Ordinance 2006-18.

SECOND by Ms. Sherman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

Mr. Bodkin read Ordinance 2006-18.

MOTION by Ms. Aurand to adopt.

SECOND by Ms. Sherman.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

2. Janet Stout ~ Re: Curb Replacement...cont. from October 11, 2006

Mr. Hynes provided a lengthy explanation of the storm water management board's experience with this project. Mr. Hijuelos explained to the Council that this issue was not a storm water or drainage issue but a cosmetic issue. Lengthy discussion was held regarding possible replacement alternatives for the asphalt curb located at 115 E. Jennings. Mr. Kavanaugh stated the Council could move to pay the entire amount (\$6,201.00), share 50/50 in accordance with Town policy, or pay nothing toward the project.

MOTION by Mr. Hughes to pay ½ of the project (\$3,100.50).

SECOND by Ms. Aurand.

DISCUSSION: Ms. Aurand stated there were asphalt curbs and lips throughout the town and the existing asphalt curb at 115 E. Jennings was not unique. Discussion continued regarding the curb being unsightly but not a drainage issue.

MOTION failed ayes 1, nays 4 (Aurand, Kavanaugh, Moore, Sherman)

3. Candi Burress ~ Re: Ordinance Violation No. 000755...from October 11, 2006

Asst. Chief Williams stated an ordinance violation was issued on September 29, 2006, due to a dog barking at 620 E. Main. Discussion followed by property/dog owners Candi and Gary Burress and by Jennifer Elkins who contacted the Newburgh Police Department regarding the dogs.

MOTION by Mr. Hughes to enforce the ordinance and impose a \$50.00 fine to the Burress'.

SECOND by Mr. Kavanaugh.

MOTION by Ms. Aurand to amend to the motion and impose a \$10.00 fine.

SECOND by Mr. Moore to amend the motion.

DISCUSSION: Ms. Aurand recommended a reduced fine because there had not been complaints or citations issued for the past sixteen (16) months.

MOTION (amended) carried ayes 5, nays 0.

MOTION (main) to impose a \$10.00 fine carried ayes 5, nays 0.

NEW BUSINESS

1. Commonwealth Contract ~ French Island Trail

MOTION by Ms. Sherman to approve the Commonwealth Contract for design work to repair the washout at French Island Trail in an amount not to exceed \$16,600.00.

SECOND by Ms. Aurand.

DISCUSSION: Mr. Hynes stated funding from the Corps of Engineers would probably not be available. He added the contract provided for a sixty (60) day turn around time.

MOTION carried ayes 5, nays 0.

MISCELLANEOUS BUSINESS

Ms. Aurand encouraged dialogue with property owners along French Island Trail to insure the bank is preserved. It was decided that Ms. Burger would try to set up a

meeting with Mr. Kavanaugh, Mr. Hynes, and the Corps of Engineers regarding this issue.

Ms. Aurand reminded everyone of election day on November 7, 2006.

PETITIONS AND COMMENTS FROM CITIZENS PRESENT

Karen Enright, 5699 Maple Lane, addressed the Council regarding parking issues at Treasures and Pleasures. She stated vehicles extended into the street on the north side of the building. It was decided to stripe the side of the street to hopefully alleviate the problem.

Janet Stout asked what was being done to prevent asphalt buildup causing the type of problem she currently faces at her property. Ms. Aurand suggested that, despite the added expense of milling, streets should be milled before additional asphalt is applied. Charlie Marx, 100 E. Main, stated streets were once milled to a "V" in the center rather than elevated in the center.

APPROVAL OF CLAIMS

MOTION by Ms. Sherman to all claims, including any sewer adjustments, be paid.

SECOND by Mr. Hughes.

DISCUSSION: None

MOTION carried ayes 5, nays 0.

ADJOURNMENT

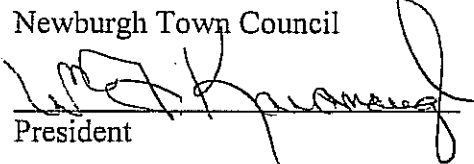
MOTION by Ms. Sherman to adjourn.

SECOND by Ms. Aurand.

DISCUSSION: None

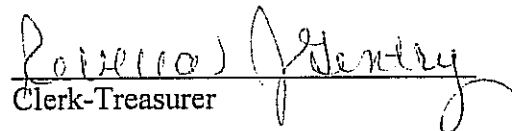
MOTION carried ayes 5, nays 0.

APPROVED this 8th day of November, 2006.

Newburgh Town Council


President

ATTEST:



Clerk-Treasurer