

Starting June 22, 1992

FRONT

SELLERSBURG TOWN COUNCIL
June 22, 1992

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss pending litigation. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Perry McCall, Attorney; Linda Schafer, Clerk Treasurer; with Roy Everitt, Council Vice President being absent.

Called To Order

President Tucker called the executive session to order at 5:34.

Attorney McCall Addresses Council On The Following Topics:

Attorney McCall discusses the letter he received from Bill Smith III in reference to the damage to Mary Scholl's sidewalk and questioned who would be responsible.

Pixley VS Town of Sellersburg in reference to pollution damage to their pond.

Dixon VS Town of Sellersburg in reference to nuisance.

Bean Road Remonstrance in reference to annexation.

Recodification Contract was discussed by Attorney McCall.

Animal Control Person and Animal Control Ordinances.

Residents that are within 300ft of a sewer line but is not hooked-up. President Tucker suggested to Attorney McCall to contact Ms. Williams, the previous town attorney to see if she may have a list of those residents and to send a letter to them.

Chris Sweat VS Town of Sellersburg in reference to missing Monies. Attorney McCall suggested to settle with the possible acceptance of the sum of 500.00 offered to Chris Sweat. Karl Truman Made a motion to not offer the amount of 500.00 but to push a little harder and have Attorney McCall to give results at next meeting. Motion seconded by Dave Broady.
Vote 2-1 with Doug Eddings Jr. voting against.

A letter received by David Broady, Council Member in reference to connection to sanitary sewers by the Covered Bridge Golf Course. Motion made by Karl Truman to have John Toombs write a letter to state that the Town of Sellersburg cannot accept there request at this time. Motion seconded by Dave Broady.
Vote 3-0

Sellersburg Town Council
Executive Session
Page Two.
June 22, 1992

Sewer Tap Ins were discussed by the Council Members. President Tucker stated to Linda Schafer, Clerk Treasurer, not to accept any money for tap-in fees or for inspections until we receive official word from the State that the sewer ban is lifted.

Adjourned

With no further business President Tucker adjourned the executive session at 6:27 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the executive session was called to order by President Tucker at 6:34 p.m. All council members were present with the exception of Roy Everitt. Attorney Perry McCall and Linda Schafer, Clerk Treasurer were present.

The opening prayer was offered up by Father Herman Lutz.

The Pledge of Allegiance to the Flag was recited.

Minutes of Last Meeting

President Tucker Dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them. Motion made by Dave Broady and seconded by Doug Eddings Jr.
Vote 3-0

Petitions or Comments by those Citizens Present

Rod Pate and Bill Bridges addressed the town council to request a tax abatement on 4.2 acres on Penn St. Mr Bridges stated that he would also like this property to be zoned industrial. Mr. Bridges stated his request for abatement would include the existing facility and also other facilities constructed in this area.

President Tucker stated that the request for tax abatement would be taken under advisement. President Tucker also stated that the matter of zoning would need to be taken up with the zoning board.

Charles Cissell addressed the council to consider adjustments of sewer during the summer months when residents water yards and flowers. Mr. Cissell stated that New Albany offered this service. John Toombs suggested to the council that they contact Dave Fredrick with Umbaugh and Associates due to the bond payments being based on water and sewer rates.

Sellersburg Town Council
Regular Meeting
Page Three
June 22, 1992

President Tucker stated to Mr. Cissell that at this point he is not sure we have the ability to grant his request of the adjustment. However if it is possible in the future this would be taken under advisement.

President Tucker ask if Ms. Ruby Davis was present. Linda Schafer, Clerk Treasurer, stated that she was unable to attend this meeting but did call Town Hall and requested all the council to help her in the matter of tall grass behind her house and to also help by suggesting to Buchner Lodge that they cut their grass more frequently.

President Tucker stated that he was not sure that the property behind Ms. Davis was in the city. President Tucker stated he would discuss this with Steve Prather, building commissioner, when he returns from military duty.

President Tucker also stated that he had talked to council Vice Pres. Roy Everitt who is a member of Buchner Lodge to see if he will bring the idea up to the lodge to cut their grass more frequently.

President Tucker ask if John Schneble was present. Mr. Schneble had requested to be on the agenda to address the council to place a stop sign in the area where he lives. Mr. Schneble was not present.

Attorney McCall presents to The Council Ordinance 92-533-Salary Amendment

Attorney McCall presented to the Council Members Ordinance 92-533 to amend a previous ordinance on dispatchers pay, Chief Kinders pay and on the longevity pay of police officers.

Motion made by Doug Eddings to approve ordinance 92-533 with the change in ordinance from increase to adjustment in pay for dispatchers. Seconded by Karl Truman.
Vote 3-0

Sewer Superintendent presents bid for installing man hole

Rick Wheeler presented bid from Rescher Sewer Service to install a man hole in the alley behind the Library. Mr. Wheeler stated that this bid was the lowest of four (4) bids he had received.

Dave Broady, Council Member stated that the installation of the man hole was the first step to determine the problem with the perhaps collapsed sewer line. Dave Broady made motion to accept bid and seconded by Karl Truman.
Vote 3-0

Sellersburg Town Council
Regular Meeting
June 22, 1992
Page 4

River Hills Presents Claims for Approval

Theresa Brading from River Hills presented to the council for approval claims in the amount below:

Mac Construction & excavating Inc. - 36,740.43

Mac Escrow account in the amount of - 4,082.27

Motion made by Doug Eddings to approve claims presented by Theresa Brading and seconded by Karl Truman.
Vote 3-0

Consulting Engineer Addresses Council on Golf Course Proposal

John Toombs presents to the council for approval a counter proposal from Covered Bridge Golf Course for their Phase 1 Project. This would involve Sellersburg receiving the flow of 58,160 gallons of sewage from the golf course and 136 lots.

Dave Broady made motion to approve Phase 1 of the golf course project. Motion seconded by Karl Truman.
Vote 3-0

Water System Maping Discussed and Approved

Karl Truman, Council Member, discussed the proposal made by John Toombs to prepare a Water System Map from funds left over from the Servend Project. The cost of the Map will be 6150.00. Karl Truman made motion to approve the proposal of John Toombs and seconded by Dave Broady.
Vote 3-0

Doug Eddings expressed the need for painting the two (2) water towers. He stated that he wanted to make sure there was enough money left over from the Servend project to do so. John Toombs suggested that C T Services be contacted to empty one of the tanks have them come in and look at the inside and outside and make their professional recommendation on what needs to be done.

Clerk Treasurer presents claims for approval

Linda Schafer, Clerk Treasurer, presented to the council for approval

claims on behalf of Town Attorney, Perry McCall for reimbursement for recording fees and ordinances in which he paid for himself and also for recording annexation totaling 27.00.

Motion made by Karl Truman that the claim vouchers be approved for payment. Seconded by Doug Eddings Jr.
Vote 3-0

Clerk Treasurer presents Recodification Contract for Approval

Linda Schafer, Clerk Treasurer, presents contract for approval by the council from Hoosier Codification Service, Inc. Ms. Schafer stated that the Town Attorney has reviewed the contract and sees no problem with them.

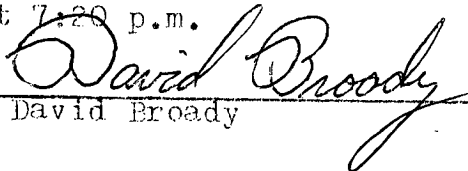
Motion made by Doug Eddings Jr. to approve the contract presented from Hoosier Codification Service, Inc. to recodify the towns ordinances for the amount of 3900.00. Seconded by Karl Truman.
Vote 3-0

Linda Schafer, Clerk Treasurer, presents claims to be paid by the town for this meeting.

Motion to approve claims for payment made by Karl Truman and seconded by Doug Eddings Jr.
Vote 3-0

Adjournment

With no further business meeting was adjourned by President Tucker at 7:20 p.m.

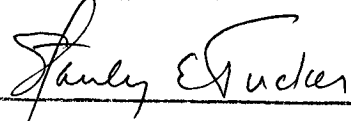


David Broady




Karl Truman

Aulton Eddings Jr.



Stanley E. Tucker

Roy Everitt
Attest: 
Linda G. Schafer
Clerk Treasurer

SELLERSBURG TOWN COUNCIL
July 13, 1992

SPECIAL MEETING

A special meeting of the Sellersburg Town Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to approve sewer claims. Those present were: Stanley Tucker, Council President; Roy Everitt, Council Vice President; Dave Broady, Council Member; Doug Eddings, Council Member; Karl Truman, Council Member; Attorney Perry McCall, and Linda Schafer, Clerk Treasurer.

Called To Order

President Tucker called the special meeting to order at 5:35 p.m.

Commonwealth Engineers Presents Claims For July

Bruce Koetter from Commonwealth Engineers, Inc. presented claims to the council for approval as follows:

Commonwealth Engineers, Inc.

Const. Eng.- 8,111.17
Inspection -23,128.40
Plant Start-up - 595.61
Final Plan of Oper.- 1,901.40
O & M Manual - 334.91

Smith Contractors, Inc.

Div. B- 82,436.38

Reynolds, Inc.

Div. C -82,293.71

Div. C Escrow - 2,811.51

Motion made by Doug Eddings Jr. to approve claims presented by Bruce Koetter and seconded by David Broady.
Vote 4-0

President Tucker Discusses Sewer Ban

President Tucker ask if we had received word of when we could start hooking people up to the new sewer line. John Toombs, consulting eng. stated that Mr. Tinkle called and it was official. According to Mr. Tinkle we can hook on people within the five areas that the new sewer lines were installed. President Tucker requested that Mr. Wheeler, sewer superintendent, define areas that are included so we will be able to give an explanation to those excluded untill the ban is lifted.

Sellersburg Town Council
July 13, 1992
Page Two

Special Meeting Cont.

Bruce Koetter from Commonwealth Eng. Inc. presented the EPA payment request for President Tucker's signature. Approval not needed from the council.

Commonwealth Eng. Presents Release for Escrow to Smith Contractors

Bruce Koetter from Commonwealth Eng. presented release for Escrow to Smith Contractors. Mr. Koetter stated that there was an error but requested that the council approve President Tucker to sign and he would correct the document and present it for signature before the next meeting.

Motion made by Dave Broady and seconded by Doug Eddings Jr.
Vote 4-0

Commonwealth Eng. Presents Change Order Div. C - Const. of Storm Drain

Bruce Koetter presents Change order contract for the const. of Storm Drain for the approval of the council in the amount of 39,990.32.

Motion made by Karl Truman and seconded by Roy Everitt.
Vote 4-0

Commonwealth Eng. Presents Change Order Div. A- Quantity Adjustments

Bruce Koetter presented to the council for approval Change Order A to adjust quantities.

Motion made by Dave Broady and seconded by Karl Truman.
Vote 4-0

Commonwealth Eng. Presents Letter and Project Cost Breakdown

Bruce Koetter presented to the council members a letter from Commonwealth Eng. in reference to the project cost breakdowns. Mr. Koetter stated that the letter stated that little money is left in the Sewer Project to do other things unless they qualified under eligible change orders.

Council Members Discuss Sewer Plant Equipment and Office Furniture

Council Members discuss pressure washer for the WWTP and office furniture. Dave Broady made motion to approve 6000.00 for a pressure washer and office furniture. Motion seconded by Karl Truman.
Vote 4-0

Sellersburg Town Council
July 13, 1992
Page Three

Special Meeting Cont.

Agreement of Town of Sellersburg, Haas Cabinet, and Maple Manor Discussed

John Toombs stated that he had a discussion with Smith Contractors in reference to work Smith Const. had completed near Maple Manor. Mr. Toombs stated that Smith Const. had voiced concerns of when they would receive payment for their work.

Motion made by Dave Broady to make payment to Smith Const. for their work at Maple Manor and seconded by Roy Everitt.
Vote 4-0

Adjourned

With no further business President Tucker adjourned the special meeting at 6:20 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the Special Meeting was called to order by President Tucker at 6:30 p.m. All council members were present with the exception of Doug Eddings Jr. Attorney Perry McCall and Linda Schafer, Clerk Treasurer were present.

President Tucker dispensed with the opening prayer due to no minister being present.

The Pledge of Allegiance to the Flag was recited.

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them. Motion made by Dave Broady and seconded by Karl Truman.
Vote 3-0

Petitions or Comments by those Citizens Present

President Tucker asked if Michael & Janet Lucchesi were present. The Lucchesis had requested to be on the agenda to discuss extremely high water bills. They were not present.

Regular Meeting Cont.

President Tucker presented letter from Montgomery Ins. Agency on the cost of insurance coverage of the new sewer plant and the water tower. President Tucker stated that the cost would be 545.00 until policy is renewed.

Motion made to accept cost from Montgomery Agency by Dave Broady and seconded by Karl Truman
Vote 3-0

Vice President Roy Everitt requested that the council look into getting other bids on insurance coverage on the new sewer plant and the water tower between now and the renewal date of the insurance. President Tucker stated that the council would be happy to look into bids from other insurance companys. President Tucker requested Linda Schafer to obtain the effective dates of the insurance policies.

President Tucker stated that he had received a letter from Sellersburg Celebrates committee requesting that the council help to promote the Sellersburg Centennial coming up in August by encouraging people and businesses to clean trash up, plant flowers, or window displays along the area of hwy. 31, the parade route.

Asst. Police Chief addresses Council

Patrick Bradshaw, Asst. chief thanked the council on the purchase of the two new police cars.

Asst. Chief stated that he had received a complaint of a man painting numbers on curbs. Mr. Bradshaw stated that he had made contact with the man and advised him to contact the town council in order to do this.

Mr. Bradshaw stated that he had spoke with someone that ask if the Police Dept. had three cars for sale. Mr. Bradshaw stated that the rumor of three cars for sale was false.

Street Superintendent Addressed Council on No Parking Sign

Mark Warren, Street Supt. requested that the council allow him to place a no parking sign at the gate by the pool. President Tucker requested that Mr. Warren check into this.

Building Commissioner Addresses Council

Steve Prather, Building Commissioner, discussed a complaint from resident Ruby Davis in reference to high grass in a field behind her

Building Commissioner Addresses Council cont.

house. Mr. Prather stated that it has been determined the vacant field is within town limits and it does fall under town ordinances. Mr. Prather stated that the town had no ordinances on the height grass can get. Mr. Prather stated that he had told Ms. Davis that the best he could do would be to try to come up with an ordinance pertaining to height of grass in a field before it would be mandatory to cut it. President Tucker requested Mr. Prather contact Ms. Davis and tell her we are seeking certain options to help her out by trying to contact the owners of the property. Dave Broady stated that Mr. Davis may be justified in going to civil court on this matter.

Building Commissioner Presents Claim for June

Steve Prather presented to the council a rough draft of his report with a claim in the amount of 1110.96 for the month of June. President Tucker ask if Mr. Prather had submitted copies of the inspections to the clerk Treasurer. President Tucker also stated that Mr. Prather was to provide a copy for file of the permits as Mr. Prather issues them to Town Hall.

Motion to approve building commissioner's claim made by Karl Truman seconded by Dave Broady.
Vote 3-0

Council Member Discusses New Structures/ Tax Rolls

Dave Broady, Council Member ask Steve Prather, Bldg. Commissioner, about new permits that are issued that involve a new building that should go on the tax rolls. Mr. Broady asked Mr. Prather if he was handling that. Mr. Broady ask Mr. Prather if he was forwarding information at the time he issues permits on new buildings or homes as to get them on the tax rolls. Mr. Prather stated that if anyone was adding an addition to their house or building a new house or structure whether it be commercial, industrial or residential or installing an in ground or above ground pool that he had been giving copies of those types of permits to the assessor Mark Ball.

Attorney McCall Addressed Council on Ordinance Prohibiting Open Containers

Attorney McCall addressed the council with information on Ordinance prohibiting open containers. Mr. McCall ask the council if they wanted him to prepare such an ordinance. President Tucker suggested that Attorney McCall prepare an ordinance for review.

Sellersburg Town Council
July 13, 1992
Page Six

Attorney Addresses Council

Attorney McCall stated that he was in the process of preparing an agreement in reference to the animal control officer and Indian Oaks.

Council Member Addresses Council on Comprehensive Plan

Karl Truman, Council Member, made a motion that the town move forward on the Comprehensive Plan and to pursue the 10,000.00 grant from the Dept. of Commerce. Mr. Truman motioned to approve Jacobi, Toombs, and Ianz to do the engineering and mapping part of the plan such as zoning and flood maps and the Cardino Group to do the town planning study, development objectives, land use policies, park utilities and to prepare the subdivision and zoning ordinances for adoption by the town. Motion seconded by Roy Everitt.
Vote 3-0

Council Member Addresses Water Superintendent

Karl Truman ask Dana Thompson, Water Superintendent, about the cost incurred when Mr. Thompson used his personal cellular phone for regulating the water tower while at the water treatment plant. Chief Deputy Vicki Hall stated that that bill was on the list for approval by the council.

Vice President Roy Everitt Addresses Council

Vice President Roy Everitt addressed the council on complaints he had received on the parking lot of Sellersburg Lumber. He stated that the dust citizens complained of the dust being bad. Mr. Everitt stated that some residents told him that Sellersburg Lumber stated that they would black-top, put a fence up and plant shrubs. Vice President Everitt suggested that the zoning board contact Sellersburg Lumber to find out how we can resolve this problem.

Vice President Everitt stated that he was contacted by a woman who lives on St. Joe Rd. East concerning a drainage pipe she wishes the town to install under her drive way.

Vice President Everitt addressed the possibility of obtaining a vehicle from the police dept. in the event one would be up for sale for use of the ladies in Town Hall and the council members in the event they needed to use it rather than to use their own vehicles. Vice President Everitt requested that the council think of this when they have Police Dept. vehicles for sale. President Tucker suggested that Karl Truman look into what is going to happen to the two police vehicles that were

Sellersburg Town Council
July 13, 1992
Page Seven

recently replaced with two new vehicles and make a recommendation to the council.

Clerk Treasurer Presents Claim for River Hills

Clerk Treasurer, Linda Schafer, presented a claim for approval of the council in the amount of 9660.00 to be paid to River Hills Economic Development Dist.

Motion made by Dave Broady seconded by Karl Truman.
Vote 3-0

Clerk Treasurer, Linda Schafer presented claims for this meeting. Motion made by Karl Truman to approve payment of claims by the town for this meeting and seconded by Dave Broady.
vote 3-0

Adjournment

With no further business meeting was adjourned by President Tucker at 7:20 p.m.




David Broady



Karl Truman



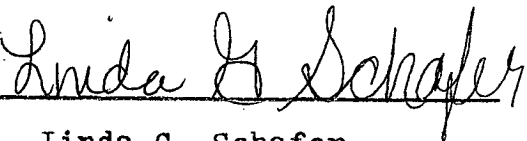
Doug Eddings Jr.



Stanley E. Tucker



Roy Everitt

Attest: 

Linda G. Schafer
Clerk Treasurer

SELLERSBURG TOWN COUNCIL
July 27, 1992

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss pending litigation. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Roy Everitt, Council Vice President; Perry McCall, Attorney, Linda Schafer, Clerk Treasurer.

Called To Order

President Tucker called the executive session to order at 5:34.

The Following Topics Were Discussed:

1. Pixley VS Town of Sellersburg
2. Town of Sellersburg VS Collier
3. Manley VS Town of Sellersburg
4. Sweat VS Town of Sellersburg
5. Bean Road Remonstrators VS Town of Sellersburg
6. Maple Manor Christian Children's Home
7. Silver Creek Business Center
8. Personnel Matters and Salary Increases

Adjournment

With no further business this meeting was adjourned at 6:32 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the executive session was called to order by President Tucker at 6:42 p.m. All council members were present, Attorney Perry McCall and Linda Schafer, Clerk Treasurer, were also present.

The opening prayer was offered up by Rev. Bob Hauselman.

The Pledge of Allegiance to the Flag was recited.

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them. Motion made by Karl Truman and seconded by Roy Everitt.
Vote 4-0

President Tucker Speaks on Request from Sellersburg Celebrates

President Tucker stated that he was called by Sellersburg Celebrates and ask if they could have permission to put banners up at

Sellersburg Town Council
Regular Meeting
July 27, 1992
Page 2.

the intersection of 131 and 31 and Utica St. and 31. President Tucker requested a motion to allow them to do so. Motion made by Karl Truman and seconded by Dave Broady.
Vote 4-0

Resolution # 92-4 - Designating a Blighted Area

Wylie Zeigler of River Hills Development presented resolution # 92-4 to the council for approval. The purpose for this resolution is to be able to obtain a grant through the Dept. of Commerce for a planning study to do away with the storm water drainage problems.

Motion made by Roy Everitt to approve resolution #92-4 and seconded by Karl Truman.
Vote 4-0

Resolution # 92-5 - Authorizing the Submittal of the Planning Grant App.

Wylie Zeigler of River Hills Development presented resolution # 92-5 to the council for approval. This resolution authorizes River hills to submit a planning grant application to the Indiana Department of Commerce and also commits the requisite local funds in an amount not to exceed 10% of the total project, up to 6,000.

Motion made by Dave Broady and seconded by Doug Eddings.
Vote 4-0

Quarterly Report and Certificate of Completion for EPA Presented

Theresa Brading of River Hills Development presented a quarterly report and a Certificate of Completion for approval of the council on the Servend Project.

Fair Housing Discussed

Theresa Brading of River Hills Development discussed the questionnaire that came into the town in reference to futher fair housing. Ms. Brading stated that an ordinance or resolution from the town showing support of fair housing would be sufficient. President Tucker requested the Clerk Treasurer to make a copy of the ordinance that the council wishes to pass and mail it to the Fair Housing Committee.

President Tucker Addresses Council

President Tucker addressed the council members to ask if anyone would be available to attend the meetings scheduled on July 29th concerning the two resolutions passed, designating a blighted area and to authorizing the submittal of the planning grant application, to answer any questions the public may have. Doug Eddings stated that he would attend

Sellersburg Town Council
Regular Meeting
July 27, 1992
Page 3.

Petitions or Comments by those Citizens Present

Danny Dellarosa addressed the council to ask if it was possible to operate a small business out of his home, consisting of two trucks. Steve Prather, building commissioner stated that he was unsure whether that was a zoning issue or would require approval from the town council.

President Tucker requested that Mr. Dellarosa meet with the zoning board to be safe.

President Tucker addressed Salary Increase for Town Hall Employees

President Tucker requested a motion on a recommendation for salary increase for Town Hall workers and for the increase to be effective 07/01/92 for Linda Schafer, Cindy Shelton, Vicki Hall, and Andrea Hall.

Karl Truman, Council Member stated that in light of the long hours and the work that has been done at the town hall and how the town has been trailing other communities in compensation of town employees that he would like to make the motion for the following increases:

Linda Schafer, Clerk Treas. to be increased to 23,000.12
Cindy Shelton, Billing Clerk to be increased to 13,790.40
Andrea Hall, Accounts Receivable Clerk to be increased to 13,790.40.
Vicki Hall, Chief Deputy Clerk, to be increased to 16,640.00

Motion was seconded by Roy Everitt, Council Vice President.
Vote 4-0

President Tucker Presented Salary Ordinance for 1993- Ordinance # 92-534

President Tucker stated that it was the time of the year to put together a salary ordinance for 1993 for town employees. President Tucker stated that the council had been able to get the recommendations in place and requested a motion be made to approve Ordinance # 92-534.

Motion made by Karl Truman and seconded by Dave Broady
Vote 3-2 With Roy Everitt and Doug Eddings Jr. against

Roy Everitt requested that the council reconsider the 3% adjustment for Patrolman and Sargents pay increase that would be effective 07/01/93 be brought back before the council before the adjustment.

Sellersburg Town Council
Regular Meeting
July 27, 1992
Page 4

Karl Truman stated that one of the objectives that the town needs to seek is to become a little more in line with other communities and to be up to par with equal size. Karl Truman recommended that it be left as is to be effective 07/01/93.

Chief Kinder Addressed Council on Petty Cash Fund

Dave Kinder, Sellersburg Police Dept. Chief stated that he had talked to Martha Fountain of the State Board of Accounts and that there was never any record found in the minutes where the Police Dept. had established a petty cash fund. Chief Kinder requested that the minutes reflect the fact that the Police Dept. does have a petty cash fund of \$100.00 set up for incidental expenses and to be receipted.

Equipment Purchase Request for New Waste Water Treatment Plant

Rick Wheeler, Sewer Superintendent, stated that he had three prices for a tractor and mower for the new Sewer Plant.

Dave Broady, Council Member, stated that the cost was less than 16,000. and requested that the council approve the purchase due to a price increase as of August 1st. Motion made by Dave Broady and seconded by Karl Truman.
Vote 4-0

Sewer Superintendent Request to Increase Temporary Employee's Pay

Rick Wheeler, Sewer Supt. requested to the council that they consider an increase in pay for a temporary employee until his regular employee returns from medical leave.

Motion made by Dave Broady and seconded by Karl Truman.
Vote 4-0

Doug Eddings Jr. requested that Mr. Wheeler prepare a statement for the council in the form of a recommendation and present it to the council.

Sewer Supt. Addresses Council on the Closing of Old Plant

Rick Wheeler, Sewer Supt. stated to the council that the town needs to be thinking about what they are going to do with the old sewer plant, whether to demolish it or to sell it as is.

President Tucker ask if there were not recommendations submitted by Commonwealth Engineers as to the closing of the old plant.

Sellersburg Town Council
Regular Meeting
July 27, 1992
Page 5.

Mr. Wheeler stated that we have a closure plan approved and we have achieved most of the closure plan now, but with all the rain the old plant has built back up on its own.

President Tucker requested that Rick Wheeler get with Dave Broady and present recommendations as to closing the old plant.

Building Commissioner Addresses Council

Steve Prather, Building Commissioner, presented to the council copies of the applications of permits for February through June.

Steve Prather, Building Commissioner, presented the council with a list of all permits that was submitted to the assessor, Mark Ball.

Steve Prather, Building Commissioner, presented to the council his claim for approval of payment in the amount of 396.36.

Motion made by Karl Truman and seconded by Doug Eddings to approve payment of claim.
Vote 4-0

Steve Prather, Building Commissioner discussed the blood pathogens to look into the possibility of getting additional instructions with minimum cost. Mr. Prather stated that there is a time frame for new employees to obtain these instructions.

Mr. Prather also stated that he was looking into the immunization cost. Chief Kinder stated that the serum could be purchased at the health dept. at wholesale cost.

President Tucker stated that the blood pathogens requirements needed to be appropriated into the employee manual.

Council Member Addressed Council on Sewer Tap

Dave Broady stated to the council that as of today we are publishing in the paper releasing the availability to get on sewers for the out lying areas where new sewer lines were installed. Dave Broady stated that the remaining residents will be allowed to tap on when we receive three (3) consecutive good readings from the new WWTP.

New Police Commissioner Recommended

Karl Truman, Council Member, recommended to the council that the vacancy on the Police Commissioners Board should be filled by Ed Denton.

Roy Everitt, Council Member, requested that another name should be considered to fill that vacancy. Mr. Everitt recommended Norman

Sellersburg Town Council
Regular Meeting
July 27, 1992
Page 6.

Huffman. Motion made by Karl Truman to appoint Ed Denton to the Police Commissioners Board and seconded by Dave Broady.
Vote 3-0

Attorney Addresses Council

Perry McCall addresses council on the agreement between Indian Oaks Trailer Park and the Town of Sellersburg concerning animal control.

The agreement with Indian Oaks states that the Town of Sellersburg would not be held liable.

Attorney McCall Presents Ord. #92-535- Control of Dogs/Cats

Attorney McCall presented to the council Ord #92-535 for the control of dogs/cats within Sellersburg.

Motion made by Karl Truman to approve Ord. # 92-535 and seconded by Doug Eddings Jr.
Vote 4-0

Attorney McCall Presents Ord. # 92-536- Ord. Rescinding Ord. 316, Animal

Attorney McCall presented to the council Ord.# 92-536 Rescinding Section 3, Subsections q Through u, and Section 7, of Article 1 of Ordinance # 316.

Motion made by Karl Truman to approve Ord. # 92-536 and seconded by Doug Eddings Jr.
Vote 4-0

Discussion On New Park

Discussion of the use of town employees to install sewer and water lines for the new park. Karl Truman stated that it would be good for the town.

Dog and Cat License Fee

Discussion was held concerning the collection of license fees for dog and cats. Motion made by Karl Truman and seconded by Doug Eddings Jr.

Dave Broady, Council Member, does not agree with the license fee collection being handled by the Clerk Treasurer. Mr. Broady felt that there will be a problem with enforcing this licensing.
Vote 3-0 Dave Broady against.

Clerk Treasurer Presents Claims

Linda Schafer, Clerk Treasurer, presented claims for this meeting.

Sellersburg Town Council
Regular Meeting
July 27, 1992
Page 7.

Motion made by Karl Truman to approve claims presented by the Clerk Treasurer and seconded by Doug Eddings Jr.
Vote 4-0

Clerk Treasurer, Linda Schafer, thanked Attorney McCall for preparing a document waiving widows and widowers from paying a new meter deposit if the billing was in the deceased persons name. This document will also serve the same purpose for divorced persons.

Adjournment

With no further business meeting was adjourned at 7:55 p.m. by President Tucker.

David Broady

David Broady

Aulton D. Eddings Jr.

Aulton D. Eddings Jr.

Roy E. Everitt

Roy E. Everitt

Karl Truman

Stanley E. Tucker

Stanley E. Tucker

Attest:

Linda G. Schafer

Linda G. Schafer
Clerk Treasurer

Town of Sellersburg
Planning Grant
Public Hearing Minutes

The first public hearing was held on July 29, 1992 at 4:00 p.m. EDT at the Sellersburg Public Library. The hearing was advertised July 17, 1992 in The Evening News.

In Attendance were:

Doug Eddings Jr., Town Councilman
Linda Schaefer, Clerk Treasurer
Vicky Hall, Deputy Clerk Treasurer
Wyllie E. Zeigler, River Hills Project Development

Those individuals present were all familiar with the Planning Grant Program and the Resolution designating certain areas as blighted due to the deterioration of public infrastructure improvements. Everyone present was in favor of the application seeking funding to conduct a Storm Water Management Study. The Town authorized River Hills to record the minutes for both public hearings.

No other comments were made.

The meeting adjourned at 4:20 p.m. EDT

The second public hearing was held on July 29, 1992 at 4:30 p.m. EDT at the Sellersburg Public Library. The hearing was advertised July 17, 1992 in The Evening News.

In Attendance were:

Doug Eddings Jr., Town Councilman
Linda Schaefer, Clerk Treasurer
Vicky Hall, Deputy Clerk Treasurer
Wyllie E. Zeigler, River Hills Project Development

Those individuals present were all familiar with the Planning Grant Program and the Resolution designating certain areas as blighted due to the deterioration of public infrastructure improvements. Everyone present was in favor of the application seeking funding to conduct a Storm Water Management Study. The Town authorized River Hills to record the minutes for both public hearings.

No other comments were made.

The meeting adjourned at 4:50 p.m. EDT

CITIZEN PARTICIPATION REPORT

INSTRUCTIONS: Answer the following:

1. Notice of Planning Grant information to public:

Date of Publication 07 / 17 / 92

2. Notice of first public hearing:

Date of hearing 07 / 29 / 92

3. Notice of second public hearing:

Date of hearing 07 / 29 / 92

4. Below, describe methods used to solicit participation of low and moderate income persons:

The public hearings were advertised and available to all Town of Sellersburg residents including those of low/moderate income.

5. Below, denote any adverse comments/complaints received and describe resolution of those complaints:

There were no adverse comments/complaints received regarding the proposed storm water Management Plan or associated with the Town's approval of Resolution 4-1992. This resolution designated three individual areas of the Town as "blighted" due the deterioration of identified infrastructure improvements resulting from excessive storm drainage problems.

Attach to this form:

- a. Tear sheet or publisher's affidavit of all public notices.
- b. Minutes of the public hearings including a list of attendees.
- c. Copy of response(s) to comments and/or complaints.

*Under Indiana Code (I.C. 5-3-1-2 (B) there must be (at least) one advertisement at least ten (10) calendar days prior to the first scheduled hearing. It is recommended that hearings be scheduled (at least) seven (7) days apart.

A-7

X *Ray Schaper*

attest: *Linda G. Schaper*

Sellersburg Town Council
August 10, 1992

SPECIAL MEETING

A special meeting of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to approve sewer claims. Those present were: Stanley Tucker, Council President; Roy Everitt, Council Vice-President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; and Linda Schafer, Clerk Treas. Those absent were: Karl Truman, Council Member and Perry McCall, Town Attorney.

Called to Order

President Tucker called the special meeting to order at 5:26 p.m.

Commonwealth Engineers Addresses Council

Ed Tinkle from Commonwealth Engineers stated to the council that Bruce Koetter updated project cost at our last meeting under two(2) conditions, with additional change orders and without change orders. If we have additional change orders totaling 125,337.15 the project will be completed and the town will have 94,000 left over. Mr. Tinkle stated that on the other hand there are no additional change orders there will be 60.00 left in the account but 125,000 left in the allowable contingency account.

Commonwealth Engineers Addresses Additional Black Topping

Ed Tinkle from Commonwealth Engineers stated that until Change Order A-3 clears IDEM that things are up in the air. Mr. Tinkle stated that the numbers are good but until the Corp of Engineers make their review proceeding with any additional black topping at this time would be a judgement call on the councils part.

Sellersburg EPA Project: Items List Discussed

John Toombs from Jacobi, Toombs, and Lanz, discussed the items on the EPA Project List. Mr. Toombs stated that the total of the listed items was in the amount of 111,115.50 with a budget amount of 105,000.

Roy Everitt, Council Vice-President stated that items # 27 and #28 in reference to milling Utica and Popp was scheduled for August 26th.

Commonwealth Engineers Request Interest Amounts on Accounts

Ed Tinkle requested Linda Schafer, Clerk Treasurer, to obtain

Sellersburg Town Council
Special Meeting
August 10, 1992
page 2

the total amounts of interest on all accounts in reference to the Waste Water Treatment Project.

Commonwealth Engineers Presents Claims for approval

Ed Tinkle from Commonwealth Engineers presented claims for approval of the council in the amounts as follows:

Commonwealth Engineers, Inc.

Const. Eng.- 9,163.79
Inspection- 20,627.19
Plant Start up- 754.53
Final Plan of Oper.- 737.52

Smith Contractors, Inc.

Div-A- 138,353.97 (Paid from Escrow Acct.)

Reynolds, Inc.

Div. C- 60,643.24

Motion was made by Dave Broady to approve payment of claims and seconded by Doug Eddings Jr.
Vote 3-0

Change Order C-8 Presented for Approval

Ed Tinkle from Commonwealth Engineers, presented for approval Change Order C-8 in reference to the Wastewater Treatment Plant. This order increased payment to Reynolds, Inc. in the amount of 5,719.47.

Motion made by Dave Broady to approve this change order and seconded by Doug Eddings Jr.
Vote 3-0

Jacobi, Toombs & Ianz Consulting Engineer Addresses Council

John Toombs, Consulting Engineer addressed the council members concerning a letter received by Sellersburg Water containing a set of plans on the rehabilitation of the corner of Holmans Lane, Allison

Sellersburg Town Council
Special Meeting
August 10, 1992
Page 3

lane and Hwy 62. Mr. Toombs stated that the letter requested us to check our water mains which is a 16 inch transmission main coming off wells, old 12 inch main with 6 inch distributors. Mr Toomb requested the councils approval to check to see if the Town has a problem and if so to proceed to fix it.

Adjournment

With no further business President Tucker adjourned meeting at 6:27 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the Special Meeting was called to order by President Tucker at 6:42 p.m. All council members were present except Karl Truman. Linda Schafer, Clerk Treasurer was present with the Town Attorney Perry McCall absent.

The opening prayer was offered up by Rev. Fred Reed.

The Pledge of Allegiance to the Flag was recited.

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them. Motion made by Roy Everitt and seconded by Dave Broady.
Vote 3-0

Collier VS Town of Sellersburg

President Tucker requested a motion be made to ratify the praecipe in reference to litigation concerning Collier VS Town of Sellersburg.

Motion made by Roy Everitt to approve the praecipe and seconded by Doug Eddings Jr.
Vote 3-0

Rail Road Stop Signs Discussed

President Tucker stated that he had received a letter from Southern Indiana Railway requesting that the stop signs at rail road crossings be made legal stop signs. President Tucker requested a motion be made. Dave Broady, Council Member, suggested he would like to have advice from council. President Tucker stated that this would be brought up at the next council meeting on August 24, 1992.

Petitions or Comments by those Citizens Present

Steve Terry addressed the council members to request a street light at his residence on Hwy 60.

Roy Everitt, Council Vice-President, stated that he was at Mr. Terry's residence today and we would place one there which would take care of two home owners.

Wayne Byrn addressed the council members in reference to his water bill. Mr. Byrn stated that he could not understand how his water bill was based. Dave Broady stated that the more water you use that the rate would go down. Mr. Byrn stated that he thought that the extra days effected the amount of his bill. President Tucker stated that we discuss this with Water Supt. Dana Thompson and would write Mr Byrn a letter or explanation to the best of our ability.

Jody Barham addressed the council members in reference to his taxes. He stated that since he had started the carpet business about three years ago that his property taxes have tripled. Dave Broady stated that Mr. Barhams property is not in the town. John Toombs suggested that Mr. Barham contact Theresa James in the auditors office about his property taxes. Mr. Barham ask if there was such as a tax abatement. President Tucker stated that only in the area of the Avco Industrial Park was a tax abatement given. President Tucker stated that Mr. Barham may need to see the county council.

Jody Barham also addressed the council on sewers. Mr. Barham stated that Melvin Walls had his own sewer line installed and was requesting a fee to tap on to his line. Dave Broady requested that Rick Wheeler look up the contract and meet with him and Mr. Barham the 1st part of next week. President Tucker requested a copy to consult with legal council.

Consulting Engineer Addresses Council of Water Towers

John Toombs with Jacobi, Toombs, and Ianz, Inc. addressed the council members with a proposal from CT Services, Inc. to inspect the water tanks. Mr. Toombs requested authorization from the town council to get with CT Services and have them prepare an agreement to inspect the inside and outside of the water tanks. Mr. Toombs stated that the cost would be in the amount of 2700. Mr. Toombs stated that this price does not include interior cleaning to remove mud silt and other materials found in the bottom of the tank. He stated that Doug Eddings Jr., Council Member could sign on behalf of the town.

President Tucker requested a motion to approve the signature of Doug Eddings Jr. authorizing the inspection.

Motion made by Dave Broady and seconded by Roy Everitt. Vote 3-0

Sellersburg Town Council
Regular Meeting
August 10, 1992
Page 5

Concerned Citizen Addresses Council on Storm Drains

A concerned Citizen addressed the council on the rumor he heard of a possible stopping up of a storm drain. He stated that he had damage due to water. President Tucker stated that he was aware that there may be a problem and would seek legal council as soon as he returns from vacation.

Assistant Chief Addressed Council

Patrick Bradshaw, Asst. Chief stated that he would like to thank the water, sewer, and street departments for their efforts with the high water the town had.

Council Member Addresses Council

Doug Eddings Jr. made a motion that Jacobi, Toombs, and Lanz, Inc. review the study at Holman and Allison In. and 62. Motion seconded by Roy Everitt.
Vote 3-0

Council Member Addresses Council

Dave Broady addressed council with a request to allow Rick Wheeler, Sewer Supt. to take two courses at Ivy Tech. The classes would be Circuits I and Circuits Lab. The cost of this would be 390.50 and would be 6 credit hours.

Motion made by Doug Eddings Jr. and seconded by Dave Broady.
Vote 3-0

Council Member Addresses Council

Roy Everitt, Council Vice-President request from the council permission to apply for a recycling grant. Mr. Everitt stated that five residents have agreed to be on a board on recycling.

Motion made to approve request by Roy Everitt and seconded by Doug Eddings Jr.
Vote 3-0

Clerk Treasurer Presents Claims for this Meeting

Linda Schafer presented her claims for this meeting for approval of the council. Ms. Schafer also presented minutes to Doug Eddings Jr. on the two public hearings on the two resolutions on storm drains to obtain grant monies to do studies. Refer blighted areas.

Motion made by Roy Everitt to approve claims and seconded by Dave Broady.
vote 3-0

Sellersburg Town Council
August 10, 1992
Regular Meeting
Page 6

Building Commissioner Addresses Council

Steve Prather, Building Commissioner addressed council and news media with thanks for the Police Dept. and the Fire Dept. for their efforts with the high water.

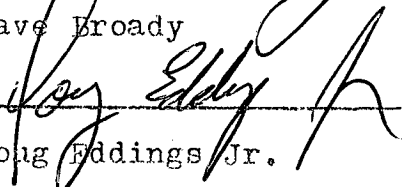
Roy Everitt stated that there would be an extra trash pick-up in Sellersburg for debris left by the flood.

Adjournment

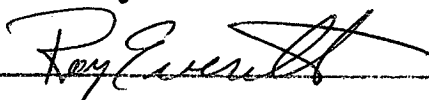
With no further business President Tucker adjourned meeting at 7:30 p.m.



Dave Broady



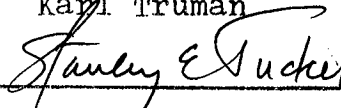
Doug Eddings Jr.



Roy Everitt

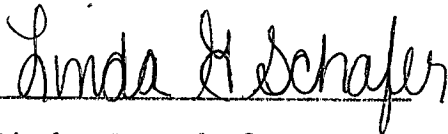
ABSENT

Karl Truman



Stanley E. Tucker

Attest:



Linda G. Schafer
Clerk Treasurer

SELLERSBURG TOWN COUNCIL
August 24, 1992

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss pending litigation. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Roy Everitt, Council Vice President; Perry McCall, Attorney; Linda Schafer, Clerk Treasurer.

Called to Order

President Tucker called the executive session to order at 5:30.

Information Presented of Flood Disaster Relief

Phil Rader from State Emergency Management Assn. addressed council members with information on Flood Disaster Relief.

Attorney McCall Discusses Pending Litigation

The following topics were discussed by Attorney Perry McCall:

Bean Road Remonstrance

Town of Sellersburg VS Collier

Maple Manor

CNA Letter in Reference to Pixley VS Town of Sellersburg

Attorney McCall Discusses Other Matters

Letter From River Hills Economic Development District concerning Storm Drainage Planning Grant and Master Plan and Zoning Ordinances.

Lease on property next to Swimming Pool

Cash Reserve Fund within Sewer Utility

Adjournment

With no further business this meeting was adjourned by President Tucker at 6:26 p.m.

PUBLIC HEARING/BUDGET

A Public Hearing on the 1993 Budget was called to order by President Tucker at 6:32 p.m. following the executive session. All council members were present, Attorney Perry McCall and Linda Schafer, Clerk Treasurer, were also present.

The opening prayer was offered up by Rev. Dale Offutt.

The Pledge of Allegiance to the Flag was recited.

President Tucker Presents 1993 Draft of Budget for Review

President Tucker presented the 1993 Budget Estimates as follows:

Budget Estimate	Funds To Be Raised	Net Tax Rate
General 1,147,827	823,958	3.580
MVH 97,637	-0-	-0-
IRS 33,188	-0-	-0-
Pol. Pension 42,183	21,404	.093
Parks 115,895	69,047	.300
Cum. Cap. Imp. 28,863	-0-	-0-
Debt. Ser. 3,700	4,603	.020
Cum Cap Dev. -0-	27,619	.120
<u>TOTALS 1,469,293</u>	<u>946,631</u>	<u>4.113</u>

President Tucker stated that their have been tentative cuts in the Budget in two areas as follows:

Budget Estimate Reduced to	Funds To Be Raised Reduced to	Net Tax Rate Reduced To
General 1,074,827	750,958	3.263
Parks 71,895	25,047	.109
<u>TOTALS REDUCED 1,352,293</u>	<u>829,631</u>	<u>3.605</u>

President Tucker asked if there were any questions or comments from the council members or the public, there were none.

1993 Budget Hearing Closed

With no further discussion president Tucker closed the Budget Hearing at 6:40 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the 1993 Budget Hearing was called to order by President Tucker at 6:40 p.m. All council members were present, Attorney Perry McCall and Linda Schafer, Clerk Treasurer, were also present.

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the

Sellersburg Town Council
Regular Meeting
August 24, 1992
Page 3.

Minutes of Last Meeting/Cont.

last meeting and requested a motion be made to accept them. Motion made by Dave Broady and seconded by Roy Everitt.
Vote 4-0

Ordinance 92-537/ Utility Cash Reserve Fund- Sewer

President Tucker presented Ordinance 92-537 to establish a cash reserve fund within the Sewer Utility. President Tucker stated that the council members have had a chance to review this ordinance and requested a motion to adopt this ordinance. Motion made to adopt this ordinance made by Karl Truman and seconded by Roy Everitt.
Vote 4-0

President Tucker Presents Agreement for Comprehensive Plan

President Tucker presented an agreement for professional services from the Corradino Group PSC to provide the Town of Sellersburg with a Comprehensive Plan within nine months from the date of signing. Motion made by Karl Truman to accept the agreement and seconded by Doug Eddings Jr.
Vote 4-0

River Hills Presents Claims for Approval

Theresa Brading from River Hills Development presented claims to be approved by council members as follows:

Jacobi, Toombs and Ianz, Inc.
Job # 8804 - 1954.64

Mac Const. & Excavating, Inc.

Pynt # 9 - 10,257.39
Pynt #10 - 45,996.45
Pynt #11 - 45,996.46
Pynt # 9 - 1,139.71 Escrow

Motion made to approve payment of these claims made by Doug Eddings Jr. and seconded by Dave Broady.
Vote 4-0

Petitions or Comments by those Citizens Present

President Tucker asked if Harold Dean Jr. was present. Mr. Dean had requested to address the council members on annexation. He was not present.

Roy Everitt, Council Vice President, stated that he had talked to Mr. Deam and he would like to be annexed by the Town of Sellersburg. Mr.

Sellersburg Town Council
Regular Meeting
August 24, 1992
Page 4.

Petitions or Comments by those Citizens Present - Cont.

Dean resides at 7304 Hwy. 311 on the other side of Hwy 60 at Hamburg.

President Tucker requested that Attorney McCall contact Mr. Harold Dean Jr to assist him with this process.

President Tucker asked if Jerry Fuller, director of Clark Co. Solid Waste Management Dist. was present and he was not. Mr. Fuller requested to be on the agenda to share with the town ideas on how they can work with the town of solid waste.

John Jackson addressed the council concerning opening a heating and air conditioning business on Hwy 60 just past Save-a-Step Food Mart. There was some discussion as to whether this property was in Sellersburg.

John Toombs suggested that Mr. Jackson talk to Ramona Bagshaw at the Court House.

Loretta Koerber addressed the council concerning the drainage problems in Hampton Ct. Mrs. Koerber stated that from all ends of the subdivision storm water drains to her yard.

President Tucker stated that the Town of Sellersburg has applied for a grant for studying storm drains. If the study results indicate a big enough problems it will be possible to obtain an additional grant to correct these problems.

A resident of Hampton Ct. stated that they needed street lights in their subdivision. Roy Everitt, Council Vice President, stated that this was not a problem if no one objected to having light poles in their yards.

Kim & Jeffrey Biesel of 620 Nevada Dr. addressed the council concerning the storm drain in their back yard.

Ms. Biesel stated that the storm drain flooded which resulted in water entering her basement windows.

Roy Everitt, Council Vice President stated that FEMA would be set up at the Henryville High School and the Biesels needed to contact them for flood relief assistance.

President Tucker Presented Lease Agreement

President Tucker presented a lease agreement between Wanda Turk and

Sellersburg Town Council
Regular Meeting
August 24, 1992
Page 5.

President Tucker Presented Lease Agreement - Cont.

the Town of Sellersburg on a small strip of property between the pool and Jr. High School to be leased for one year for 1.00. President Tucker requested permission to sign the lease. Motion made by Roy Everitt to allow President Tucker to sign the lease and seconded by Doug Eddings Jr.
Vote 4-0

Building Commissioner Addresses Council

Steve Prather, building commissioner stated that he had a new 3-ply permit that he would be using in the future.

Mr. Prather presented his claims for this meeting. Motion to approve payment of claims made by Karl Truman and seconded by Roy Everitt.
Vote 4-0

Karl Truman addressed council on Insurance

Council Member, Karl Truman, stated that he had one issue concerning insurance. Mr. Truman stated that the town had been debating on ins. renewal with Montgomery Agency and it was renewed a few months ago. Mr. Truman stated that it had been going back and forth as far as reviewing quotes and if we were going to accept bids or proposals that it should be done well in advance of the renewal period. Mr. Truman stated that he felt the town should just go ahead and get it over with and approve the renewal for another year. Mr. Truman made a motion to renew the towns insurance with Montgomery for an additional year this was seconded by Doug Eddings Jr.

President Tucker ask if there was any discussion. Roy Everitt, Council Vice President ask if we had sent a request to other insurance agencies to ask for a bid. President Tucker replied, "Yes, we did." Roy Everitt asked if the bids ever came in. President Tucker stated none of them yet. Roy Everitt stated that we did ask these companies to give us bids and we should notify these other companies. Linda Schafer, Clerk Tres., asked about all the hard work these other companies had put into this getting their bids together and etc. Ms. Schafer stated that this should have been decided before all these people did all this work. Roy Everitt, Council Vice President stated that if Montgomery Ins. was renewed that it should not be done past June due to the calendar year on the budget. Karl Truman, stated that he made his motion.
Vote 3-1 With Roy Everitt voting against.

Clerk Treasurer Presented Claims for Approval

Linda Schafer, Clerk-Treasurer, presented claims for this meeting. Motion made by Doug Eddings Jr. to approve payment of claims and seconded by Dave Broady.
Vote 4-0

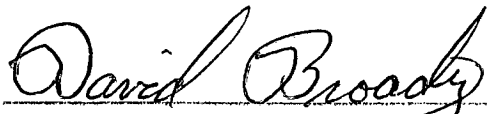
Council Vice President Addresses Council

Roy Everitt, Council Vice President ask about the 75,000 Grant to build a new police station. Vice President Everitt stated that he was concerned that the state may take it back.


President Tucker stated that it was his understanding that the state could not take it back. President Tucker asked if any of the council members would sit on a panel for this grant. Vice Pres. Everitt stated that this was Council Member Trumans dept. Mr. Truman stated that it was not necessary to make a decision at this meeting. Vice Pres. Everitt asked if anything was being done about this grant. Mr. Truman replied, " Yes" Vice Pres. Everitt stated that he would appreciate it if Mr. Truman would fill the rest of the council in. President Tucker stated that he is trying to get a meeting with Fred Hale to see if we can do anything with Citizens Fidelity.

Adjournment

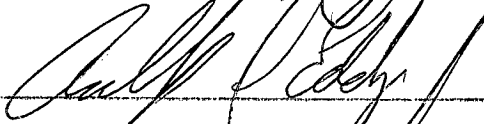
With no further business President Tucker adjourned meeting.



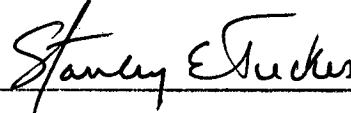
David Broady



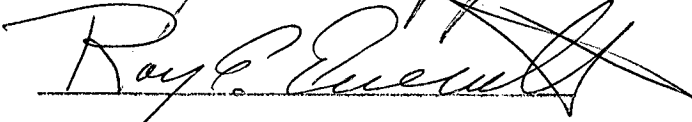
Karl Truman



Aulton D. Eddings Jr.



Stanley E. Tucker



Roy E. Everitt

Attest: _____

Linda G. Schafer
Sellersburg Clerk Treas.

SELLERSBURG TOWN COUNCIL
August 31, 1992

PUBLIC HEARING-1993 BUDGET

A public hearing on the 1993 Budget was held at the Sellersburg Library at 6:30 p.m. Those present were: Stanley E. Tucker, Council President; Dave Broady, Council Member; Roy Everitt, Council Vice-President; Karl Truman, Council Member; Perry McCall, Town Attorney; Linda Schafer, Clerk Treasurer; With Doug Eddings Jr., Council Member, being absent.

Called To Order

The public hearing was called to order by President Tucker at 6:32 p.m.

The pledge to the flag was recited.

President Tucker Reads Projected Budget as published in paper as follows:

	Budget Estimate	Est. of Funds to be Raised	Net Tax Rate
General	1,147,827	823,958	3.580
MVH	97,637	-0-	-0-
LRS	33,188	-0-	-0-
POLICE PENSION	42,183	21,404	.093
PARKS	115,895	69,047	.300
CUM. CAP IMP.	28,863	-0-	-0-
DEPT. SER.	3,700	4,603	.020
CUM. CAP. DEV.	-0-	27,619	.120
	<hr/> 1,469,293	<hr/> 946,631	<hr/> 4.113

President Tucker stated that the 1993 Budget was published in two (2) newspapers.

Some Citizen present were:

Walter Crum
Lloyd Dold
Paul Weaver
Connie Gillenwater
Bobby Atkins

Sellersburg Town Council
Public Hearing-1993 Budget
Page 2.
August 31, 1992

President Tucker stated that the proposed budget had been reviewed and cut in the areas of the general fund and parks dept as follows:

General Budget Estimate Reduced to 1,074,827
General Est. of Funds to Be Raised 750,958
Net Tax Rate - 3.263

Parks Budget Estimate Reduced to 71,895
Parks Est. of Funds to Be Raised 25,047

The reduction in these two areas reduced the total budget estimate to 1,352,293 and the estimate of funds to be raised to 829,631 and the net tax rate to 3.605.

Motion to adopt the 1993 Budget with the reductions was made by Roy Everitt and seconded by Karl Truman.
Vote 3-0

Adjournment

With no further business President Tucker adjourned meeting at 7:20 p.m.

SELLERSBURG TOWN COUNCIL
MEETING TO OPEN BIDS ON STORM WATER PROJECT.

A meeting of the Sellersburg Town Council was held at the Sellersburg Library following the 1993 Budget Hearing. All Council Members were present with the exception of Doug Eddings Jr. This meeting was held to open bids on the Storm Water Drain Project.

Called to Order

This meeting was called to order by President Tucker at 7:25 p.m.

There were four (4) bids receive from the following companies:

GRW Engineers, Inc.
Warren T. Hobson and Associates, Inc.
Jacobi, Toombs and Lanz, Inc.
C.P Barning & Associates

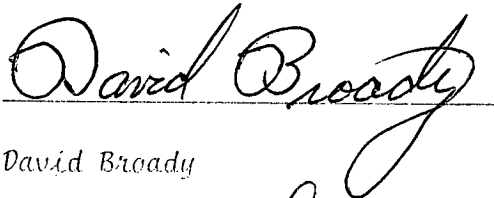
Sellersburg Town Council
August 31, 1992
Storm Water Project
Page 3

President Tucker requested that the council members review the proposals and fill out the evaluation forms on each company and turn these in to the clerk treasurer no later than Friday, Sept. 11, 1992.


President Tucker stated that a decision will be made at the next regular meeting on Sept. 14, 1992.

Adjournment

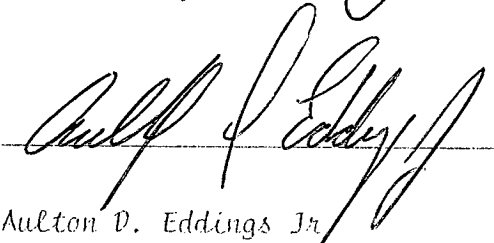
With no further business the meeting was adjourned by President Tucker at 7:50 p.m.



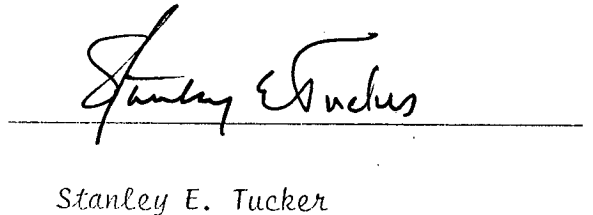
David Broady



Karl Truman



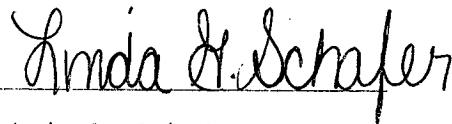
Aulton D. Eddings Jr.



Stanley E. Tucker



Roy E. Everitt

Attest: 

Linda G. Schafer
Clerk Treasurer

SELLERSBURG TOWN COUNCIL
September 14, 1992

SPECIAL MEETING

A special meeting of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss and approve sewer claims. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Roy Everitt, Council Vice President; Perry McCall, Attorney; and Linda Schafer, Clerk Treasurer.

Called to order

President Tucker called the special meeting to order at 5:32 p.m.

Commonwealth Engineers Presents Claims

Bruce Koetter from Commonwealth Engineers presents claims as follows:

Commonwealth Engineers, Inc.

Const. Eng.- 3,059.37
Inspection - 10,061.09
Plant Start-up- 174.92

Reynolds, Inc. (Div. C)

Acct. # 5-111,658.49
Acct. # 6-8,975.00
Acct. #44-285.97

Motion made by Dave Broady to approve claims for payment for the month of September and seconded by Doug Eddings Jr.
Vote 4-0

Bruce Koetter presents to the council information on the Sewage Works Project. Mr. Koetter presented a construction account analysis, budget cash flow, and a project cost breakdown.

Consulting Engineer Addresses Council

John Toombs from Jacobi, Toombs, and Lanz, Inc. requested a motion be made to proceed with the purchasing of items on the shopping list the total budget for this list is 105,000.00.

Motion made by Karl Truman and seconded by Doug Eddings Jr. to give the approval to proceed to purchase items on this list.
Vote 4-0

Clerk Treasurer requested that the sewer superintendent let her know the expenditures out of this fund. Dave Broady suggested that an account number be assigned by the clerk treasurer to easily identify the account.

Sellersburg Town Council
Special Meeting
Sept. 14, 1992
Page two

Contractor Discusses Hydro Seeding

There was discussion of the Pixley property and hydro seeding of grass seed in that area. Jeff Reynolds stated that this was a harmless material which consisted of ground up newspaper.

President Tucker requested that the clerk treasurer notify the sewer superintendent that there will be a meeting with Jack Vissing on Sept. 18, at 1 p.m.

Notification of Sewer Rate Increases

John Toombs agreed to form a letter to notify the people who are currently connecting on to the sewer that effective on their bill due in October that the rate increase will be reflected.

Adjournment

With no further business the meeting was adjourned by President Tucker at 6:00 p.m.

REGULAR MEETING

A regular meeting of the town council following the special meeting was called to order by President Tucker at 6:35 p.m. All the council members, town attorney, and clerk treasurer were present.

The opening prayer was offered up by Rev. Gary Fenner.

The pledge of alligance to the flag was recited.

Minutes of the Last Meeting

President Tucker dispensed with the reading of the minutes from the August 24, 1992 meetings of the executive session, public hearing on the 1993 budget, regular meeting, and the August 31, 1992 public hearing on the 1993 budget and requested a motion be made to accept them.

Motion was made by Dave Broady to approve minutes of above meetings and seconded by Roy Everitt.
Vote 4-0

Clerk Treasurer presents claims for River Hills on Servend Project

Clerk Treasurer, Linda Schafer, presented claims for River Hills as follows:

Sellersburg Town Council
Regular meeting
Sept 14, 1992
Page three

Claims/River Hills cont.

INB/Mac Const. Escrow
635.55
18.00
32,424.76
1221.69

River Hills Economic Development District
12,250.00

The Indianapolis Star for Advertisement
97.58

Motion was made to approve claims for payment by Doug Eddings Jr. and seconded by Karl Truman.
Vote 4-0

Storm Drain Project Bids

President Tucker calculated the evaluations received from the council members on the bids from the four companies that submitted as follows:

<u>GRW</u>	<u>Hobson</u>	<u>JTL</u>	<u>Barning</u>
70	70	98	70
83	65	96	47
60	45	95	45
75	55	95	45
<u>288</u>	<u>235</u>	<u>384</u>	<u>207</u>

A motion was made by Karl Truman to select the proposal from Jacobi, Toombs, and Lanz, Inc tentative pending IDOC release of funds and seconded by Roy Everitt.
vote 4-0

Petitions or Comments by those citizens present

Gary Graves addressed the council members concerning his hot water heater burning up when a water line burst causing water to be off in his residence and requested that the council compensate the loss of 53.35 to replace the element.

Dave Broady, council member, suggested that Mr. Graves install a check valve to control his water heater from draining.

Sellersburg Town Council
Regular meeting
Sept 14, 1992
Page four

Petitions from Citizens cont.

John Toombs stated to the council that the water line break that resulted in Mr. Graves water heater draining was caused from faulty pipe purchased from Water Works Supplies and installed by Mac Const.

President Tucker asked if Mr. Graves would have any recourse with these companies.

Karl Truman asked that our water superintendent call Mac Const. and Water Works Supplies and try to get them to cover Mr. Graves loss.

Others on Agenda/Absent

President Tucker ask if the following were present and they were not:

Jerry Fuller from solid waste management who wished to speak on solid waste.

Joe Whalen who wished to address the council on a water problem he was having in his mobile home park.

Police Chief Kinder Addresses Council

Dave Kinder addressed the council members on the problem his police department was having in reference to town boundaries as far as jurisdictions.

President Tucker stated to Chief Kinder that as part of the Comprehensive Plan, Mr. Toombs was putting together maps which will show town boundaries.

President Tucker stated that the combination of the recodification of ordinances and the comprehensive plan will help to clarify these boundaries.

Sanitation Supt. Addresses Council

Mark Warren, Sanitation Supt. stated that he had been contacted by citizens of leaf pick-up this year. Mr. Warren stated that he had not been contacted with any notification on yard waste.

Karl Truman, council member, suggested that maybe the person in Clarksville that takes leaves should be contacted.

President Tucker ask Mr. Warren discuss the issue of leaves with Roy Everitt, council vice president, and make a recommendation to the council at a later date.

Sellersburg Town Council
Regular Meeting
Sept. 14, 1992
Page five

Temp. Water Supt. Addresses Council

Clark Henson, Temp. Water Supt. addressed council members with a request from Charlie Rothbauer to install a fire hydrant in his neighborhood. Mr. Henson stated that his dept. had some problems with a resident in the same neighborhood that didn't wish the hydrant be installed in the easement area near her yard.

Attorney Perry McCall stated that he would send a letter to this resident that may help to install the hydrant.

Clark Henson, Temp. Water Supt. addresses council in reference to the Sunset MHP.

President Tucker stated that he had talked to Mr. Joe Whalen and through the letter written by Doug Eddings releasing the right to provide water service to this MHP should resolve the water pressure in this area.

Clark Henson stated that he had obtained one price quote for a new meter at the high school.

President Tucker stated that Mr. Henson should obtain at least three bids.

Attorney McCall Addresses Council

Attorney McCall addresses the council with a information on stop signs at the rail road crossings.

Attorney McCall stated that he would contact Rail Road Inc. and ask how they came to put the stop signs at the rail road crossings.

Attorney McCall addressed council on a request from clerk treasurer to correct ordinance on utilities clerk.

Copies of the suggested amendment were given to the council members for review to be discussed at a later meeting.

Clerk Treasurer Presents Claims for Approval

Linda Schafer, clerk treasurer, presented to the council members claims for approval of payment.

Sellersburg Town Council
Regular Meeting
Sept. 14, 1992
Page six

Clerk Treas. Claims for Approval cont.

Motion made by Doug Eddings Jr. to approve claims for this meeting and seconded by Karl Truman.
Vote 4-0

Attorney McCall Addresses council members on CCD Fund


Attorney McCall addresses council members on CCD Fund.

Karl Truman, council member, stated that there were certain procedures that needed to be followed and he was concerned of the time.

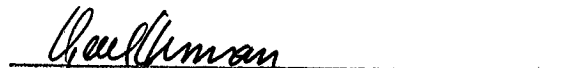
Mr. Truman, asked clerk treasurer to list a public hearing on the CCD fund and President Tucker asked Attorney McCall to obtain the procedure and notify the clerk treas. no later than Wednesday.

Adjournment

With no further business President Tucker Adjourned meeting at 7:37 p.m.

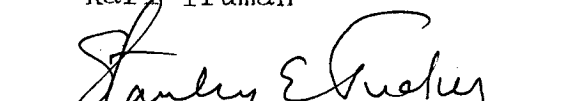


David Broady

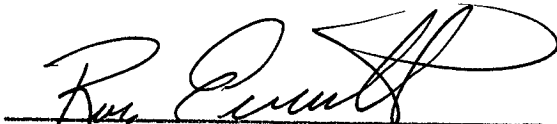


Karl Truman


Aulton D. Eddings Jr.



Stanley E. Tucker



Roy Everitt

Attest: 

Linda G. Schafer
Clerk Treasurer

PUBLIC HEARING/AVCO

September 15, 1992

A public hearing was held at the Sellersburg Library at 6:30 p.m. Those present were: Stan Tucker, Council President; Linda Schafer, Clerk Treasurer; Perry McCall, Attorney; and Steven Prather, Building Commissioner.

Those Citizens Present Were:

Elizabeth Fraley
Barbara Sander
Edna Roland
Wilma Beckmann

Mark Fraley
Mike Hawn
Bob Anderson

Bob Love
Thomas Roland
Pat Eckert

President Tucker stated that the town was notified by Barbara Sander of an agreement the previous town council had signed in 1984 agreeing to review people who would be going into AVCO Industrial Park and have a meeting with the people who resided in the area.

Mark Fraley stated that he wished to build a warehouse for his whole-sale customers.

Barbara Sander stated that the warehouse would be 56 by 88 and have a loading dock and would be landscaped.

President Tucker stated that since his term in office that the tax abatement had been changed to ten years on the buildings and ten years on the equipment.

President Tucker asked if there were any residents in that area that wished to comment.

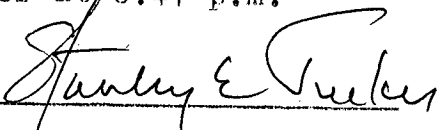
Mike Hawn voiced his concerns of a gravel driveway that runs in front of his house.

President Tucker suggested that Attorney McCall look into this gravel driveway and Mr. Hawn would be contacted with the information.

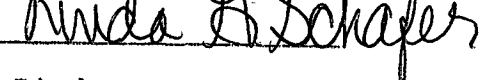
President Tucker stated that he would bring this up to the council members at our meeting on Sept 21, 1992 for resolution.

Adjournment

With no further business this meeting was adjourned by President Tucker at 6:47 p.m.



Stanley E. Tucker

Attest: 

Linda G. Schafer
Clerk Treasurer

SELLERSBURG TOWN COUNCIL
September 28, 1992

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. to discuss pending litigation. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Karl Truman, Council Member; Roy Everitt, Council Vice-President; Perry McCall, Attorney; Linda Schafer, Clerk Treasurer; with Doug Eddings Jr. being absent. Meeting was held at the Sellersburg Library.

Called to Order

President Tucker called the executive session to order at 5:30 p.m.

Attorney McCall Discusses Pending Litigation and other Topics

Maple Manor Christian Home
Collier/Clogged Storm Drain
Tork Claim/Brian Roder
Pixley VS Town of Sellersburg
AVCO

Clerk Treasurer Presents Information on Former Water Supt.

Linda Schafer, Clerk Treasurer, presents information on Dana Thompson in reference to his filing for unemployment.

Adjournment

With no further business this meeting was adjourned by President Tucker at 6:05 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the executive session was called to order by President Tucker at 6:30 p.m. All Council Members were present except Doug Eddings Jr. Attorney Perry McCall and Clerk Treasurer, Linda Schafer were present.

President Tucker dispensed with the prayer due to no minister being present.

The Pledge of Allegiance to the Flag was recited.

Amended Restrictive Covenant/AVCO Leasing Industrial Park

President Tucker requested a motion to allow himself and the clerk Treasurer to SIGN the ammended restrictive covenant and for all

Sellersburg Town Council
September 28, 1992
Page 2

AVCO/Amended Restrictive Covenant (cont.)

the council members to SIGN the approval for Mark Fraley Produce Inc. to purchase property in AVCO Industrial Park.

President Tucker stated that this document had been reviewed by Attorney McCall and we have an approval from Mark Fraley to become tenant/owner.

Motion made by Dave Broady and seconded by Karl Truman.
Vote 3-0

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them. Motion made by Karl Truman and seconded by Roy Everitt.
Vote 3-0

John Toombs presents proposal fo Davis Property/Lake Point Estates

John Toombs, consulting engineer, stated that in keeping with present zoning ordinances the rules require that anyone wishing to develop a subdivision needs to address the Town Council and get plans approved and get permission to connect to the towns sewer and water systems.

Mr. Toombs stated that the property he was presenting belongs to Paul Davis on Hwy. 60 behind Diamond Hgts. Mr. Toombs stated that this property is annexed by the town and presented a layout of the property. Approximately 12 lots to be developed.

Mr. Toombs pointed out that there was no connection to the Greenwood Subdivision at Banner Ave.

Clerk Treasurer, Linda Schafer, asked Mr. Toombs if Banner Ave. would remain a dead-end and he replied, "yes!"

Motion made to approve plans of Davis Property to develop Lake Point Estates, and the connection of sewer and water and the remain closing of Banner Ave. was made by Roy Everitt and seconded by Dave Broady.
Vote 3-0

Petitions or Comments by those Citizens Present

Jerry Fuller, executive director of Clark Co. Solid Waste Management, addressed the council members on solid waste.

Mr. Fuller stated to keep a few items in mind that we need to move foreward in Clark Co. the next couple of years. Plans include a number of provisions that have been recommended for municipalities such as curbside recycling, separate collection of yard waste. Mr. Fuller stated if any council members had any questions or needed assistance with solid waste to call his office.

Petitions or Comments by those Citizens Present

Bob Wilbers addressed the council on his fence. Mr. Wilbers stated that when he put up his fence he was told six foot was the maximum height he could build, but his neighbor has installed an eight foot fence and our building inspector stated that we could'nt do anything about it. Mr. Wilbers also stated that his neighbor burns yard waste on an average of 3 to 5 times per week. He has reported it to the fire dept. 5 times.

Mr. Wilbers requested that the pit be torn down and if not he will give the town 30 days before he turns his complaints into the EPA and files suit.

President Tucker Addresses Council on Sewer Rate Increases

President Tucker addressed the council with information on the sewer rate increases that will be effective on the October 1992 bill payable in November.

President Tucker read a letter sent from Dave Fredrick, CPA, who did the original rate code study. Dave Fredrick stated in his letter the rates were necessary to reflect the full debt service cost and some increases in operational maintenance expenses due to the new system. Due to the requirements of IDEM and EPA.

Chief Kinder Gives Date for Observation of Halloween

Dave Kinder, Sellersburg Chief of Police, stated that the date of October 31, between 6 p.m. and 9p.m. was set for the observation of Halloween.

Building Commissioner Addresses Council and Presents Claim

Steve Prather, building commissioner, presented to the council copies of permits issued for August 25, to September 28. Mr. Prather also presented to the council his claim for approval for payment in the amount of \$1162.71.

Motion made by Karl Truman and seconded by Dave Broady.
Vote 3-0

Roy Everitt addressed the building commissioner stating that we do have an ordinance on the height of a fence and that it was 6 foot.

Attorney McCall stated that the height limit was not amended.

Building Commissioner (Cont.)

President Tucker suggested that Steve Prather check with Attorney McCall on this ordinance. President Tucker also suggested that Mr. Prather check with other communities on burning ordinances.

Attorney McCall Addresses Council

Attorney McCall addresses council members on the Cumulative Capital Development Fund. Attorney McCall requested the Clerk Treasurer, Linda Schafer, to give notice to establish the fund and a date for a public hearing. Mr. McCall stated until we get the CCD Fund in place that the State Board of Tax Commissioners would not approve the budget. Attorney McCall stated that the quicker we do it the quicker we will have the budget in place.

Attorney McCall Discusses Lift Station

Attorney McCall asked if all council members had received their copy of a letter from Larry Stivers from the Board of Aviation stating that he felt it the best interest of the town to take over the Lift Station.

Rick Wheeler, Sewer Supt., stated that he felt the lift station should be inspected for repairs and etc.

Karl Truman made motion that the council should approve taking over the lift station subject to inspection and approval of Rick Wheeler, Sewer Supt. This motion was seconded by Dave Broady.
Vote 3-0

Attorney McCall Presents Ordinance 92-538/Fair Housing

Attorney McCall presented Ordinance # 92-538/Fair Housing for approval of the council.

Motion made to approve Ordinance # 92-538 by Karl Truman and seconded by Dave Broady.
Vote 3-0

Attorney McCall/ Misc. Discussion

Attorney McCall discussed with the council animal control at Indian Oaks MHP. It was suggested that Mr. McCall speak with the Clarksville Attorney.

Renfro was discussed. Attorney McCall stated that he had checked with

Montgomery Ins. to see if Renfro had a bond with them and he did not. Mr. McCall stated that he would check other companies.

Attorney McCall stated that it was necessary to publish notice in exchange for property in reference to the Manley property easement transferred to us.

Clerk Treasurer Presents Claims for this Meeting

Linda Schafer presented claims for this meeting for approval of the council.


Motion made by Dave Broady and seconded by Roy Everitt.
Vote 3-0

Adjournment

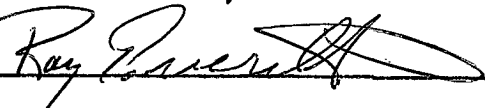
With no further business President Tucker adjourned this meeting at 7:43 p.m.



Dave Broady



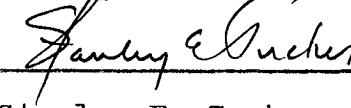
Doug Eddings Jr.



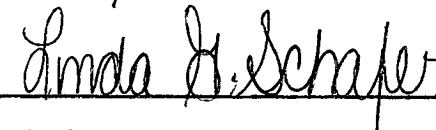
Roy Everitt



Karl Truman



Stanley E. Tucker

Attest: 

Linda G. Schafer
Clerk Treasurer

SELLERSBURG TOWN COUNCIL
October 12, 1992

SPECIAL MEETING

A special meeting of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss sewer grants and claims. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Karl Truman, Council Member; Roy Everitt, Council Vice-President; Doug Eddings Jr, Council Member; Perry McCall, Attorney; and Linda Schafer, Clerk Treasurer.

Called to Order

President Tucker Called the special meeting to order at 5:35 p.m.

Commonwealth Engineers Presents Claims

Ed Tinkle from Commonwealth Engineers presented claims for the month of October as follows:

Commonwealth Engineers, Inc.

Const. Eng. - 4,481.96
Inspection - 16,540.91
Plant Start-Up 2,246.76
O & M Manual- 815.26

Commonwealth Eng. Presents Retainage Analysis For Reynolds Const.

Ed Tinkle from Commonwealth Eng. stated that Reynolds Contractor had put in a claim this month essentially reducing the payment down to zero dollars retainage for pay estimates of 222,108.93. Mr. Tinkle stated that we could not accept this as being total because we have outstanding items and punch list items that needed to be added and accounted for.

Mr. Tinkle presented to the council members three (3) analysis on how to process the Reynolds Const. payment examples as follows:

- A. Punch list Retainage - 10,000.00
- B. Partial Retainage - 50,000.00
- C. Full Retainage - 229,108.93

Mr. Tinkle stated that the council needed to determine what amount of retainage needs to be held until the completion of the work from Reynolds Const.

Discussion of litigation of Pixleys VS Town of Sellersburg was discussed in reference to the sewer project and liability.

Motion made to accept Punch list retainage in the amount of 10,000 withheld from the payment to Reynolds Const. by Dave Broady and seconded by Doug Eddings Jr.
Vote 4-0

Special Meeting Cont.

Commonwealth Eng. Presents Certificate of Substantial Completion

Ed Tinkle from commonwealth Engineers presented to the council a Cert. of Substantial Completion on the Waste Water Treatment Plant and requested a resolution from the council authorizing President Tucker to sign this certificate.

Mr. Tinkle stated that this certificate was for everything else not issued on the original certificate for the project when it was started.

Motion made by Roy Everitt to approve the Certificate of Substantial Completion presented and seconded by Karl Truman.
Vote 4-0

Commonwealth Engineers Presents Change Orders #9 and #10

Ed Tinkle presented to the council for approval change orders #9 and #10.

Change Order #9 was a final change order on the new sewer plant for additional items in the amount of 4513.60.

Change Order #10 was an administrative change order to officially extend the time for Reynolds Const. to complete punch list items from the original date to October 23, 1992.

Motion made authorizing President Tucker to sign change orders #9 and #10 made by Doug Eddings Jr. and seconded by Karl Truman.
Vote 4-0

Adjournment

With no further business President Tucker adjourned meeting at 6:20 p.m.

REGULAR MEETING

A regular meeting of the Sellersburg Town Council following the special meeting was called to order by President Tucker at 6:30 p.m. All council members were present. Attorney Perry McCall and Clerk Treasurer, Linda Schafer were also present.

Reverend Bob Hauselman offered up the opening prayer for this meeting.

The Pledge of Allegiance to the Flag was recited.

REGULAR MEETING (CONT.)

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them. Motion made by Dave Broady and seconded by Karl Truman.
Vote 4-0

Resolution 1992-6/ Land Use Controls

Resolution 1992-6 was presented to the council members by President Tucker in reference to a moratorium on the construction of new commercial, industrial, multi-family and multiple single-family development. Construction of these uses may only happen after the receipt of a special exception from the Sellersburg Planning Commission. This moratorium will be in effect until the new Zoning Ordinances and Subdivision Regulations go into effect or six months, whichever comes first.

Motion made to approve Resolution 1992-6 made by Karl Truman and seconded by Doug Eddings Jr.
Vote 4-0

President Tucker Presented Information on CCD Fund

President Tucker stated for residents at this meeting that were present for the public hearing for the CCD Fund that the posting was not dated and that the meeting will be next Monday, October 19, 1992 at 6:30 p.m. at the Sellersburg Library.

Clerk Treas. Linda Schafer stated that all we needed to do on the CCD Fund was to renew this fund and the fund was originally established in 1984 and was part of the 1993 published budget with no additional increase to taxpayers.

President Tucker Presents Information on Progress of Recodification

President Tucker stated that he had requested information from the Clerk Treas. Linda Schafer as to the progress of Hoosier Recodification Services. In a letter of reply sent to the clerk treas. from Hoosier Recodification stated that the draft of the codification will be sent to the Town of Sellersburg on December 14th, 1992.

President Tucker Presents Public Information on Water

President Tucker presented public information on the draining of the water tank at Holmans Ln. for inspection and cleaning on Oct. 16 thru

Regular Meeting(Cont.)

October 23rd. Recommended caution while doing laundry. The water tank at Sellers Ave. will be drained on Oct. 25 thru Oct. 30th. Residents may experience low pressure and brown water. If conditions persist hydrants will be flushed.

Petitions Or Comments By Those Citizens Present

Pat Eckert, a resident of N. Fern St. presented a signed petition to the council members and voiced her and other residents concerns about the existing unsafe and the potentially dangerous conditions the Community Park has brought to her neighborhood.

Ms. Eckert stated that the existing problems are mainly due to the football practice that is taking place on the park grounds and felt more concerns with Little League in the Spring.

Ms. Eckert stated that there has been excessive speed, property damage, and an increase of bicycling and children on their street with the football practice.

Ms. Eckert stated that residents would like the Town of Sellersburg to annex the park as to have the authority create an ordinance to put regulations on the operation of the park and would protect the residents who live in the area.

Ms. Eckert stated that the residents feel the short term solution would be to put a stop sign at the intersection of N. Fern St. and Atkins Ct.

Ms. Eckert stated that the residents feel the long term solution to the dangerous conditions of such a narrow street is another entrance way to the Park.

President Tucker stated that the park was in the county and the town limits ended at the houses.

President Tucker stated that another entrance has been opened and additional Police patrols have been added and discussion between Mike Goldman and Larry Gilbert to look at possible other entrance off Diefenbach Rd. which would come over to Utica/Watson Rd. but would go around behind Larry Gilberts place of business which would not effect Fern St. at all.

President Tucker stated for the Street Supt. to locate the dead end sign and put it back up and to check into installing a stop sign at N. Fern and Adkins Ct.

Jo Ellen & Lee Whitpan addressed the council with problems they were having due to sewer installation at their residence on Michigan Ave.

Regular Meeting (Cont.)

Ms. Whitpan stated that ceramic tile in her bathroom cracked, door jams came away from the frames, and ceilings cracked due to blasting by Smith Const. while installing sewer lines.

Mr. Whitpan stated that they were told that their yard would be restored to its original condition but was not, and they were having some difficulty in obtaining bids to do their sewer tap.

President Tucker requested that John Toombs contact Smith Const. to meet with the Whitpans this week to resolve their problems and requested that Dave Broady get with the Whitpans to talk about what can be done as far as the sewer tap.

Bill Branham addressed the council on the storm drain problem he was having at his residence at Beechwood and Popular St. He stated that street repair on his street affected the natural draining resulting with water coming up in his yard taking the top soil with it.

Dave Broady, Council Member, stated that he, Mr. Toombs and Roy Everitt would investigate the problems and make a recommendation to the council on resolving this problem.

President Tucker requested that this be done within the next ten(10) days.

Jim Haehl a resident of Speed addressed the council due to the increase in the sewer rates. He stated that he had a limited income and could not afford the sewer rate increases.

Mr. Haehl asked the council what he could do.

President Tucker suggested that Water Superintendent, Clark Henson, check Mr. Haehl's meter due to the amount of his bill. President Tucker stated that the rates of the sewer increases were mandated due to the bond issues and there was nothing that could be done.

Chief of Police Addresses Council on Blood Borne Pathogens

Chief Kinder of the Sellersburg Police Dept. addressed council members with information on blood borne pathogens. Chief Kinder stated that the town was in violation and the fine for not complying with this could be 100,000.00.

President Tucker requested that Chief Kinder meet with Steve Prather, IOSHA representative for the town to see if he has followed through with necessary training for employees.

Regular Meeting (Cont.)

Discussion on Sewer Tap-ins

Rick Wheeler, sewer supt., stated that alot of people have asked what will happen if they can't meet the October deadline.

John Toombs, consulting engineer, stated that the Board of Health said that the town had an ordinance that could be inforced and insist that people connect on to the sewer system.

Mr. Toombs stated that the town had a list of over 400 people that needed to tap on with 72 left. There are a few people who for one reason or another are unable even though they have tried to get on and we are keeping a list to keep them off the new billing. The remaining people who haven't tapped. Mr Toombs suggested a certified letter be sent to them.

President Tucker stated that the residents that do not have a special circumstance why they have not hooked on at some point in time will receive notices that they have to hook up and if they do not they are in non compliance. President Tucker stated that the town has the authority to force them to hook on due to the current ordinance.

Council Member Discusses Hiring Police Officers and ADA Training

Karl Truman, council member, addressed the council members regarding the Police Dept. stating that the police commissioners are beginning or in the process to hire two police officers. He stated that he wanted everyone to understand that these are not additional officers but are replacing people that have left the dept. for one reason or another in the past. Mr. Truman stated that the commissioners are looking at a start date of mid to late December to begin the academy in January.

Mr. Truman stated that at the last police commissioners meeting there was a consultant that specialized in hiring procededures and the police commissioners were interested in trying to work with him due to the complexities of the ADA laws in particularly Public Safety. The cost of this will be a couple thousand dollars.

Conflict of Interest Presented by Police Commissioner

Karl Truman, council member, presented to the council members for approval a conflict of interest from Earl Bonnaville, Police Commissioner. Mr. Bonnaville also the towns current insurance agent.

Sellersburg Town Council
October 12, 1992
Page 7

Regular Meeting (Cont.)

Motion made by Karl Truman to approve the conflict of interest from Mr. Bonniville and seconded by Dave Broady.
Vote 4-0

Consulting Engineer Addresses Council on Sale of Water

John Toombs, consulting engineer, stated that he had received a call from Tom Horn of Rieth-Riley Construction has requested to buy water from Sellersburg. Mr. Horns company will be making all the concrete to put down on I-265 from I-65 to State Road 62.

Motion made by Doug Eddings Jr. to approve request to sell water to Rieth-Riley Construction Co. under the auspice of John Toombs and Clark Henson and seconded by Karl Truman.
Vote 4-0

Consulting Engineer Addresses Council with Memorandum of Water Tanks

John Toombs presented to the council members memorandum on cleaning and testing the water tanks at Holman Ln. and Sellers. Ave.

Mr. Toombs stated that the total cost of 3900.00 would be paid out of the Servend Project payable to CT Services, Inc.

Consulting Engineer Presents Contract

John Toombs presented his contract for the Planning Grant Program Storm Water Management Plan for the signature of President Tucker.

No motion was made to approve President Tucker signing the presented document since it was previously approve to accept John Toombs' proposal from his company on contingency of the release of IDOC Funds.

Consulting Engineer Presents Proposal on Sewer Problem

John Toombs discussed the Beechwood area the same neighborhood that was discuss on drainage problems earlier in the meeting. Mr Toombs stated that the houses that set on Dreyer Ln. have had alot of problems with sewer back-ups. Mr Toombs stated that he looked at it and the sewer is much to shallow and he had developed a project and took prices to go into these peoples back yards hoping to eliminate problems by installing a new sewer, that a manhole will take some of this flow the other direction.

Mr Toombs stated that he had requested prices from 5 companies and received 2. The low bidder was Reschar Sewer Service, Inc.

Regular Meeting (Cont.)

Motion made by Doug Eddings Jr. to approve project based on the contingency that the town finds the funds available to fund the project and seconded (by KARL TRUMAN)
Vote 4-0

Correction

Attorney McCall Addresses Council Presenting Ord. 92-539 Annexation

Attorney McCall presented to the council for approval the Ordinance 92-539 in reference to the petition filed by Ronald W. and Bonnie J. Hutchinson regarding voluntary annexation into the town. The Hutchinson property lies next door to Burger King.

Motion made by Doug Eddings Jr to approve Ordinance 92-539 as presented and seconded by Roy Everitt.
Vote 4-0

Attorney McCall Discusses the Airport Sewer Lift Station

Attorney McCall addressed the council on the tentative agreement that was sent to him for the take over of the airport sewer lift station. Attorney McCall stated that he felt we may need to get it in writing. The easement that needed to be in the agreement he did not have the original. Attorney McCall stated he would make a copy and place them in the councils boxes to give them a chance to review and he would address this at the next meeting.

President Tucker asked who was going to repair the ladder at the lift station. Mr. Toombs stated that he would see that it was done.

Vice Pres. Everitt asked Mr. Toombs if he was not the airports engineer. Mr. Toombs replied that he was. Vice Pres. Everitt ask what if the town takes over the lift station and this also says lines in 20 years ahead was the town looking at changing these lines at their expense. Mr. Toombs stated that it would be as anything is now, someone else would pay for it.

Council member Truman asked Mr. Toombs if some how the airport expands, and starts to lay alot more lines and things is there anyway for the town to control how they are put in. Mr. Toombs stated it would be controled in the same manner it is now.

Attorney Addresses the Trash Burning and Height of Fences

Attorney McCall stated that he had located an ordinance to allow

Regular Meeting (Cont.)

residents to burn trash at certain times of the day. Attorney McCall stated that he found no ordinance on the restriction of the height of a fence.

Attorney McCall suggested that the recent complaint the town received from a resident on his neighbor burning trash should be handled by the resident in the form of filing a nuisance complaint or changing the ordinance.

Attorney Addresses Lottery Monies

Attorney McCall stated that he had received a letter from Assn. of Cities and Towns in regard to a move by local cities and towns are making by sending a resolution to the governor and their legislative representatives requesting at least 25% of the lottery revenues come back to local government to help meet their financial requirements. Attorney McCall stated that Clarksville has passed this type of resolution asking that this occur. Attorney McCall stated that he would place a copy of this in the councils boxes.

Attorney McCall Addressed Insight Cable Fees

Attorney McCall stated that he had received a letter from resident Wanda Turk with a difference of opinion from Insight Cablevision requesting a hookup fee of 400.00. Ms. Turk stated that they felt this was unreasonably high because of the franchise they have with the town.

Vice-President Everitt stated that he would contact Cablevision tomorrow.

Clerk Treasurer Presents Claims

Clerk Treas. Linda Schafer presented claim for approval to Circuit Court Clerk for work in preparing transcripts on Board of Trustees VS Collier.

Motion made by Karl Truman and seconded by Doug Eddings Jr. approving payment of claim.
Vote 4-0

Clerk Treas. Linda Schafer presented a claim on behalf of the River Hills Economic Development in the amount of 6918.50 payable to Servend for a temporary line installed.

Motion made by Doug Eddings Jr. and seconded by Karl Truman.
Vote 4-0

Regular Meeting (Cont.)

Clerk Tres. Linda Schafer Addresses Drug Abuse/Red Ribbon Week

Clerk Treas. Linda Schafer stated that she had received a letter from Indiana Youth Coliation requesting that we acknowledge Oct. 28th as Red Ribbon Day for Drug and Alcohol Abuse.

Clerk Treas. Presents claims for this meeting

Clerk Treas. Presents claims for this meeting for approval by the council for payment.

Motion to approve claims to be paid by Doug Eddings Jr. and seconded by Roy Everitt.
Vote 4-0

Adjournment

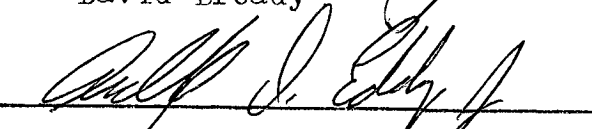
With no further business President Tucker Adjourned meeting at 8:25 p.m.



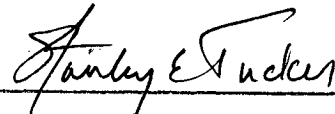
David Broady



Karl Truman



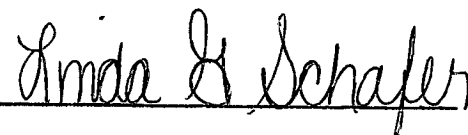
Aulton D. Eddings Jr.



Stanley E. Tucker



Roy E. Everitt

Attest 

Linda G. Schafer
Clerk Treasurer

TOWN OF SELLERSBURG
October 19, 1992

PUBLIC HEARING/ INTENT TO ESTABLISH A CCD FUND

A special meeting of the Town of Sellersburg's proposal to establish a Cumulative Capital Development fund and Public Hearing was held at the Sellersburg Public Library at 6:30 p.m. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Perry McCall, Attorney; Linda Schafer, Clerk Treasurer; with Roy Everitt, Council Vice-President being absent.

• Those present were:

Paul Weaver
Vicki Hall

Walter Crum
Dave Kinder

CALLED TO ORDER

President Tucker called the Public Hearing to order at 6:35 p.m.

Council President Addresses Council and Public

President Tucker stated that the CCD Fund already existed in our budget now and what happened is that every three years the CCD Fund needed to be renewed. The prior administration should have renewed in 1991 so that it would be available in 1992. It was not renewed and this meeting was set in essence to renew the CCD Fund.

President Tucker stated that this was not an increase in the tax base at all and it was already in the budget calculated as .12%.

President Tucker stated that the purpose for the CCD Fund is that it could be used for several different things such as: storm sewer repairs, side walks, purchase property with it, add on to the pumping stations, help with remonstrations, build hospitals, or purchase equipment such as computers or garbage trucks.

President Tucker stated that we don't have what you call an extra fund even though we have the general fund, MVH fund, LRS fund, and Police Pension is used up to their maximum and the only undesignated fund is the CCD fund, and the council would like to renew this another three(3) years.

President Tucker stated that the purpose of this special meeting is to hear our expression to continue the CCD Fund for another 3 years.

Citizen Addresses the Council

Walter Crum, resident, ask if any one department could reach in to this fund without the consent of the board.

Citizen Addresses the Council (cont.)

President Tucker stated no, a department just can't reach in.

Karl Truman, Council Member, stated unless it is appropriated.

Linda Schafer, Clerk Treasurer, stated yes, she had used the CCD Fund a couple times. Once when electrical wiring caught on fire for repairs and again to secure legal documents by installing locks on file cabinets. The rest of the use of this fund was from the Police Dept. appropriated by Mr. Kinder for Police Dept. expenditures. Ms. Schafer stated that the appropriation within this fund in the budget was for Repairs to Town Hall/Police Station.

Citizen Addresses Council

Paul Weaver, resident, ask if this was a slush fund.

Karl Truman replied, "no". Mr. Truman stated that there had to be an appropriation.

Mr. Weaver ask why can't the town operate conservatively. He suggested if you take in 25.00 only spend 20.00 of it.

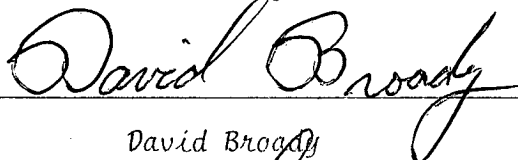
President Tucker Addresses Residents

President Tucker stated that the council wasn't attempting to over spend but only to be conservative.


Linda Schafer, Clerk Treasurer, stated that she had no objections to the CCD Fund if it is used properly.

Adjournment

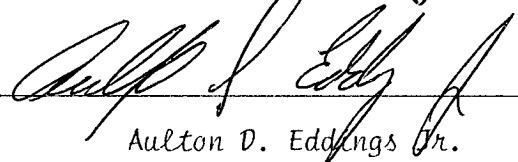
President Tucker ask if there were any other questions about the CCD Fund and there were none. He adjourned the Public Hearing at 6:50 p.m.



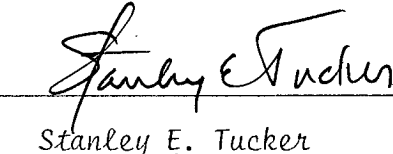
David Broady



Karl Truman

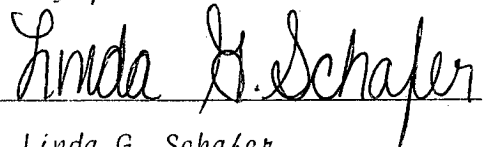


Aulton D. Eddings Sr.



Stanley E. Tucker

Roy Everitt

ATTEST 

Linda G. Schafer
Clerk Treasurer

SELLERSBURG TOWN COUNCIL
October 26, 1992

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 at the Sellersburg Library to discuss pending litigation and personnel matters. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Roy Everitt, Council Vice-President; Perry McCall, Attorney; Linda Schafer, Clerk Treasurer.

Called to Order

President Tucker called the executive session to order at 5:30 p.m.

Council Member Addresses Compensation Of Wages/Temp. Water Supt.

Doug Eddings Jr. addressed the council on the compensation of wages for the temporary water superintendent, Clark Henson.

Council Member Eddings made a motion to raise Clark Henson's wages to 8.80 per hour, retroactive back to September 8, 1992. This motion was seconded by Karl Truman.

Vote 4-0

Council Member Truman stated that the increase would need to be approved in the open meeting due to this dealing with actual compensation.

Consulting Engineer Addresses Council On Sewer Problems

John Toombs, consulting engineer, addressed the council members on two areas that had to do with sewer related problems.

Mr. Toombs stated that on Poindexter Lane the lateral line was installed by the contractor was not actually deep enough to serve the residents basement.

Mr. Toombs stated that also in the Renz Ave. area that the gravity sewer line was so shallow that several residents of Speed were unable to connect.

President Tucker recommended that Mr. Toombs check into the possibility of a pump in the Poindexter Lane area and to review the cost as to correct this at the lowest possible cost.

President Tucker requested that Mr. Toombs provide the names of the Speed residents, that had a problem hooking on to the sewers, to the Clerk Treasurer to see if they have been paying the temporary fee and he would contact Leo Gettlefinger with Coplay Cement Co. where these residents are currently connected.

President Tucker stated that both problems will be discussed at the first meeting in November.

Sellersburg Town Council
Executive Session
October 26, 1992
Page two.

Attorney McCall Addresses Council on Pending Litigation

Attorney Perry McCall discusses the following topics of pending litigation:

Bean Road Remonstrance
Pixley VS Town of Sellersburg

Miscellaneous-Other Topics of Discussion

Take Home Vehicles
Mobile Phone Bill/Former Water Supt.
Hiring of Police Officers/ADA Training
Resigning of Ordinance# 92-523/Vacate Alley
Contract on Lift Station at Airport
CCD Fund Ordinance#92-540

Adjournment

With no further business the executive session was adjourned by President Tucker at 6:22 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the executive session was called to order by President Tucker at 6:31 p.m. All Council Members were present. Attorney Perry McCall and Linda Schafer, Clerk Treasurer were also present.

The prayer for this meeting was offered up by Rev. Gary Fenner.

The Pledge of Allegiance to the Flag was recited.

Recognition of Employee for Over 25 Years of Employment with the Town

President Tucker stated that he would like the opportunity to show appreciation to Ronnie Blankenbaker who had served the Town of Sellersburg for over 25 years.

President Tucker presented Mr. Blankenbaker with a 25 year service plaque from the town.

Doug Eddings, Council Member, and Clark Henson, Temp. Water Supt., presented Mr. Blankenbaker with a 26 year Certificate of Appreciation Award.

Linda Schafer, Clerk Treasurer, presented Mr. & Mrs. Blankenbaker with a \$25.00 gift certificate to Neils Restaurant given to her from Council Member Eddings and \$50.00 in cash that was collected from other town workers.

Sellersburg Town Council
Regular Meeting
October 26, 1992
Page Three

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them. Motion made by Doug Eddings Jr. to accept Minutes of last meeting and seconded by Dave Broady.
Vote 4-0

Minutes of CCD Fund Public Hearing

President Tucker dispensed with the reading of these minutes from the public hearing on the CCD Fund and requested a motion to accept them. Motion made by Doug Eddings Jr. and seconded by Dave Broady.
Vote 4-0

President Tucker Presents Information on Servend Project

President Tucker stated that the Servend Project had been reviewed and the net project cost was 1,130.00 between the money given the town by the state and money paid by Clarksville. President Tucker stated that the Servend Project had created 261 new jobs in the community and had been in fact a successful project.

President Tucker Presents Resolution # 1992-7/ Lottery Revenues

President Tucker presented Resolution # 1992-7 a resolution of the town council of the Town of Sellersburg, Indiana, supporting the allocation of at least 25% of lottery revenues to local government.

President Tucker asked the council members if there was any discussion. With no discussion motion was made by Roy Everitt to approve the resolution and seconded by Doug Eddings Jr.
Vote 4-0

Ordinance # 92-542 Amending Ordinances# 459,460 Utilities Clerk

Attorney McCall stated that he was contacted by Clerk Treas., Linda Schafer in reference to the Ordinance that referred specifically to an individuals name as utilities clerk.

Attorney McCall stated that Ordinance # 92-542 was amending the previous ordinances deleting a specific individuals name as Utilities Clerk and have it read Clerk Treasurer and also the salary amount listed would be amended to read: An annual salary provided by salary ordinance which the town shall enact each year.

Motion made by Roy Everitt to approve Ordinance 92-542 and seconded by Doug Eddings Jr.
Vote 3-1 with Dave Broady voting against.

Sellersburg Town Council
Regular Meeting
October 26, 1992
Page four

Council Member Addresses Compensation of Temp. Water Superintendent

Doug Eddings, Council Member, stated he would like to bring it before the council in the form of a motion to compensate Clark Henson for his position as acting supervisor for the Water Dept. Council Member Eddings stated that he was presenting a salary increase to \$8.80 retroactive back to September 8, 1992 when Mr. Henson officially took his position as acting supervisor. Motion seconded by Dave Broady.
Vote 4-0

ADA Training

Chief Kinder stated that the process on going thru ADA requirements of hiring anybody for employment that he was requesting that the council approve 2,100 for this training.

Motion made by Karl Truman to approve 2100.00 and seconded by Dave Broady.
Vote 4-0

President Tucker Presents Ordinance # 92-540/ CCD Fund

President Tucker presented to the council an ordinance of the Sellersburg Town Council authorizing the establishment of a Cumulative Capital Development Fund.

Motion made by Dave Broady and seconded by Karl Truman.
Vote 4-0

President Tucker Presents River Hills Contract on Planning Grant

President Tucker presented to the council members a Planning Grant Administrative Service Contract that has been proposed from River Hills Economic Development Corp.

President Tucker stated that River Hills is helping us with the Storm Water Management Grant and there is a fee that they charge in the neighborhood of \$3,000.00 to administer this grant.

President Tucker stated that he needed permission to sign the contract on behalf of the Town of Sellersburg.

Motion Made by Dave Broady and seconded by Doug Eddings Jr. to allow President Tucker to sign the Administrative Service Contract.
Vote 4-0

Comments From Those Citizens Present

Bill Bridges addressed the council with a building plan he wished to

Sellersburg Town Council
Regular Meeting
October 26, 1992
Page five

submit to the council on a small 40 by 60 building located at 870 Penn St. which is directly behind the bowling alley.

Mr. Bridges stated that he realized that there was a moratorium now until the master plan is established, but he would like to submit the plan for the councils approval and review to see if he has everything.

President Tucker stated that the plans should be left with the council to look over. Then at the next Planning Commission meeting which is the 2nd Tuesday of November he will need to come back to that meeting assuming he gets approval on the plan on Monday night. The Planning Commission will then review the plans.

Citizen Addresses Council on Police Hiring and Chief's Salary

Paul Weaver, resident, addressed the council members on the hiring of two police officers.

Mr. Weaver stated that a lid needed to be put on police spending some place.

Mr. Weaver stated that each officer was given a car used for a private vehicle which was costing the tax payers money.

Mr. Weaver stated that he had reviewed Chief Kinder's contract that had been signed in 1990 (a 5 year contract). Mr. Weaver stated that Mr. Kinder was a contract police officer and he should live it. Mr. Weaver stated that according to Mr. Kinders figure he is getting a 2500.00 a year raise and at the end of 5 years he will be making 60,000.00.

President Tucker stated that there has not been any request at this point in time to hire any additional police officers. The only thing discussed at this meeting was to get in training for the policemen to get prepared for the future to comply with the ADA which is the American Disability Act.

President Tucker stated that Chief Kinder had 28 people that are going to go through a pool to pass test to be available if and when they are needed or can be afforded in the future.

President Tucker again stated that there has been no request for additional police at this time.

Chief Kinder commented on the take home vehicles stating that it was economical for the police officer to maintain and service it. Another reason is that the officer is also available.

Building Commissioner Presents Claim For This Meeting

Steve Prather, building commissioner, presents to the council for

Sellersburg Town Council
Regular Meeting
October 26, 1992
Page six

approval his claim in the amount of 1130.96. Mr. Prather presented to the clerk treasurer copies of the permits and applications for the period of Sept. 29 through Oct. 26.

Motion made by Karl Truman to approve claim for payment and seconded by Doug Eddings Jr.
Vote 4-0

Building Commissioner Addresses The Council on Height of Fence Requirement

Steve Prather stated that the town did not have a restriction on the height of fences within the town limits.

President Tucker requested that Mr. Prather check with other communities to see what there restrictions were and get with Attorney McCall to have an ordinance for the town.

Council Member Request Classes For Sewer Superintendent

Council Member Dave Broady requested the council members approve a class for Rick Wheeler, from the Indiana Water Polution Control Assn. which is required for his license as plant operator. The cost of this class will be 284.00 paid from the sewer acct.

Motion made by Dave Broady approving and seconded by Doug Eddings Jr.
Vote 4-0

Attorney McCall Presents Contract on Lift Station

Attorney McCall presents contract between the Board Of Aviation Commissioners of Clark County and the Town of Sellersburg in regard to the lift station, and to pay the expense of the lift station such as electric and MAINTENANCE.

Motion made to sign contract to take over lift station on Airport Dr. and the sewer system made by Doug Eddings Jr. seconded by Karl Truman.
Vote 4-0

Council Member Truman Addresses Council With Information On Police Dept.

Karl Truman, Council Member, stated that he would like to make one observation, with all the talk about the Police Dept. and the concerns of the taxpayers. Mr. Truman ask if anyone realized that the 1993 police budget as it stands today is less than the 1992 police budget. Mr. Truman stated that he didn't think many departments could make that claim. Mr. Truman stated that he wanted everyone to keep that in mind on how the police department is being managed.

Clerk Treasurer Presents Information on Animal Tags

Linda Schafer stated to the council that she had requested information on the process of animal tags. She asked the councils recommendation

Sellersburg Town Council
Regular Meeting
October 26, 1992
Page seven

on the amount of tags she should order.

President Tucker recommended ordering 200 tag for \$27.20 which would be .14 each.

Clerk Treasurer Presents Council President With Computer Information

Linda Schafer presented President Tucker with a letter she had received from computer resources.

Ms. Schafer stated that this information was received from her request due to computer problems.

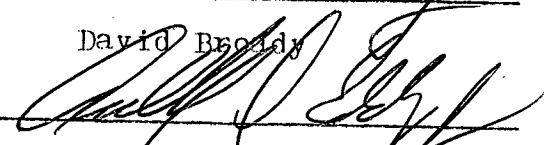
Clerk Treasurer Presents Claims for Approval

Clerk Treasurer presents claims for this meeting for approval of the council members.

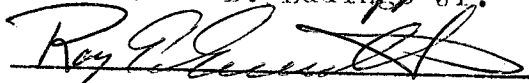
Motion made by Doug Eddings Jr. and seconded by Dave Broady.
Vote 4-0



David Broady



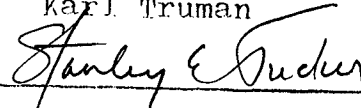
Aulton D. Eddings Jr.




Roy E. Everitt



Karl Truman



Stanley E. Tucker

Attest: 

Linda G. Schafer

SELLERSBURG TOWN COUNCIL
November 9, 1992

SPECIAL MEETING

A special meeting of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to approve sewer claims and discuss the sewer project. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Roy Everitt, Council Vice-President; Perry McCall, Attorney; Linda Schafer, Clerk Treasurer.

Called to Order

President Tucker called the special meeting to order at 5:34 p.m.

Commonwealth Engineers Presents Claims for This Meeting

Bruce Koetter presented claims for this meeting for approval of payment as follows:

Commonwealth Engineers, Inc.

Const. Eng. - (Acct. #26) 4,390.15
Const. Eng. - (Acct. #27) 748.48

Inspection - (Acct. #34) 9,644.58
Inspection - (Acct. #35) 1,644.30

Plant Start-Up(Acct. #32) -0-
Plant Start-Up(Acct. #33) -0-

Final Plan of Oper Inv.(Acct. #28) -0-
Final Plan of Oper Inv.(Acct. #29) -0-

O & M Manual- (Acct.#30) 739.43
O & M Manual- (Acct.#31) 126.06

Reynolds, Inc. (Div.C)- 14,513.60

Motion made to approve payment of claims by Roy Everitt and seconded by Doug Eddings Jr.
Vote 4-0

Council Vice-President Addresses Commonwealth Engineers

Vice President Roy Everitt stated that Reynolds Inc. needed to work on repairing the back yard of Carl Broughton due to work done in Kahl Ct.

Vice President Everitt also voiced concerns over some thousands of dollars that had not been accounted for on the former clerk treasurers books. Vice-Pres. Everitt stated that the current clerk treas. was started with different books and that this needed to be looked into.

Sellersburg Town Council
Special Meeting
November 9, 1992
Page Two

Commonwealth Engineers Presents Project Cost Breakdown

Bruce Koetter from Commonwealth Engineers presented to the council members for review a project cost breakdown on the sewage works project.

President Tucker Presents Letter terminating the Sewer Ban

President Tucker presented to the Clerk Treasurer, Linda Schafer, a letter from the Indiana Dept. of Environmental Management terminating the Sewer Ban for the Town of Sellersburg. President Tucker requested this document be filed under sewer project.

Commonwealth Engineers Presents Photo of New Sewer Plant

Bruce Koetter presented to the council members an aerial photo courtesy of Reynolds, Inc. of the newly completed sewer plant.

Consulting Engineer Addresses Council/Paul Davis Property

John Toombs, consulting engineer, addresses council in reference to Paul Davis/Lake Pointe Estates. Mr. Toombs stated that Mr. Davis, on behalf of the town needed to apply for a construction permit for the sewers which needed to be signed by the chief executive officer. Mr. Toombs stated this is the same with the road coming out on the highway.

President Tucker addressed Consulting Engineer

President Tucker addressed John Toombs about a recent letter his brother had received in reference to a sewer treatment plant being built on the west side of Hwy 60. John Toombs stated to President Tucker that it was probably misinformation due to this never being allowed.

Consulting Engineer Addresses Council on Covered Bridge Project

John Toombs stated that plans had been submitted for their sanitary sewer to the town for review and sent back. Mr. Toombs stated that these plans were incomplete due to lift stations, fence, access or any details on anything being shown on plans.

Consulting Engineer Addresses Council on Rick Wilson's Property

John Toombs stated that due to Mr. Wilson building bigger on his property that the fire insurance people deemed it necessary to have more water. Mr. Toombs stated that Mr. Wilson intends to pick up the water line at Scotty Cooks property, bore under 311 and lay his water line through several other property with a 10inch water line into his property.

Sellersburg Town Council
Special Meeting
Nov 9, 1992
Page Three

Consulting Engineer Addresses Council on Const. in Flood Plain

John Toombs stated that at the last meeting the town received a letter from the state DNR saying that there were three things that needed to be done that have to do with construction in a flood way. The first thing was to send a certified letter to Ran Page which has been done. The second was to change two versions of the building permit. The third was to advise of the ordinance that was passed.

Adjournment

With no further business President Tucker adjourned this meeting at 6:10 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the special meeting was called to order by President Tucker at 6:30 p.m. All Council Members were present. Attorney Perry McCall and Linda Schafer, Clerk Treasurer were also present.

The prayer for this meeting was offered up by Rev. Gerald Boyer.

The Pledge of Allegiance to the Flag was recited.

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the last executive session and regular meeting and requested a motion to accept them. Motion made by Doug Eddings Jr. and seconded by Roy Everitt.
Vote 4-0

Comments From Those Citizens Present

Glenda Farley addressed the council members on a building behind her house. Ms. Farley stated that her husband cut the grass and that the building was an eye sore. Ms. Farley stated that due to high weeds there were large amounts of rodents and bugs around her house. Ms. Farley stated that she had contacted the building commissioner on several occasions to do something about it with no results.

President Tucker requested that Steve Prather take care of this problem within a reasonable amount of time or Ms. Farley is to contact Town Hall.

Gerald Widener addressed the council on the sewer tap problem he was having at his residence on Poindexter Ln. Mr. Widener stated that the grinder pump was 900.00 more than it would have been if the sewer line had been installed to accomodate basements. Mr. Widener requested the council to reconsider to help him financially.

Sellersburg Town Council
Regular Meeting
November 9, 1992
Page Four

President Tucker stated that his understanding was that when the town received funding for the sewer project certain stipulations existed. One of the stipulations on the money was if there are sewers in basements the sewer lines laid did not have to accomodate basements. President Tucker stated that the town was not in the position to help.

Mr. Widener requested that the sewer line be brought to the depth it should be.

President Tucker requested John Toombs to look into the specification required for the sewer line and to get back with him.

Clark Henson, Temp. Water Superintendent Addresses Council

Clark Henson addressed the council in reference to being contacted by Mr. Pennington who resides on Diefenbach Rd. inquiring about a water line being installed.

John Toombs stated that the town was contacted by residents on Diefenbach Rd. before and the town said they would not install a water line but the residents could at their expense.

Clark Henson addressed the council with a request he had received for a water hydrant at the Hunter Station sight.

John Toombs asked if they were wanting the hydrant on site. Mr. Henson replied, "Yes" Mr. Toombs stated that he would think the developer would be required to provide the hydrant.

Building Commissioner Addresses Council on Fence Restrictions

Steve Prather, building commissioner stated that he was asked last week on fences. Mr. Prather presented a document on restricting the height of residential fences to 6 feet, 4 feet if they extend in front of the property, 8 feet if commercial structure and if that commercial structure needed to have a barbed wire fence for security purposes the barbed wire needs to be 7 feet up and pointed in the direction of the owner. Mr. Prather stated that this is on the same line as Clarksville and Jeffersonville as far as requirments. Mr. Prather stated that the document at the bottom maybe needs to be taken off but from the stand point when someone comes in to get a fence permit since there are some specific restrictions as to height, location and type. Mr. Prather stated that there is a place at the bottom of the presented document the resident signs and dates that they have received a copy of the restrictions with their permit.

President Tucker offered a suggestion that Attorney McCall thought it maybe appropriate since we were going to pass the presented document as an ordinance that we put it in the typical ordinance format.

Sellersburg Town Council
Regular Meeting
November 9, 1992
Page Five

President Tucker requested that Attorney McCall take the document and form it into an ordinance to be presented at the next meeting.

President Tucker also requested that Steve Prather take the presented document and fix it so the town could use it as a sign off document that the resident has received the rules and regulations on fences.

Building Commissioner presented to the council a document which he requested it be placed in ordinance form which has to do with enclosures around in-ground and above ground swimming pools, as well as hand guards or railings. Mr Prather stated that the town does not have an ordinance regulating pools at this time.

Vice-Pres. Everitt stated that he thought the town had passed an ordinance on pools. Mr. Prather stated that the ordinance that the town passed had a section stating that the town would adopt the Indiana Swimming Pool Code, but the ordinance was not covered restricting what we were going to adopt such as hand rails. Mr Prather stated that in this document was structures, balconys or decks.

Mr. Prather stated that detached structures such as carports and garages specifically as they pertain to offset of property lines as well as drainage.

Attorney McCall stated that he would work on the request from Mr. Prather and compile the information into ordinance form to be presented at a later meeting.

Council Member Dave Broady Addresses Council on Sewer and Water Taps

Dave Broady, Council Member, addressed the council stating that he had received a request from Bill Bridges for permission to tap on to sewer and water lines.

Motion made by Dave Broady giving Bill Bridges permission to tap-in to sewer and water lines once permission is given by the Planning commission. This is a 40 by 60 storage bldg. behind the bowling alley. Motion seconded by Karl Truman.
Vote 4-0

Building Commissioner Addresses Kennel Addition on Vet. Bldg.

Steve Prather, building commissioner, addressed the council in reference to the kennel addition on the Veterinarian Building located at 302 Indiana Ave.

President Tucker stated that this would need to be presented to the planning commission.

Sellersburg Town Council
Regular Meeting
November 9, 1992
Page six

Council Member Truman Addressed the Council on Fire Dept. Request

Karl Truman, Council Member, stated he would like to have some input from the council in reference to a letter he received from Mark Ball of the fire dept. Mr. Truman stated that Mr. Ball was wanting to work something out with the police dept. in regards to dispatching services for their fire runs in effort for the fire dept. to save money for the taxpayers. Mr Truman stated at some time he would like to have input from the council members.

Vice-President Everitt stated to Mr. Truman that at one time the town did take calls for the fire dept. but this was before they became the fire district.

Attorney McCall Presents Ordinance#92-541/ Flood Hazard Areas

Attorney Perry McCall presents to the council members Ordinance #92-541. This ordinance is amending ordinance # 478 regarding the Indiana Model Ordinance for Flood Hazard Areas.

Motion made to approve Ordinance#92-541 to Amending Ordinance# 478 made by Doug Eddings Jr. and seconded by Dave Broady.
Vote 4-0

Attorney McCall Addressed Council/Easment AT Silver Creek Bus. Center

Attorney McCall addressed the council in reference to the easement at Silver Creek Business Center. Attorney McCall stated that this is something that has been pending since 1988. Attorney McCall requested the council members approval for vacating an easment and accepting a new easement pending the written easment document getting to the council for signature.

John Toombs, Consulting Engineer, stated that the release of the easement will allow paperwork to be corrected due to the new easement containing the towns water line and the original easment containing no water lines at all. It will allow Silver Creek Business Center to clear up their property to inable them to sell their lots.

Motion made to approve release of easment and accept the new easment made by Dave Broady and seconded by Doug Eddings Jr.
Vote 4-0

Resolution# 1992-9/ Infrastructure Resolution- Surface Trans. Needs

This Resolution# 1992-9 is in reference to the 1993 Legislature and the Governor of Indiana need to provide additional funds to local units of government to meet Indiana's increased surface transportation need.

Motion made to approve Resolution# 1992-9 by Roy Everitt and seconded by Doug Eddings Jr.
Vote 4-0

Sellersburg Town Council
Regular Meeting
November 9, 1992
Page seven

Clerk Treasurer Addresses Council

Linda Schafer, Clerk Treasurer, presented the council members with a thank you card from Ronnie Blankenbaker for the Service Awards that was presented to him at a previous meeting.

Clerk Treas. Schafer presented a claim to the council for approval from Mac Const. in the amount of 2864.65.

Motion was made to approve payment by Roy Everitt and seconded by Doug Eddings Jr.
Vote 4-0

Clerk Treas. Schafer presented a claim to the council for approval from Sherman, Sherman, and Barber in the amount of 575.00.

Motion made by Dave Broady to approve payment and seconded by Roy Everitt.
Vote 4-0

Clerk Treas. presented to the council members the claims for the town for this meeting.

Motion made by Doug Eddings Jr. to approve payment of claims and seconded by Roy Everitt.
Vote 4-0

Adjournment

With no further business President Tucker adjourned this meeting at 7:23 p.m.

David Broady

Aulton D. Eddings Jr.

Roy E. Everitt

ATTEST:

Linda G. Schafer
Linda G. Schafer
Clerk Treasurer

Karl Truman

Stanley E. Tucker

SELLERSBURG TOWN COUNCIL
November 15, 1992

A work shop on bookkeeping procedures was held at 2:00 p.m. at the Sellersburg Town Hall. Those Council Members present were: Stanley E. Tucker, Council President; David Broady, Council Member; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Roy Everitt, Council Vice President; Linda Schafer, Clerk Treasurer; with Attorney Perry McCall absent.

Called To Order

The meeting was called to order by President Tucker at 2:40 p.m.

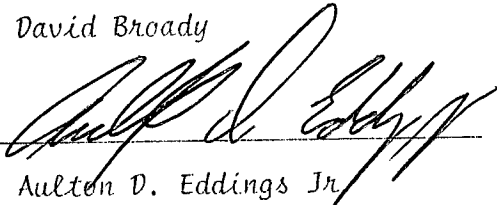
Clerk Treasurer Addressed Council Members

Linda Schafer, Clerk Treasurer, addressed the council members on bookkeeping procedures such as appropriations and cash balances.

Adjournment

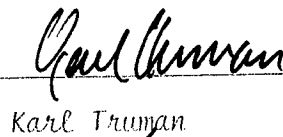
With no further business the meeting was adjourned by President Tucker at 3:45 p.m.

David Broady

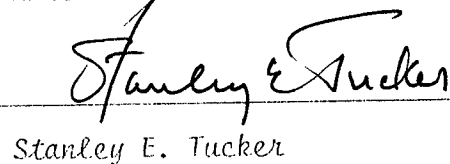

Aulton D. Eddings Jr.

Roy E. Everitt


Roy E. Everitt

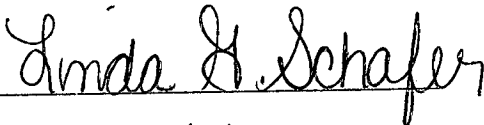

Karl Truman

Karl Truman


Stanley E. Tucker

Stanley E. Tucker

Attest:



Linda G. Schafer
Clerk Treasurer

SELLERSBURG TOWN COUNCIL
November 19, 1992

SPECIAL MEETING

A special meeting of the Sellersburg Town Council was held at the Sellersburg Town Hall. Those present were: Roy Everitt, Council Vice President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Linda Schafer Clerk Treasurer; with President Tucker and Attorney Perry McCall being absent.

Called to Order

Vice President Everitt called the special meeting to order at 7:30 a.m. in the absence of President Tucker.

Transfer of Appropriations/ Ordinance # 92-543

Vice President Roy Everitt presented Ordinance # 92-543. This document was prepared by the Clerk Treasurer, Linda Schafer, which provided for the transfer of appropriations due to extraordinary conditions that had developed since the adoption of the existing annual budget for the year of 1992.

Motion made to approve ordinance 92-543 made by Karl Truman and seconded by Doug Eddings Jr.

Vote 3-0

Transfer Of Funds/ Sewer-Tap Utility Cash Reserve Fund

Clerk Treasurer, Linda Schafer, stated that due to the impossibility of meeting payroll requirements she requested that the council transfer 140,000.00 into the general account to bring up negative balances in all the accounts from the Sewer Tap-In Utility Cash Reserve Fund.

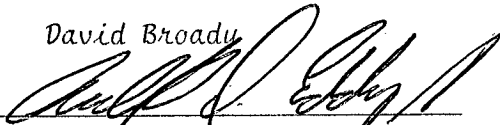
Motion to approve the clerk treasurers request was made by Doug Eddings Jr. and seconded by Dave Broady.

Vote 3-0

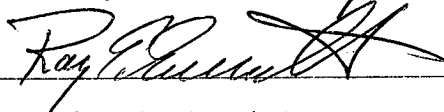
Adjournment

With no further business this meeting was adjourned at 7:45 a.m.

David Broady



Aulton D. Eddings Jr.



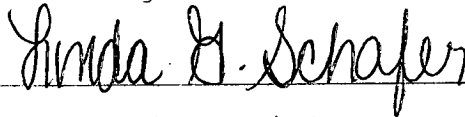
Roy E. Everitt



Karl Truman

Absent

Stanley E. Tucker



Attest: Linda G. Schafer

SELLERSBURG TOWN COUNCIL
November 23, 1992

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss pending litigation and personnel matters. Those present were Stanley E. Tucker, Council President; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Roy E. Everitt, Council Vice President; Perry McCall, Attorney; and Linda G. Schafer, Clerk Treasurer; with Dave Broady being absent.

Called to Order

President Tucker called the executive session to order at 5:30 p.m.

Attorney McCall Addresses Council Members

Attorney McCall addressed the council on the topics as follows:

Maple Manor Nursing Home
Bean Road Remonstrance
Pixley VS Town of Sellersburg
Brian Roder Accident

Miscellaneous Topics of Discussion

Council Member Eddings discussed personnel matters of the water dept.

Council Member Truman discussed hiring the consultant from Indianapolis in reference to hiring police officers.

Council Member Truman discussed the Sellersburg Police Dispatchers taking over the job of activating the tone for the Sellersburg Fire District.

Adjournment

With no further business President Tucker adjourned this meeting at 6:28 p.m.

REGULAR MEETING

A regular meeting of the Sellersburg Town Council following the executive session was called to order by president Tucker at 6:34 p.m. All Council Members were present with the exception of Dave Broady. Att. McCall and Linda Schafer, clerk Treas. were present.

Reverend Fred Reed offered up the opening prayer for this meeting.

The Pledge of Allegiance to the flag was recited.

Sellersburg Town Council
November 23, 1992
Regular Meeting
Page Two

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the meeting on November 9th, workshop/bookkeeping procedures meeting on November 15th, and a special meeting held on November 19th. Pres. Tucker requested a motion be made to accept them.

Motion was made by Doug Eddings to approve the minutes of the above minutes as presented and seconded by Karl Truman.
Vote 3-0

Reappointment of Commissioner to Sellersburg Housing Authority

President Tucker stated that Tom Garr, Sec/Tres. of the Board of Commissioners of the Sellersburg Housing Authority requested the Sellersburg Town Council reappoint Mary Jo Trester as a commissioner for another four(4) year term.

Motion was made by Karl Truman to reappoint Mary Jo Trester for another four year term and seconded by Roy Everitt.
Vote 3-0

President Tucker Presents Traffic Controls To Be Established/Hwy 31

President Tucker stated that the Indiana Dept. of Transportation proposes to make traffic control changes on U.S. 31 in order to facilitate the movements of traffic over the route and conform with the minimum standards set up by the Indiana Dept. of Trans. the following traffic controls must be established. A no passing zone shall be established or reaffirmed on U.S. 31, in Sellersburg as follows:

A no passing zone shall be established for south bound traffic on U.S. 31, from a point 29,858 ft. north of State Rd. 131, I-65, Charlestown/New Albany Pike, to a point 28,928 north of State Rd. 131, I-65, Charlestown/New Albany Pike a total distance of 930 ft.

President Tucker stated that the turn lane going toward Memphis will have a double yellow line on the outside so people going south on 31 can not cross over.

Motion giving President Tucker permission to sign the document of controls to be established for Hwy 31 made by Roy Everitt and seconded by Doug Eddings.
Vote 3-0

President Tucker Presents Resolution 1992-10/Trans. of Funds

President Tucker presented to the council resolution 1992-10 authorizing the transfer of funds, generated from the utility

Sellersburg Town Council
November 23, 1992
Page Three

cash reserve fund, previously deposited into the general fund to be transferred to adjust and eliminate the negative balances that exist in the Metro Police Pension Fund, Debt Service Fund, and the Police Dept. Seat Belt Fund.

Motion made approving resolution 1992-10 by Doug Eddings Jr. and seconded by Roy Everitt.
Vote 3-0

President Tucker stated that the Resolution 1992-10 Document will be presented at the next council meeting for signatures of the Council Members.

Public Hearing To Vacate Alley/Ordinance # 92-544

Attorney Gregory Neely addressed the council on behalf of Anne & William D. Wells II, petitioners, to vacate alley way being all of the 20 ft. wide by 180 ft. long alley in deed record book 30, page 397 and in plat book 3, page 49, bounded on the north by lots 37 and 25, and on the south by lots 38 and 27 and on the east by New Albany St. (State Hwy 311)

Attorney Neely stated that Mr & Mrs. Wells owns the property on both sides of the 20ft alley, and the Community Savings Bank at Hamburg owns the property to the west and State Rd. 311 is to the east.

Attorney Neely stated that he had given proper notification by certified mail and had proof of publication in the Evening News in case anyone had any opinions or objections. There were no objections voiced.

Attorney Neely presented to the council for approval Ord.# 92-544 to vacate the alley way.

Motion made to approve the Ord. # 92-544 to vacate the alley by Karl Truman and seconded by Doug Eddings Jr.
Vote 3-0

Vice President Everitt asked about the Community Savings Bank property that lies against this property. Attorney Neely stated that the bank had access through the entrance way of the shopping center and another access point not yet in use on Hwy 60.

President Tucker stated that he had discussed this with Community Bank and that they did not have any problem with vacating the alley.

Attorney Neely stated that he would take care of the filing with the court house and the auditor.

Comments or Petitions By Those Citizens Present

Debbie & Doug Roselle addressed the council members in reference to not having any water service for several months. Mr Roselle stated

Sellersburg Town Council
November 23, 1992
Page Four

that due to a limited income his current bill of over 1000.00 was impossible to pay and this was why he came to present his case to the council as to find a solution.

President Tucker stated to Mr. & Mrs. Roselle that he did not have a solution at the present time but this would be discussed with all the council members as to solve this problem and then the Roselles would be contacted.

Building Commissioner Presents Request From Ivy Tech/ Additional Parking

Steve Prather, building commissioner, presented a request to the council members from K & I Asphalt and Chester Michael, who is the engineering at Ivy Tech, to approve their plan for a proposed addition to their parking area at Ivy Tech.

Mr. Prather stated that they are wanting to obtain council approval to proceed with their plans.

Motion made by Karl Truman to grant the request for Ivy Tech to proceed to expand their parking lot and seconded by Doug Eddings Jr.
Vote 3-0

Building Commissioner Presents Claims for This Meeting

Steve Prather, building commissioner, presents his claim for this meeting from a period of October 27th-November 24th.

Motion made by Karl Truman to approve the claim for this meeting and seconded by Doug Eddings Jr.
Vote 4-0

Building Commissioner Request Information on Status of Development

Steve Prather, building commissioner, requested information on the status of the property behind the bowling alley being developed by Bill Bridges. The original request was to construct a 40 by 60 storage bldg. on the property behind the bowling alley.

President Tucker stated that the request of Mr. Bridges had went to the zoning board and was approved and the council approved the sewer and water connections at the meeting on November 9th.

Council Member Request Water Supt. Position Be Filled

Doug Eddings Jr., council member over the water dept., stated that on Sept. 3rd. 1992 the town council made Clark Henson the temporary water superintendent. Council Member Eddings stated that Mr. Henson was to take this position for 90 days to evaluate how Mr. Henson could handle the position and whether Mr. Henson would want the position or not.

Council Member Request Water Supt. Position Be Filled (Cont.)

Council Member Eddings stated that Mr. Henson has done an outstanding job and his 90 day period will be up December 3rd, 1992. Council Member Eddings stated that he would like to make a motion to the town council that Mr. Henson's position of Temporary Water Superintendent be made full time/permanent superintendent's position and that Mr. Henson's salary be increased to 491.99 per week. This motion was seconded by Karl Truman.
Vote 3-0

Council Member Addresses Council on Dispatching for Fire District

Karl Truman, council member stated that the Police Dept. and the Sellersburg Fire District has entered into negotiations for the Police Dept. to do the knock-out for the Fire District setting off the toner page. Council Member Truman stated that when the firemen arrive at the fire station they will take over the dispatching. As far as the agreement and this will save a substantial amount for the tax payers of not only Sellersburg but the Fire District quiet a bit of money because of the rates the Central Alarm is charging the Fire District to do this, which is continuing to go up next year and the year after.

Council Member Truman stated that basically the terms of the agreement is that the Fire District is going to pay the dispatchers a total of 6000.00 in additional compensation to cover this and that the Fire District will provide the necessary equipment to do it and other equipment such as recording devices and the Fire District will hold the Town of Sellersburg debt free and hold harmless the Town of Sellersburg for any acts or lawsuits that may rise and the Fire District council will take care of the agreement for the town to sign.

Council Member Truman made a motion that the Town of Sellersburg approve this agreement.

Vice-President Everitt stated that the council should first see the agreement in writing first before it is approved.

Council Member Truman stated that the reason he brought it up to be approved was that the Fire District was facing a time crunch due to notifying the Central Alarm due to the next meeting on December 14, 1992. Council Member Truman stated that this was his reason for outlining this verbally and the written document for signatures would be presented at a later date.

President Tucker stated that this would be a two year contract.

Council Member Addresses Council of Dispatching for Fire District (cont)

Council Member Eddings seconded the motion made by Karl Truman based on the contract matching the verbal outline give by Council Member Truman. Vote 2-1 With Vice-President Everitt voting against.

Building Commissioner / Request of Fire District- Placement of Chris. Tr

Steve Prather, building commissioner requested permission for the Fire District to place the Christmas Tree on the property the town owns located on Hwy 31.

President Tucker gave approval of this request.

Council Member Everitt Addressed the Council on Sanitation Pick-Up

Roy Everitt, Council Vice-President stated that due to the Thanksgiving Holiday that normal garbage pick-up scheduled on Thursday would be picked-up on the following Monday and the Friday scheduled pick-up would be picked-up the following Tuesday.

Clerk Treasurer Addresses Council and Presents Claims for this Meeting

Linda Schafer, Clerk Treas. stated that she had ordered the animal tags for the animal registration in 1993. Clerk Treas. Schafer stated that she had chosen the gold shield to accomodate both dog and cats. The tags will be received in January and as a suggestion stated that the registration should be completed no later than January 30, 1993.

Clerk Treas. Schafer stated that she had met with the Tax Commissioners and the budget was in excellent order but the council needed to still cut aproximately 46,000 to be under the maximum tax levy.

Council Member Truman stated that this was not as bad as we expected.

Clerk Treas. Schafer stated that the reason was that some of the excise tax was held back from last year which lowered the estimated cut she had originally estimated projected.

Clerk Treas. Schafer presented claims for this meeting and the motion was made by Vice-President Everitt to approve claims. This motion was seconded by Karl Truman.
Vote 3-0

President Tucker stated that maybe Chief Kinder could meet with Clerk Treas. Schafer sometime this week to reallocate some of the bills into the accident or firearms funds due to being low on cash in the general fund.

Sellersburg Town Council
November 23, 1992
Page Seven

The Corradino Group Addresses Council With Update on Master Plan

Vice-President Everitt asked if Mr. Pat Holland from the Corradino Group had any information on the Comprehensive Plan.

Mr. Pat Holland stated that we had a good kick off meeting and what the Corradino Group was working on now is getting all the demographic data from quiet a few years back so growth could be traced by which part of the town it occurred in.

Mr. Holland stated that a working session was scheduled on Dec. 2nd to proceed going over the map.

Mr. Holland stated that the past week the Corradino Group had been doing land use checking and some traffic checks. The Comprehensive Plan is moving along quiet well.

Mr. Holland stated that the Corradino Group would be working to set up a meeting with a group of developers sometime before the end of the year

Vice President Everitt suggested that the Corradino Group look into the Fern Street problem.

Mr. Holland stated that he would put this in his report.

Attorney McCall Addresses Council

Attorney Perry McCall addressed the council members with the prepared document of resolution # 1992-9 in reference to the Infrastructure/Surface Trans. Needs that was passed at the meeting on Nov. 9th to be signed at this meeting.

Attorney McCall also presented the document for signature of the council in reference to the Silver Creek Business Center easement.

Attorney McCall Presented Ordinance 92-545/ Regulations of Fences

Attorney Perry McCall presented to the council members the Ordinance #92-545/ Regulations & Restrictions of Fences within the Town of Sellersburg.

Motion made to approve Ord.#92-545 made by Doug Eddings Jr. and seconded by Karl Truman.
Vote 3-0

President Tucker requested Steve Prather check into regulations on Agriculture construction of fences and bring the information back to the council.

Adjournment

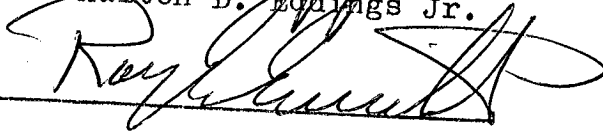
With no further business this meeting was adjourned by President Tucker at 7:25 p.m.

ABSENT

David Broady



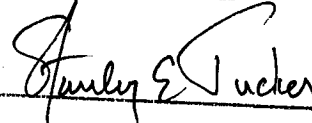
Aulton D. Eddings Jr.



Roy E. Everitt



Karl Truman



Stanley E. Tucker

ATTEST: _____

Linda G. Schafer
Clerk Treasurer

SELLERSBURG TOWN COUNCIL
November 30, 1992

SPECIAL MEETING

A special meeting of the Sellersburg Town Council was held at 6:00 p.m. at the Sellersburg Town Hall to make final cuts on the 1993 Budget. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; Roy Everitt, Council Vice President; Karl Truman, Council Member; Linda Schafer, Clerk Treasurer; with Perry McCall, Attorney, absent.

Called to Order

President Tucker called the special meeting to order at 6:03 p.m.

President Tucker Addresses Council Members

President Tucker stated that the meeting tonight was to discuss the initial budget and initial cuts that went through the budget based on a meeting that the clerk treasurer had with the tax department, additional cuts need to be made before the tax meeting on December 3, 1992.

1993 Budget Cuts Adopted

After the council members reviewed each departments budget within the general fund to see where cuts could be made, Doug Eddings Jr. made a motion to reduce the general fund as follows:

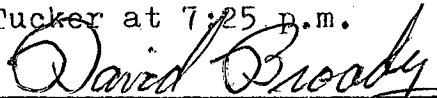
Police Salaries cut- 18,719.48
Police Retirement cut-5013.04
Street & Sanitation(New Employee) cut- 14,797.00
Town Council(Settlements & Judgments) cut- 6667.00
Town Council(Instructions & Seminars) cut- 470.48

This was a total cut in the general fund of 45,667.00

This motion was seconded by Karl Truman.
Vote 3-1 with Roy Everitt voting against.

Adjournment

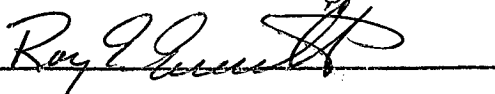
With no further business this meeting was adjourned by President Tucker at 7:25 p.m.



David Broady



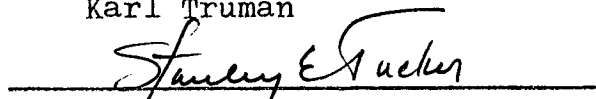
Aulton D. Eddings Jr.



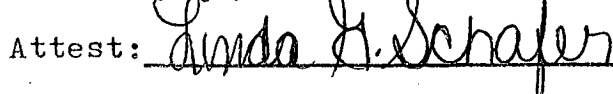
Roy E. Everitt



Karl Truman



Stanley E. Tucker

Attest: 

Linda G. Schafer

SELLERSBURG TOWN COUNCIL

December 14, 1992

SPECIAL MEETING

A special meeting of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss sewer grants and approve claims. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Roy Everitt, Council Vice Pres.; Perry McCall, Attorney; and Linda Schafer, Clerk Treasurer.

Called To Order

President Tucker called the special meeting to order at 5:35 p.m.

Commonwealth Engineers Presents As-Built Sheets on New Sewer Plant

Ed Tinkle from Commonwealth Engineers presented to the council members the as-built sheets on the new waste water treatment project.

Mr. Tinkle stated that one thing that was different about these sheets is rather than our own as-built sheets done, Reynolds Inc. had their electrical person do all his own as-built sheets and these as-built sheets were second to none.

Mr. Tinkle stated that the original set of as-built sheets with a copy were at the new sewer plant.

Mr. Tinkle presented a copy of as-built sheets that are to be kept at Town Hall.

Commonwealth Engineers Discusses Accounts And Meetings For 1993

Ed Tinkle from Commonwealth Engineers stated that it looked like we were on schedule with the November 9th breakdown that he presented to the council and it seemed to be fairly accurate unless the town had changed on the misc. equipment expense otherwise we should have 135,000.00 plus when the project is complete.

Mr. Tinkle stated that the contractual requirements were satisfied but the project needed to be monitored for one year after but as far as having regular meetings he felt this unnecessary.

President Tucker stated that he would like to continue this time slot for meetings. He asked if we could have sewer meetings on a quarterly basis and the other times would be used for executive sessions.

President Tucker stated that the 1st meeting in April, July, and October 1993 beginning at 5:30 p.m. would be set for sewer meetings and all other meetings of the year of 1993 at 5:30 p.m. would be for executive sessions and the regular meetings would follow at 6:30 p.m.

Sellersburg Town Council
Special Meeting
December 14, 1992
Page Two

Commonwealth Eng. Addresses Procedure For Future Problems at Sewer Plant

Ed Tinkle from Commonwealth Engineers stated that he had discussed the proper procedure of documenting any problems coming up at the new sewer plant in the future with Rick Wheeler, sewer superintendent.

Mr. Tinkle stated that he told Mr. Wheeler to write or type the problem and mail it to Reynolds Inc. and a copy to Commonwealth Engineers with a date on it, then if there is a problem with proper notification of a warranty item it will be taken care of. Mr. Tinkle stated that this would be the same procedure for Div. B and Div. A.

Commonwealth Eng. Addresses Warranty Expiration Dates

Ed Tinkle from Commonwealth Engineers stated that before the contract is up he would send a letter to the council members identifying what the dates of the Certificate of Substantial Completion were because there were several of them and the 12 month warranty clock is good from the dates of these certificates.

Mr. Tinkle stated that the town would be able to see if there is anything that needs to be done before the warranty expires.

Commonwealth Engineers Presents Claims For Approval

Ed Tinkle from Commonwealth Engineers presented the claims for this meeting as follows:

Commonwealth Engineers

Account No. 34- 4,584.36
Account No. 35- 781.59

Account No. 26- 8,537.27
Account No. 27- 1,455.52

Motion made to approve claims for payment made by Dave Broady and seconded by Karl Truman.
Vote 4-0

Adjournment

With no further business President Tucker adjourned this meeting at 5:54 p.m.

Sellersburg Town Council
Regular Meeting
December 14, 1992
Page Three

REGULAR MEETING

A regular meeting of the Sellersburg Town Council following the the special meeting was called to order by President Tucker at 6:25 p.m. All Council Members were present. Attorney Perry McCall and Linda Schafer, Clerk Treasurer were also present.

The prayer for this meeting was offered up by Rev. Bob Hauselman.

The Pledge of Allegiance to the Flag was recited.

Minutes of Meetings on Nov. 30, 1992 And Nov. 23, 1992

President Tucker Dispensed with the reading of the minutes of the previous meetings and requested a motion to accept them.

Motion made by Roy Everitt to approve the minutes from the meetings on November 30 and November 23 and seconded by Doug Eddings.
Vote 4-0

President Tucker Presented Information on Lottery Monies

President Tucker stated that the town had sent a letter to the governor and to Senator Lewis in reference to 25% of the lottery profits to go to local units of government.

President Tucker stated that the town had received a reply from Senator Lewis with an enclosed copy of an update of how the Hoosier lottery profits have been distributed since it began in October of 1989.

Mr. Lewis stated in his letter that Clark Co. and Sellersburg has received a fair share of the local projects, auto excise tax relief money for local schools and Clark Co. retired teachers. Mr. Lewis stated that he supported the concept of a 50% share of the lottery profits for local units of government but did not receive enough support to enact it in 1990. Mr. Lewis stated that he would support the request that was made by the Sellersburg Town Council for 25% of the lottery profits to go to local units of government in the 1993 session even though it will cut down on the amount of money that he can ask for through the budget process.

President Tucker Addresses Expenditures Of The Town

President Tucker stated that he would like to thank the supervisors for keeping expenses down.

President Tucker stated that anything the supervisors can do to cut cost would certainly help and he thanked them for their support.

Sellersburg Town Council
Regular Meeting
December 14, 1992
Page Four

President Tucker Presented a Policy Revision on Hiring for Manual

President Tucker stated that due to the responsibility for over seeing the operation of budget constraints for the Town of Sellersburg the town council request all hiring of additional full-time or part-time personnel , promotions and/or replacement of existing personnel must go before the town council for approval. This approval is required for all departments of the town. These request must be made by the dept. head or town council representative.

President Tucker stated that assuming this met with the council members approval he would ask for a motion be made to accept this paragraph as an addition to the Sellersburg Employee Manual.

Council Member Truman stated that he thought the motion should be tabled for futher consideration. One question raised in Mr. Truman's mind is that it doesnt address who the hiring responsibility is, the town council or dept. head.

President Tucker stated that the intent was that the respective departments would do the interview process, its more that the position would be approved rather than the person.

President Tucker stated that he would get with Mr. Truman and add a sentence or two to make it more explainitory.

President Tucker stated that this document would be presented at the next meeting.

President Tucker Presents Speed Limit Reduction Request; US-31

President Tucker stated that the Indiana Dept. Of Transportation proposes to make certain traffic control changes on US-31 as follows:

All traffic on US-31 beginning at SR-311 south to a point 780 feet south of SR-311, a total distance of approximately 780 feet. Existing speed 30 MPH.

All Traffic on US-31 beginning approximately 780 feet south of SR-311 south to a point 3,065 feet south of Linwood. A total distance of approximately 4,744 feet. Existing speed 40 MPH.

All traffic on US-31 beginning aproximately 3,065 feet south of Linwood south to a point 4,065 feet south of Linwood. A total distance of approximately 1,000 feet. Existing speed 55 MPH changed to 50 MPH.

President Tucker requested a motion be made to allow him to sign the document.

Sellersburg Town Council
Regular Meeting
December 14, 1992
Page Five

Speed Limit Reduction Request, US-31 (Cont.)

Motion made to approve President Tucker to sign the document made by Roy Everitt and seconded by Karl Truman.
Vote 4-0

President Tucker Presents Ordinance 92-546/ Voting Districts

President Tucker stated that the changes in annexations and people resulted in the town re-districting certain people and Roy Everitt was kind enough to basically work through which people would go into which district.

Motion made by Doug Eddings to approve Ordinance 92-546 made by Doug Eddings Jr. and seconded by Roy Everitt.
Vote 4-0

Dispatchers Enrollment and Perf Liability Discussed

President Tucker discussed liability of the town for past payment of PERF due to two dispatchers not being enrolled when their full time employment began.

Linda Schafer, Clerk Treas., stated that she had investigated this and as long as the two dispatchers involved agreed that a letter could be sent signed by the council members stating that they do not wish to accept the past liability.

President Tucker recommended that this be tabled until the next meeting.

Council President for 1993

President Tucker opened nominations for Council President for 1993.

Roy Everitt nominated President Tucker as Council President for 1993 with no other nominations.

President Tucker accepted to serve another year.
Vote 4-0

Council Vice-President for 1993

President Tucker opened nominations for Council Vice-President for 1993.

Council Member Truman nominated Dave Broady for Council Vice. Pres.
President Stan Tucker nominated Roy Everitt for Council Vice. Pres.
Vote 3 in favor of Dave Broady
Vote 1 in favor of Roy Everitt

Sellersburg Town Council
Regular Meeting
December 14, 1992
Page Six

President Tucker Presented Resolution 1992-11/ Belt Way Bridge I-265

President Tucker presented to the council for approval Resolution 1992-11 in reference to a belt way bridge over the Ohio River linking I-265 in Indiana with I-265 in Kentucky.

Motion made by Dave Broady and seconded by Roy Everitt.
Vote 4-0

Resolution 1992-10 Presented For Signatures

Resolution 1992-10 which was presented and approved at the last meeting was presented for signatures of the council members.

Resolution 1992-12 / Moving Funds from The Sewer Utility Reserve Fund

President Tucker presented Resolution 1992-12 in reference to moving funds from the Sewer Tap-In Utility Cash Reserve fund into the General fund to pay the first payment to the Corradino Group for the work they have done on the master plan in the amount of 5,100.00

Motion made by Dave Broady and seconded by Doug Eddings.
Vote 4-0

President Tucker Addressed Council on Computer Problems

President Tucker addressed the council members on computer problems.

President Tucker stated that the current system was not functioning as of Friday afternoon. The processing chip that was in the hard drive broke and we basically lost all data in the system.

President Tucker stated that we have had alot of problems with this system and paid over 4,000 in 1992 and unfortunately the system does only water bills. In order to fix what is needed now it will cost an additional 1350.00 and this will bring the total up to 5350.00 that we have spent on the current system that does only half of what we need.

President Tucker stated that he had talked to Computer Resources, a company that the town used prior to the current system and we have in the hardware the 4 programs that we need to operate the town.

President Tucker stated that he had talked to Computer Resources and for 8000.00 we could have a system that works as opposed to one that does not work and is not supported cheaply.

Sellersburg Town Council
Regular Meeting
December 14, 1992
Page Seven

Computer Problems (Cont.)

President Tucker requested that a motion be made to approve the purchase of the computer system from Computer Resources.

Motion made by Roy Everitt and seconded by Doug Eddings Jr.
Vote 4-0

Dave Broady asked if the new system was approved by the State Board of Accounts and President Tucker stated that this was one of the problems with the current system was that it was set up with Kentucky standards.

Petitions And Comments From Those Citizens Present

Charles Hornung addressed the council members with a problem he was having hooking up to his sewer line.

Mr. Hornung stated that the line installed by the contractors was 20 ft. short of his property line and the information he had received stated that the contractor would bring the sewer line up to the property lines.

President Tucker requested a copy of the information from Mr. Hornung and stated that a decision would be made at the meeting on December 28.

Gary Fenner addressed the council members with information and concerns on the proposed hazardous waste burning at the ESSROC Cement Co. Mr. Fenner stated that he had a lot of unanswered questions on the Hazardous waste burning.

Mr. Fenner stated that as representatives of the people that the council members needed to get involved.

President Tucker stated that he would like to hear from the public on how they feel about hazardous waste burning either by letters sent to the town hall or telephone.

Chief Kinder Addresses Council on Promotion Of James Haehl

Chief Kinder addressed the council members on the recent promotion of James Haehl to Sargeant effective date of November 12, 1992.

Motion made by Karl Truman to approve the promotion of Mr. Haehl to Sargeant effective Nov. 12, 1992 and seconded by Dave Broady.
Vote 4-0

Building Commissioner Addresses Council Members

Steve Prather, building commissioner addresses council on a request

Sellersburg Town Council
Regular Meeting
December 14, 1992
Page Eight

Building Commissioner Addresses Council Members (Cont.)

from Jim Oneal to build a paint building 50 by 100 ft. Mr. Prather stated that Jim Oneal has already met the EPA standards and also meets the fire codes.

Motion made by Dave and seconded by Karl Truman to approve the request of Jim Oneal to build a paint building.
Vote 4-0

Program On Hazardous Materials Town Employees Would Be In Contact With

Steve Prather, IOSHA representative stated that in response to a letter he received from the Bureau of Safety Education and Training that he had formed a set of plans to educate the town workers in proper handling of hazardous materials in the work place.

Mr. Prather stated that provided the council approved these plans he would fax a copy to the Bureau of Safety Education and Training.

President Tucker asked the other council members if they had any problem with the plan and none responded.

Council Member Eddings Addressed Council

Doug Eddings, Council Member, addressed the council members with a proposal on how to deal with hardship cases and requested that this be reviewed and if there are any comments or changes to place them in his mail box.

Vice President Addresses Council Members

Roy Everitt, Vice-President, addresses the council with information on garbage pick-up for the holidays as follows.

Dec. 28th - Jan. 15, Live trees will be picked up
Jan. 16th - All leaves must be out to be picked up by this date.
Mon. 28th - Garbage will be picked up for Christmas Day.
Jan. 4th - Garbage will be picked up for New Years Day.

Roy Everitt stated that in reference to the widening of Hwy 311 the state had requested that Mr. Everitt contact Doug England of New Albany and Richard Dickman of Clarksville.

There is a meeting scheduled on Jan. 8th at 9:30 at Ivy Tech.

Clerk Treasurer Addresses Council Members

Linda Schafer, Clerk Treasurer, presented to the council for approval

Sellersburg Town Council
Regular Meeting
December 14, 1992
Page Nine.

Clerk Treasurer Addresses Council Members (Cont.)

the 4th payment to the Indiana Dept. of Transportation for the I-265 water line relocation.

Motion made by Roy Everitt and seconded by Doug Eddings Jr. to approve this payment.
Vote 4-0

Linda Schäfer, clerk treas, presented to the council a claim from Rescher Inc. for the work on the sewer line behind the houses on Dreyer lane. This claim is to be paid from interest on the new WWTP.

Motion to approve payment of this claim made by Doug Eddings Jr. and seconded by Dave Broady.
Vote 4-0

Linda Schafer, clerk treas. stated that she had checked with the State Board of Accounts and due to the coke machine being behind a door that stated employees only, the income from this machine could be used for anything the council members wished.

Linda Schafer recommended that this money be used to purchase something for the town employees for Christmas.

Motion made by Roy Everitt and seconded by Doug Eddings Jr.
Vote 4-0

Linda Schafer presented to the council members her claims for this meeting.

Motion made by Doug Eddings Jr. and seconded by Dave Broady approving the claims for this meeting.

Adjournment

With no further business President Tucker adjourned this meeting at 7:50 p.m.

David Broady

Aulton D. Eddings Jr.
Aulton D. Eddings, Jr.

Roy E. Everitt
Roy E. Everitt

Karl Truman
Karl Truman

Stanley E. Tucker
Stanley E. Tucker

Linda G. Schafer
Attest: Linda G, Schafer

SELLERSBURG TOWN COUNCIL
December 28, 1992

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss pending litigation. Those present were: Stanley Tucker, Council President; Doug Eddings, Jr. Council Member; Karl Truman, Council Member; Roy Everitt, Council Vice President; Perry McCall, Attorney; Linda Schafer, Clerk Treasurer.

Dave Broady, Council Member was absent.

Called to Order

President Tucker called the executive session to order at 5:35 p.m.

Consulting Engineer Addresses Council Members/ I-265 Extension

John Toombs consulting Engineer addresses the council members with information on the relocation of the 12 inch water main for I-265 extension.

Mr. Toombs stated that according to his records, the State has given the Town of Sellersburg a total of 70,303.25. The total construction cost was 67,653.70, and the total engineering cost was 931.08, which resulted in a total project cost of 68,584.78

Mr. Toombs stated that pending the final state audit, the Town of Sellersburg will need to reimburse the state the difference between the state payment and the total project cost, which is 1,718.47.

Consulting Engineer Addresses Council Members/ Servend Project

John Toombs, consulting engineer addressed the council members with information on the Servend Water Project.

Mr. Toombs stated that at the conclusion of the Servend Water Project there was 179,000.00 remaining in local funds. Patty Zellmer of Ice, Miller, Danadio and Ryan (bond attorneys) said we could use these funds for improvements to the water system, within 3 years of August 1, 1992.

Mr. Toombs stated that additional anticipated expenses would be C.T. Services Water Tank Report in the amount of 4,500.00 and lowering water mains on Holman's Lane Water Tank Repairs and Painting in the amount of 25,000.00+

Consulting Engineer Addresses Council Members/Sewer Tap-Ins

John Toombs addressed the council members on sewer tap-ins in reference to Mr. Charles Hornung.

Mr. Toombs stated that Mr. Hornung wants the town to pay for 20 feet of lateral his plumber (jack Haas) ran.

Sellersburg Town Council
Executive Session
December 28th, 1992
Page Two

Consulting Engineer Addresses Council Members/Sewer Tap-Ins (Cont.)

Mr. Toombs stated that Mr. Hornung felt that the sewer line was supposed to run all the way to his front property line.

Mr. Toombs stated that there is no EPA, state or local rule saying the Town has to run the lateral to the property line. For all 420 people in the project there was no effort to get precisely to a property line. Usually only out from under the pavement and across the ditch, if any.

Attorney McCall Addresses Council Members

Perry McCall, attorney, addresses the council members on the following topics.

Dixon VS Town of Sellersburg
Margaret Dreyer/Old Sewer Plant
Bean Road Remonstrance
Pixley VS Town of Sellersburg
Diefenbach Utility Easement

Clerk Treasurer Addresses Council Members on Payments of Bills

Linda Schafer requested from the supervisors that they provide to the businesses they do business with a voucher for them to sign at the time they charge the supplies or service.

Ms. Schafer stated that this would cut down on postage to send them a voucher and also the time for payment of these claims.

Adjournment

With no further business the executive session was adjourned by President Tucker at 6:25.

REGULAR MEETING

A regular meeting of the Town Council following the executive session was called to order by President Tucker at 6:32 p.m. All council members were present with the exception of Dave Broady being absent. Attorney Perry McCall and Linda Schafer, Clerk Treasurer were present.

The opening prayer was offered up by Rev. Bob Hauselman.

The Pledge of Allegiance to the Flag was recited.

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the

Sellersburg Town Council
Regular Meeting
December 28th, 1992
Page Three

Minutes of Last Meeting (Cont.)

last meeting and requested a motion be made to accept them. Motion was made by Doug Eddings Jr. and seconded by Karl Truman.
Vote 3-0

President Tucker Addresses Council On Representative River Hills For 93

President Tucker stated that he had discussed with Council Member Eddings to serve again as representative on the River Hills Economic Development District.

President Tucker requested a motion be made to approve Doug Eddings Jr. to be our representative on the River Hills Economic Development Dist.

Motion made by Karl Truman and seconded by Roy Everitt.
Vote 3-0

President Tucker Presented PERF Letter:

President Tucker presented a letter prepared by the Clerk Treas, Linda Schafer stating that the Town of Sellersburg did not wish to accept the liability of previous service prior to the contribution dates of dispatchers, Shelley Sarles and Leetha Campbell.

Chief Kinder stated that there was some controversy concerning the liability of the dispatchers.

Mr. Kinder stated that it would cheat the dispatchers out of their retirement from the time they came on.

President Tucker requested that Attorney McCall check into this.

Linda Schafer, Clerk Treas., stated that the liability of the former Clerk Treas. needed to be checked into.

President Tucker Presents GuideLines on Hardship Cases/Utility Pymts.

President Tucker presented to the council members a document prepared by Council Member Eddings concerning hardship cases and payment of the utility bills.

President Tucker requested that Attorney McCall check with the State Board of Accounts to make sure they don't have a problem with this procedure outlined in this document.

Council Member Truman stated that the IURC needed to be checked with concerning this matter.

Petitions or Comments By Those Citizens Present

Mr. and Mrs. Burgiss addressed the council members in reference to hooking on to the sewer line.

Sellersburg Town Council
Regular Meeting
December 28th, 1992
Page four

Petitions Or Comments By Those Citizens Present (Cont.)

Mr. and Mrs. Burgiss stated that they had 9 1/2 acres and their house set back off the road.

John Toombs stated that the law reads that if the property line was within 300 feet of the sewer line it was required to hook on.

Mr. and Mrs. Burgiss stated that they had checked with a contractor and the cost for the line to connect would be 1500.00.

President Tucker stated that the Town would get to a point where circumstances to extenuating to hook on would occur or the resident would be required to hook on. He stated that there was not an answer at this time.

President Tucker stated that the Burgiss's would be notified in the future if they would be required to hook on.

Kathlynn Kahl addressed the council members in reference to a sewer line back-up and requested that the Town of Sellersburg pay the sum of 130.00 to remove sewer water from her basement, clean and disinfect her basement floor after the water has been removed.

Motion made by Karl Truman and seconded by Doug Eddings Jr. to pay Kathlynn Kahl the sum of 130.00 for the cost of cleaning after the sewer back-up.

Vote 3-0

President Tucker asked Sewer Supt., Rick Wheeler, if it were possible to place a sewer man hole in the area of Ms. Kahl neighborhood and Mr. Wheeler stated that he was in the process of doing this.

James Bradbury addressed the council members on the sewer hook-ups.

Mr. Bradbury stated that the former owner of the property he now owns received the notification to hook up to the sewers and they recently found out that this was past the Oct. 27th, 1992 deadline. They requested that due to no notification and the condition of the house when they moved in they were requesting additional time to be required to hook-up to the sewer line.

President Tucker stated that if the council agreed, he did not have a problem with extending their time until March 31, 1993. All council members agreed.

Dorothy Potts who requested to be on the agenda to discuss sewer rate increases and Janie Wilson who requested to be on the agenda to discuss problems with her water bill were not present.

Sewer Supt. Addresses Council on Sewer Maintenance

Sewer Supt., Rick Wheeler, recommended to the council that the sewer

Sellersburg Town Council
Regular Meeting
December 28th, 1992
Page five

Sewer Supt. Addresses Council on Sewer Maintenance (Cont.)

tap-in money could be used for the maintenance on the sewer lines.

President Tucker requested Mr. Wheeler estimate the cost of the maintenance to the sewer line.

Building Commissioner/Presents Claim for December

Steve Prather, building commissioner, presented to the council copies of building applications, permits, and a copy of the report for the month of December.

Mr. Prather presented a claim for approval of payment for this meeting.

Linda Schafer, Clerk Treas., stated that the lack of appropriations would require the payment of this claim to be made Jan. 4th, 1993.

Mr. Prather agreed to accept payment in January for the December claim.

Motion made by Karl Truman and seconded by Doug Eddings Jr. to approve payment of claim.

Vote 3-0

Attorney McCall Addresses Council Members

Attorney McCall presented to the council member for their signature a settlement letter from Maple Manor Christian Home.

Attorney McCall stated that he had not received a copy of the Ordinance on Voting Districts.

Vice President Everitt stated that he had two copies signed by the council but he had not filed them due to Attorney McCall requesting to hold up on this.

Attorney McCall stated that the Indiana Coalition was going to be back.

President Tucker stated that he would give dispatchers information due the Indiana Coalition being required to live up to certain requirements.

Attorney McCall presented a document for signatures in reference to the transfer of funds from the utility cash reserve fund into the general fund.

Attorney McCall stated that Ran Paige had requested a tax abatement.

Sellersburg Town Council
Regular Meeting
December 28th, 1992
Page Six

Attorney McCall Addresses Council (Cont.)

Attorney McCall stated that he had checked with the Auditor and the State Board Of Accounts and the town can not give an abatement after the building has been in place.

Attorney McCall stated that the clerk treasurer needed to reimburse him for several ordinances he had filed on behalf of the town.

Clerk Treasurer Addressed Council Members

Linda Schafer, Clerk Treas. requested that an amendment to the resolution in reference to the transfer of funds from the utility cash reserve fund to enable her to pay the claim from the Corradino Group for their work on the master plan from Nov. 1, 1992 through Nov. 30, 1992.

Motion made by Doug Eddings and seconded by Karl Truman to amend the previous resolution to enable the clerk treasurer to pay the claim in the amount of 3,670.00 to the Corradino Group.
Vote 3-0

Clerk Treasurer, Linda Schafer, presented to the council for approval two claims from Jacobi, Toombs and Lanz, Inc. in the amounts of 270.00 and 279.00 for their work on the SerVend Project.

Motion made by Karl Truman and seconded by Roy Everitt to approve claims as presented.
Vote 3-0

Clerk Treasurer presented Ordinance 92-547

Clerk Treasurer presented Ordinance 92-547 to transfer appropriations. Motion made to approve Ordinance 92-547 made by Roy Everitt and seconded by Doug Eddings Jr.
Vote 3-0

Clerk Treasurer, Linda Schafer, stated that she had received a letter from Paula VanMeter in reference to hazardous waste incineration as proposed by Essroc, requesting that anyone interested in attending a meeting scheduled on January 11, 1993 at the Commissioners Study Group, at the Commissioners office at the City-County Building in Jeffersonville at 4:00 would be welcome.

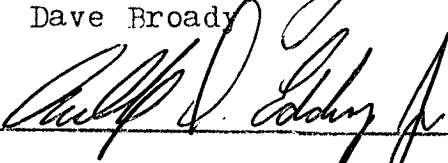
Adjournment

With no further business President Tucker adjourned this meeting at 7:15 p.m.

Sellersburg Town Council
Regular Meeting
December 28th, 1992
Page Seven



Dave Broady



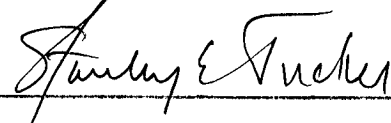
Aulton D. Eddings Jr.



Roy E. Everitt



Karl Truman



Stanley E. Tucker

Attest:



Linda G. Schafer
Clerk Treasurer

SELLERSBURG TOWN COUNCIL
January 11, 1993

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss pending litigation and personnel matters. Those present were: Stanley Tucker, Council President; Dave Broady, Council Member; Doug Eddings Jr., Council Member; Roy Everitt, Council Vice-President; Perry McCall, Attorney; and Linda Schafer, Clerk Treasurer; with Karl Truman, Council Member; absent.

Called to Order

President Tucker called the executive session to order at 5:40 p.m.

President Tucker Presents Claim Voucher and Request For Réimbursement

President Tucker presented to the council members a claim voucher prepared by Commonwealth Engineers to Environmental Management for payment request # 25 in the amount of 1,048.00.

President Tucker also presented to the Council an Outlay Report and Request for Reimbursement for Construction Programs in the amount of 2,881.00 to the Indiana Dept. of Environmental Mgmt.

Motion was made to approve both documents and allowing President Tucker to sign them made by Dave Broady and seconded by Doug Eddings Jr.

Vote 3-0

Attorney McCall Discusses Legal Information and Pending Litigation

The following topics were discussed by Attorney Perry McCall:

Dixon VS Town of Sellersburg
Pixley VS Town of Sellersburg
Bean Road Remonstrance
Hardship Cases
PERF/Liability To Dispatchers
Manley/Town of Sellersburg exchange of Property
Margie Vick/ Ordinance 282-Annexation of Property

President Tucker Presents Claims for Commonwealth Engineers

President Tucker presented to the council for approval two claims from Commonwealth Engineers as follows:

The 11th partial payment for professional engineering services performed in the plant start-up phase of the Sellersburg wastewater facilities project in the amount of 211.36.

The 24th partial payment for professional engineering services performed in the construction supervision phase for the Sellersburg wastewater facilities project in the amount of 5,919.11

Sellersburg Town Council
Executive Session
January 11, 1993
Page Two

President Tucker Presents Claims for Commonwealth Engineers (Cont.)

Motion was made by Vice-Pres. Roy Everitt to approve claims as presented and seconded by Dave Broady.
Vote 3-0

Consulting Engineer Addresses Council on Water Towers

John Toombs, consulting engineer, stated that last October the Town of Sellersburg had signed a contract for C.T. Services to make an inspection on the two water towers and they did.

Mr. Toombs stated that there was lead paint in both tanks and C.T. Services estimated the cost of the 500,000 gal. tank to be 112,250.00 and the 750,000 gal. tank to cost 203,900.00.

There was some discussion as to removing the Holmans Lane tank and C.T. Services had estimated that cost to be 16,000.00.

Vice-President Everitt asked if there was a possibility of selling the Holmans Lane Tank.

President Tucker asked if this was a non compliance type of problem or did the Town of Sellersburg have a time frame in which to repair the towers.

Mr. Toombs stated that this should be done within one year.

Clerk Treasurer Addresses Council on Attorney Wages/Taxes

Linda Schafer, clerk treas., stated that for the year 1992 the town paid social security, medicare, and unemployment for Attorney McCall.

Ms. Schafer stated that due to this, for the year 1992 she had to issue Attorney McCall a W-2.

Ms. Schafer stated that due to Mr. McCall's contract he should be issued a 1099 form in the future. This would save the town the match in social security and medicare and unemployment benefits.

Attorney McCall stated that he had no problem with this.

Adjournment

With no further business this executive session was adjourned by President Tucker at 6:23 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the executive session was called to order by President Tucker at 6:30 p.m. All council members were present, Attorney Perry McCall and Linda Schafer, Clerk

Sellersburg Town Council
Regular Meeting
January 11, 1993
Page Three

Regular Meeting (Cont.)

Treasurer, were also present.

Called to Order

President Tucker called the meeting to order at 6:30 p.m.

Prayer

The prayer was offered up by Rev. Fred Reed.

Pledge

The Pledge of Allegiance to the Flag was recited.

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them.

Motion made to approve minutes made by Doug Eddings Jr. and seconded by Roy Everitt.
Vote 4-0

President Tucker Presents Change to Employee Manual

President Tucker presented to the council members for approval a change to the Employee Manual as follows:

Due to responsibility of over seeing budget constraints for the Town of Sellersburg, the town council request all hiring of additional full-time or part time personnel or promotions and/or replacements of existing personnel be brought before the council for approval.

The town council will only approve the position based on economic affordability. The actual applicants will continue to be selected by the department head and/or commission.

Motion made to approve this change to the employee manual by Doug Eddings Jr. and seconded by Roy Everitt.
Vote 4-0

President Tucker Presented an Employee Position Adjustment

President Tucker stated that the town did not include a position adjustment on Ms. Susan Ehringer, who is a dispatcher in the Police Dept. and the town needed to retroactively make her a full-time dispatcher effective 1/1/93.

President Tucker requested a motion that the town approve the retroactive promotion to full time for Susan Ehringer.

Sellersburg Town Council
Regular Meeting
January 11, 1993
Page Four

President Tucker Presented an Employee Position Adjustment (Cont.)

Motion made by Dave Broady to approve the retroactive promotion to full time for Susan Ehringer and seconded by Doug Eddings Jr.
Vote 4-0

Petitions Or Comments By Those Citizens Present

Mike Hendrickson addressed the council members in reference to a 125 Cafeteria Plan and presented to the council members for review information on a multiple benefits program.

President Tucker requested that the council have a chance to review the information provided by Mr. Hendrickson and he would get back with him within ten days.

President Tucker requested the Clerk Treas. and Chief Deputy Clerk Treas. also review the information.

Schuler Realty Request For Tenant Approval/Avco Industrial Park

Barbara Sanders from Schuler Realty addressed the council members with a request for tenant approval into Avco Industrial Park.

Ms. Sanders first request was for the council to approve Inland Equipment Co., Inc./AC Freight Service Inc., as a tenant-owner in the AVCO Industrial Park.

Motion made by Roy Everitt to approve Inland Equipment Co., Inc./AC Freight Service Inc. and seconded by Doug Eddings Jr.
Vote 4-0

Ms. Sanders second request was for the council to approve Super Service, Inc., as a tenant-owner in the AVCO Industrial Park.

Motion made by Doug Eddings Jr. to approve Super Service, Inc. and seconded by Dave Broady.
Vote 4-0

President Tucker stated that due to the moratorium that Ms. Sanders would also need to attend the Planning Commission Meeting.

Petitions or Comments By Those Citizens Present/Collier

Bill Collier asked the council members if anything has been done about the storm sewer in his back yard since Roy Everitt came in there and put a piece of pipe in that sewer.

Mr. Collier stated that he still had a really wet basement, and the problem has not been solved.

Sellersburg Town Council
Regular Meeting
January 11, 1993
Page Five

Petitions or Comments By Those Citizens Present/Collier(Cont.)

President Tucker stated that where the town is now is that we, through the help of Jacobi, Toombs and Lanz are doing a study on storm drain problems for the entire Town of Sellersburg.

Mr. Collier stated that this study does not help him.

President Tucker stated that the town needed to look and see, and it may not be Mr. Colliers particular spot that is creating the problem, it could be coming from some other area.

Mr. Collier stated that there have been problems with the storm sewer behind his house and no one has bothered to accept the right-of-way.

Mr. Collier stated that there has been problems there and yes, it could happen again.

President Tucker asked Attorney McCall's opinion.

Attorney McCall stated that back when the problem occurred that the town went in and tried to correct the situation. Attorney McCall stated that he had not heard anything since so he assumed the problem was corrected.

Mr. Collier stated that it wouldn't be long before the sidewalk that contractors put in when they repaved the street would cave in.

Mr. Collier stated that when Roy Everitt was on the other town board, the attorney stated that this was not the towns storm sewer and the town did not have the right-of-way.

Mr. Collier stated that he told the other town council, fine he would give them the right-of-way.

Mr. Collier stated that the old council did not want it then and the present council doesn't want it now.

President Tucker stated that at this time the town doesn't know where they want it or not.

President Tucker stated that he was looking to John Toombs and his group to see what the problems are and to advise us as to what needs to be fixed and what belongs to the town and what doesn't.

Mr. Collier stated that either the other attorney or this attorney knows that it is covered by the grandfather clause and technically it is the towns storm sewer, and if the town is not going to claim it and its his that he would protect his property by doing what he thinks is right.

Sellersburg Town Council
Regular Meeting
January 11, 1992
Page Six

Petitions or Comments By Those Citizens Present/Collier (Cont.)

President Tucker stated that if fixing the storm sewer creates a problem for everyone else this would be another problem.

President Tucker stated that the only way he can answer Mr. Colliers question at this time is to let Mr. Toombs, who is in the process of putting together a report to let us know what the problems are and whether it is fixing Mr. Colliers storm sewer, then that will be done as soon as the town obtains grant money.

Mr. Collier addressed the council members stating that one thing that was really on his mind and he asked the clerk treasurer and she had refused saying that it was an invasion of privacy, but what he wanted to know is a matter of public record.

Mr. Collier stated that Mr. Fable, the man across the street from him, not now because some of the places are empty, but at one time Mr. Fable had six different hook-ups on the sewer and he is sure that he didn't pay for six sewer hook-ups.

Mr. Collier stated that Mr. Fable has the apt. up over his store, the counseling service, and his store, baseball cards, the apt upstairs and the office next door and all of them have bathrooms and he was sure that Mr. Fable had not come in and payed for sewer hook-ups.

Clerk Treas. Linda Schafer stated that she felt it was an invasion of privacy.

Mr. Collier stated that it was a public record.

Mrs. Schafer stated that it was a public record to let Mr. Collier know if Mr. Fable was hooked up to the utilities, but the questions Mr. Collier was asking was out of line, and she felt would be an invasion of privacy.

Mr. Collier stated than when he had his roof put on, the contractor was made to get a permit which is fine, but Mr. Fable worked for four days and he don't think Mr. Fable had to have a permit, and the truck even unloaded in the town parking lot. Yet, the second day Mr. Collier's contractor worked he was contacted to obtain a permit.

Mr. Collier asked why the man across the street had six sewer hook-ups and a roof but on his building and they unload the truck in the town parking lot and he doesn't pay. Mr. Collier asked if this was right.

President Tucker stated if that required a permit he should have received a permit.

Sellersburg Town Council
Regular Meeting
January 11, 1993
Page Seven

Petitions of Comments By Those Citizens Present/Collier (Cont.)

Clerk Treasurer stated to Mr. Collier that it was not her responsibility to monitor other residents that we have a building commissioner.

Clerk Treasurer stated to Mr. Collier that she felt he had something personal against the resident and he was trying to involve her.

Clerk Treasurer Schafer also stated that whether anything was being unloaded in the parking lot when she is working she has no idea because she doesn't watch residents.

President Tucker stated that he would ask Attorney McCall to clarify what is or is not a matter of public record or not and if it is he would be given the information and if not he would get back to him.

Mr. Collier stated that there was one other thing. He said he saw the town over cleaning out Mr. Fables sewers and he felt that was not right.

Council Member Addresses Council on Water Dept. Equipment Replacement

Doug Eddings Jr. addressed the council on a digger that is owned by the Water Dept. that the town is spending alot of money on almost monthly to have repaired. Council Member Eddings stated that this equipment needed to be replaced.

Council Member Eddings stated that Water Supt. Clark Henson had obtained estimates and all were about 25,000.00.

Council Member Eddings stated that what they were proposing to do is take 10,000.00 out of the water operating acct. and set up installment payments over 36 months on the balance.

Motion made by Roy Everitt giving premission for the Water Dept. to purchase a digger with 10,000.00 down and payments over 36 months and seconded by Dave Broady.
Vote 4-0

Council Member Addresses Council on Widening 311

Vice President Everitt stated that last Friday at Ivy Tech there was a meeting of Mayor England of New Albany, Clarksvilles Council Pres. Dickman, President Tucker, two county commissioners and a county engineer, Mr. Toombs, Johnathan Thomas and Michael Hoffman .

Vice President Everitt stated that the City of New Albany, and the Towns of Clarksville and Sellersburg agreed that this is what we need to look forward to and Mr. Toombs was preparing a letter for the three to sign to send to Indianapolis to let them know that we request 311 to be widened. Vice President Everitt stated that he felt this is something we need for Sellersburg, Clarksville, and New Albany.

Sellersburg Town Council
Regular Meeting
January 11, 1993
Page Eight

Attorney McCall Addresses Council on PERF/Previous Service

Attorney McCall addressed the council concerning a memo he had prepared stating that he had contacted the Public Employees Retirement Fund in regard to the employees Shelly Sarles and Leetha Campbell.

Attorney McCall stated in the memo that he had been informed that the most important contribution to PERF is that made by the employer. Failure of the employer to make such contribution on behalf of the employee on a timely basis will result in a difference of benefits for the employee and delay the eligibility date of the employee.

Further, the town council's willingness to accept liability for the service will have little ramifications for the town. There may be an increase in the rate that the town would pay in the future, but the amount would mostly likely be undetectable.

The Town's willingness to accept liability will work to the employee's advantage. Failure to accept liability will adversely affect the employee's benefits.

Lastly, a disgruntled employee can sue the town for their failure to make contributions as required. As your attorney, I do not believe it would be prudent to invite a lawsuit over a matter which has little financial ramifications for the town.

Motion made by Doug Eddings Jr. to accept liability for previous service of the two dispatchers and seconded by Karl Truman.
Vote 4-0

Attorney McCall Presents Resolution # 93-1/ Transfer Utility Cash Funds

Attorney McCall presented to the council members a resolution authorizing Town of Sellersburg Clerk Treasurer to Transfer Funds from utility cash reserve fund to general fund for purpose of meeting Town of Sellersburg Expenses.

Motion made by Doug Eddings to approve Resolution # 93-1 and seconded by Roy Everitt.
Vote 4-0

Attorney McCall Presented Resolution 1992-13 For Signatures

Attorney McCall presented to the council members for their signatures Resolution # 92-13 that was passed at a previous meeting on 12-28-92 in reference to the request from the Clerk Treasurer to allow her to transfer funds from the Utility Cash Reserve Fund to pay a claim from the Corradino Group the amount of 3,670.00 for their work on the master plan. See page six minutes 12/28/92.

Sellersburg Town Council
Regular Meeting
January 11, 1993
Page Nine.

Attorney McCall Presents Ordinance # 93-548/ Salary, Holiday & Lvt. Pay

Attorney McCall presented to the council members Ord. # 93-548 amending Ord. # 92-534 concerning salary, holiday and longevity pay.

The reason for this amendment was to correct the salary of a laborer in the sewer dept. (Travis Walters) from 6.34 to the correct amount 7.11.

Motion made by Doug Eddings Jr. to approve Ord. # 93-548 retroactive back to 1-1-93 and seconded by Dave Broady.
Vote 4-0

Attorney McCall Presents Ordinance # 93-549 / Fair Housing Ord.

Attorney McCall presented to the council for approval Ord. # 93-549 in reference to Fair Housing.

Motion made by Doug Eddings Jr. and seconded by Dave Broady to approve this ordinance.
Vote 4-0

Clerk Treasurer Presents Claims

Linda Schafer, clerk treas., presented to the council for approval a claim from C.T Services for water tank inspection services as per contract dated August 12, 1992 and signed Oct. 17, 1992.

Motion made by Doug Eddings Jr. to approve the claim in the amount of 4,500.00 and seconded by Dave.
Vote 4-0

Clerk Treasurer presented her claims for approval for this meeting.

Motion made by Doug Eddings Jr. and seconded by Dave Broady.
Vote 4-0

Karl Truman stated that most of these bills were carried over from 1992. weren't they.

Clerk Treas. Schafer replied that all the bills for the Police Dept. were paid for 1992 except for the ones she had not received until 1993.

Clerk Treas. Schafer stated that the other bills due to computer problems were not presented at the last meeting but were not a month old. That actually the claims presented were four weeks worth and as the claims were received from the supervisors they were placed on the list.

Adjournment

With no further business this meeting was adjourned by President Tucker at 7:15 p.m.

Sellersburg Town Council
Regular Meeting
January 11, 1993
Page Ten

David L. Broady

David Broady

Aulton D. Eddings Jr.

Aulton D. Eddings Jr.

Roy E. Everitt

Roy E. Everitt

Linda G. Schafer

Attest: Linda G. Schafer

Karl Truman

Karl Truman

Stanley E. Tucker

Stanley E. Tucker

SELLERSBURG TOWN COUNCIL,
January 25, 1993

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss pending litigation. Those present were: Stanley E. Tucker, Council President; Dave Broady, Council Vice Pres; Doug Eddings Jr., Council Member; Roy Everitt, Council Member; Perry McCall, Attorney; Linda Schafer, Clerk Treasurer; With Karl Truman, Council Member; absent.

Called to Order

President Tucker called the executive session to order at 5:46 p.m.

Consulting Engineer Addresses Council On Widening Hwy 311

John Toombs, consulting engineer, presented to the council a letter in reference to widening Hwy 311 that he requested Roy Everitt sign on behalf of Sellersburg to be sent to Mr. Ed Cox of the Indiana Dept of Transportation to put Hwy 311 from I65 to 265.

Mr. Toombs stated that he would take the letter and have Mr. Dickman of Clarksville, Ralph Guthrie of the County, Steve Cunningham of Prosser, Doug England of New Albany, Berry Dennison of Floyd County, and Johnathan Thomas of Ivy Tech. sign them and Mr. Toombs will make copies for the council.

Mr. Toombs stated that the town is asking them to put the Hwy 311 on their list of projects that need to be looked into.

Mr. Toombs stated that maybe there could be meetings for input to get the ball rolling and get it on what is called the TIP (Transportation Improvement Program).

Consulting Engineer Presents Letter to Covered Bridge Golf Course

John Toombs, consulting engineer, presented to the council members a letter prepared for the owners of the Covered Bridge Golf Course stated that when the Town of Sellersburg granted permission to connect to the sewers, they agreed to have the actual owners of the development give the town a written statement that they would never oppose annexation by the town of Sellersburg in the future and that this would be put on the subdivision plats, as well, to bind any further owners of lots or the Golf Course. The letter also stated that the documents needed to be prepared and presented to the Sellersburg Town Council before any house can be connected to the sewers and their engineer needs to complete details of the Lift Stations and submit them to Mr. Toombs for approval.

President Tucker asked Attorney McCall his Advice.

Attorney McCall stated that back about three or four weeks ago Dave

Sellersburg Town Council
January 25, 1993
Page Two

Covered Bridge Golf Course (Cont.)

asked him to send a letter to the Covered Bridge people to find out what was going on. Attorney McCall stated that he had not received any feed back from them.

Attorney McCall stated that he had sent out a letter to the Covered Bridge Attorney, Greg Neely, and received a reply not from Attorney Neely, but did receive a call from someone working on the project and they stated that they were having trouble getting permits and things were at a stand still.

President Tucker asked if he needed to sign the letter prepared by John Toombs for Covered Bridge or does it need to be rewritten to include a few more specifics such as the number of houses and certain amount of usage.

President Tucker requested Attorney McCall to rewrite the letter presented by John Toombs to include specific details such as the number of houses and etc.

Consulting Engineer Presents Letter In Reference To Sewer Tap-Ins

John Toombs, consulting engineer, presented a letter in reference to people not connected yet onto the sewer lines and a form letter to be sent out by the clerk treasurer.

There was discussion on the number of addresses on the list .

President Tucker requested that Dave Broady discuss this with Rick Wheeler and notify the clerk treasurer as to the residents that need to be sent a letter

Attorney McCall Addresses Council On Litigation

The following topics were discussed by Attorney McCall:

Bean Road Remonstrance
Pixley VS Town of Sellersburg

There was discussion from John Toombs in reference to Lee and Jo Ellen Whitpan concerning request for compensation regarding their sewer line.

Attorney McCall will respond in the form of a letter to the Whitpans.

Adjournment

With no further business President Tucker adjourned this meeting at 6:17 p.m.

Sellersburg Town Council
Regular Meeting
January 25, 1993
Page Three

REGULAR MEETING

A regular meeting of the Town Council following the executive session was held at the Sellersburg Library at 6:30 p.m. All council members were present, Attorney McCall and Linda Schafer, Clerk Treasurer, were also present.

Called To Order

President Tucker called the regular meeting to order at 6:30 p.m.

Prayer

The opening prayer was offered up by Rev. Gerald Boyer

Pledge

The Pledge of Allegiance to the flag was recited.

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them. Motion made by Roy Everitt and seconded by Dave Broady.
Vote 4-0

Manley/Town of Sellersburg Exchange of Property

Attorney McCall stated that back in December the town advertised and accepted bids on property and the town received only one bid and it was from Mr. Manley who proposed to exchange property for an easement.

Attorney McCall stated that appraisals were done and the value of the easement was the same as the property owned by the town.

Attorney McCall presented a Warranty Deed for the exchange of these properties located off Utica Pike.

Motion made to give approval to exchange property by Doug Eddings Jr. and seconded by Roy Everitt.
Vote 4-0

Petitions Or Comments By Those Citizens Present

Pamela Prince addressed the council on the widening of Hwy 311 and presented to the council members a letter of her views on the negative aspects, alternatives, and stated that she did not like the idea of widening the road and will be taking up a petition against this.

Sellersburg Town Council
Regular Meeting
January 25, 1993
Page Four

Petitions Or Comments By Those Citizens Present (Cont.)

Ms. Prince asked if the plans were one lane on one side or two lanes on one side or if the town was in the talking stage now.

President Tucker stated that it was in the talking stage.

President Tucker stated that because alot of growth, not only in the Sellersburg area, but probably in New Albany. A group of individuals such as Rick Dickman of Clarksville, Doug England of New Albany, Paul Garrett of the County Commissioners, President Tucker and Roy Everitt of Sellersburg a person from the state and John Toombs had a meeting that was a talking exchange saying that we feel there is going to be some additional growth and it appears we should widen Hwy 311 and everyone agreed. Also John Toombs was asked to draft a letter to KIPDA stating that there was probably a need for this and we would like this placed on an agenda.

President Tucker stated that this would cause them to have some public meeting to see what the feeling is and need.

Ms. Prince asked how she would get the information on any meetings on this.

President Tucker stated there were no meetings scheduled at this time.

Pat Holland from Corradino Group stated that the announcements would be in the paper, but he could comfortably say it would be summer or fall.

Mr. Holland stated that it would have to go through the KIPDA first and get on a list that is already crowded, for things to be done.

Bobby Adkins addressed the council members concerning the burning of hazardous waste.

Mr. Adkins stated that he had been involved in the subject of hazardous waste for several months back even before the election he had talked to Karl Truman about it before he was elected to the town council.

Mr. Adkins stated that the Sellersburg Town Council has chosen to ignore something that is very vital to the community and this is concerning ESSROC wanting to burn hazardous waste, not only in the edge of the community that covers Speed and Sellersburg but across from the schools.

Mr. Adkins stated that as a matter of fact if you take the Sellersburg Elementary, St. Pauls, Ivy Tech there are about 4500 students within a mile and one half of ESSROC'S plant.

Mr. Adkins stated that a little history of this was when ESSROC first came out that they wanted to burn hazardous waste they established a committee

Sellersburg Town Council
Regular Meeting
January 25, 1993
Page Five

Petitions Or Comments By Those Citizens Present(Cont.)

of select people and in talking to these people Mr. Adkins felt they were not told by ESSROC what they were going to do and there has never been a public meeting with the people involved as to what they were going to do.

Mr. Adkins stated that one thing that was told by ESSROC was they did not plan to burn anything except paint thinners and contaminated clothes and so forth, but when Mr. Adkins reviewed the application to burn there was fourteen pages of about thirty-five chemicals per page, and Mr. Adkins was told that this was one of the largest applications ever seen in a cement Kiln, somewhere between 400 and 500 chemicals that ESSROC is wanting to burn in this community.

Mr. Adkins stated that at one point he felt the lone voice in the wilderness, that no one was listening, but fortunatly people did start to listen and started to take notice.

Mr. Adkins stated that one thing his group did was go to the county commissioners and ask them to get involved, because they were not getting any involvment from local leaders, which the Sellersburg Town Council is the main body of this.

Mr. Adkins stated that the council members are the town executives, elected by the town, and were not appointed, and ran for the job and there is a responsibility that goes with this job and destroying our community by burning hazardous waste certainly needs to be looked into.

Mr. Adkins stated that he respected the fact that the council wanted to remain neutral in it but requested the council to look at the fact that this has grave consequences to the community if the things he is reading are true.

Mr. Adkins stated that if the council gets involved and finds that it agrees with hazardous burning and they can come out and lead the community and tell us why burning hazardous waste is safe he would be very interested in getting involved, but to remain neutral at this point in time is a luxury the council can no longer afford and certainly not the community.

Mr. Adkins stated that the county commissioners have gone on record as saying that they don't believe that burning hazardous waste in Sellersburg can do anything for the community nor can it do anything for the county in general and they will do anything they can to stop hazardous waste whether an ordinance or what ever and in addition to that the commissioners appointed a group of people, (a sub-committee) to look into the burning of hazardous waste and two weeks ago the committee stated that they felt the commissioners should pass a moritorium on any burning until they could aquire more information because of how bad it appeared to them that burning hazardous waste will be across from schools

Sellersburg Town Council
Regular Meeting
January 25, 1993
Page Six

Petitions Or Comments By Those Citizens Present (Cont.)

and in the community.

Mr. Adkins stated that the council members have waited to hear from the community and presented the council with a petition containing 1,951 signatures from a community that is pretty well set against burning hazardous waste and the number of people refusing to sign fell in the category of conflict of interest in that they did business with they or they had family that worked for ESSROC.

Mr. Adkins stated to President Tucker, that in Forrest Estates out of thirty homes five refused to sign the petition and President Tucker was one of the five.

Mr. Adkins requested that the council get involved, find out what is going on and requested that the council pass a resolution to lead our town saying they are against hazardous waste burning.

Mr. Adkins stated that the council needs to take an active roll based on the level or consequences to the community.

Mr. Adkins stated that the health factor was the most important thing but the 1980 census stated that when ever hazardous waste is burnt in a community that property values decrease 35% to 40%. This will cover a radius of at least two miles and two miles will cover most of Sellersburg and Hamburg and Speed.

Mr. Adkins stated that it was time that the council look at two things, one is that Louisville Cement no longer exist, they went out of business when they were bought out by this company in 1984 or 1985 and if Louisville Cement was still running the cement plant they would not put on this community the burning of hazardous waste, therefore this community should not be giving to ESSROC some of the good will that came from the Louisville Cement Plant that goes back to 1870. The second thing is that its time that it becomes part of this community and becomes a good citizen in the community and stop the fugitive dust that's blanket- ing the area. Its also time since most of the services are being fur- nished to Speed now with the exception of police is that Speed and the mill be ANNEXED and the public needs to be informed where the town is on the ANNEXATION of this area.

President Tucker stated that Leo Gettlefinger from ESSROC had dropped a press release off at his work stating that they have discontinued any desire to burn hazardous waste.

Mr. Adkins stated that until ESSROC informs IDEM in writing this press release meant nothing, and there are better places to burn hazardous

Sellersburg Town Council
Regular Meeting
January 25, 1993
Page Seven

Petitions Or Comments By Those Citizens Present (Cont.)

waste in Indiana than in a community and better ways than a cement kiln such as a hazardous waste incinerator that is designed to burn hazardous waste and is controled and monitored minute by minute and whenever it doesn't comply with air standards its shut down until the modifications are made.

Mr. Adkins stated that he was told that ESSROC had until August 1994 to complete test burning and he wanted it in writing that ESSROC has withdrawn their application and it will give the Sellersburg Town Council, the County Commissioners, and the rest of the people time to put together ordinances so that it doesn't occur in our community.

President Tucker stated that in his conversation with Leo Gettlefinger he stated that they were going to withdraw their application and to work on the dust problem before they do anything else.

President Tucker stated that he had also told Mr. Adkins that the council was remaining neutral to gather information, not because they are not passionate, don't understand, or they don't have feelings, but the council is trying to gather information and Mr. Adkins had presented the council with 1900 signatures of how people feel but there are 4000 other people that the council wanted to hear from.

President Tucker stated that it was not in the Town of Sellersburg at this time its in the county and the commissioners have made their feelings known.

President Tucker stated that he will ask the other council members to take under advisement what the town should do next, whether it be an ordinance or resolution and ask the advise of the council attorney as well.

President Tucker stated that all he was trying to do is gather information.

Mr. Adkins asked President Tucker if he would like to state how he felt now or at the next council meeting because if President Tucker has been gathering information he must have an opinion.

President Tucker stated that he had no positive information at this time.

President Tucker stated that people have written him letters, talked to him and none have been in favor of this, buttas far as sitting and telling Mr. Adkins that the council has made a decision its not fair to the other council members and stated as a suggestion it would be taken under advisement and he would get back with a decision whether it be Feb. 8th or Feb. 25th.

Mr. Adkins asked if it would be in that time frame.

Sellersburg Town Council
Regular Meeting
January 25, 1993
Page Eight

Petitions or Comments By Those Citizens Present(Cont.)

President Tucker Stated he hoped it would be in the next 45 days.

Council Member Everitt stated that the last meeting in December the council did ask residents to call and give their opinion on hazardous burning and he never received one call.

Council Member Everitt stated that he had made 100 calls since Christmas and 73 said no, 30 said they would go to the meetings and maybe change their minds, 23 said yes, 3 said they didn't care, 1 said they could move out of town.

Council Member Everitt stated that he had talked to farmers and one dairy farmer asked if he'd be able to sell his milk and some were concerned about their corn and soybean.

Council Member Everitt stated that he hasn't made his mind up yet because he has heard both sides.

Mr. Adkins stated that he had visited the schools and they are against this hazardous burning.

President Tucker stated he would have an answer by Feb. 22nd.

Council Member Truman stated he would like to see the moritorium from the county because the county has alot of the expertise on their committee and he has been pleased with the way the commissioners committee has handled it.

Resident Mary Ann Dellarosa stated to put a rumor to rest and also have an answer in the minutes she asked if any council member either individually or as a group been approached by ESSROC and told, you people don't give them any static on hazardous burning and ESSROC won't give any static as to be brought into the town.

All council members including the Council President stated "No".

Document Presented For Purchase of Water Dept. Digger

At meeting on January 11th, the council approved the purchase of a digger for the Water Dept. in compliance with IC.36-1-9 there were several quotes obtained. That amount is below the statutory amount requiring bids. The best quote obtained was from Hunt Tractor, Inc. in the amount of 25,000.

The agreement from Hunt Tractor, Inc. was presented and President Tucker requested a motion to allow him to sign this document.

Motion made by Doug Eddings Jr. and seconded by Dave Broady to allow President Tucker to sign the agreement.

Vote 4-0

Sellersburg Town Council
Regular Meeting
January 25, 1993
Page Nine

Building Commissioner Presents Year End Report and Presents Claim

Steve Prather presented to the council members the year end report for 1992 and presented to the council the claim for the month of January in the amount of 315.00.

Motion made to approve claim made by Karl Truman and seconded by Dave Broady.
Vote 4-0

Corradino Group Gives Meeting Notices

Pat Holland of the Corradino Group stated that the meeting of the Planning Commission would be tomorrow night to discuss developers needs at the Sellersburg Library.

Pat Holland also stated that the Town of Clarksville would like to have a meeting with the Town of Sellersburg to discuss development issues as they relate to each other, zoning ordinances and subdivision regulations.

Mr. Holland suggested the dates of Feb. 4th or Feb. 11th. The council agreed to have a meeting with the Town of Clarksville on Feb. 11th at 6 o'clock at Neil's Restaurant in Sellersburg.

Police Commissioners Re-appointments

Council Member Truman stated that we had two police commissioner appointments that have just expired and the council members needed to re-appoint them they are Bill Paschal and Ed Denton.

Council Member Truman made a motion that Bill Paschal and Ed Denton be re-appointed for a four year term and seconded by Doug Eddings Jr.
Vote 4-0

Clerk Treas. Addresses Council on Date To Register Dogs/Cats

Linda Schafer, Clerk Treas. requested that the council members set a date for the registration of dogs/cats.

President Tucker suggested the date to be March 1, 1993 and requested that the news papers publish the notification to the residents. The fees for registration will be 3.00 for spayed or neutered animals and 5.00 for non spayed or non neutered animals, with fines for non registration from 25.00 to 1000.00.

Clerk Treas. Request Council Approve Not to Encumber Police Dept. Bills

Clerk Treas., Linda Schafer, stated that going into 1993 we were 98,000 short of funding the 1993 budget, with the bills presented to her from

Sellersburg Town Council
Regular Meeting
January 25, 1993
Page Ten

Encumbered Bills (Cont.)

Mr. Kinder in the excess of 6,000 would make it worse, therefore motion be made that they not be encumbered.

President Tucker explained when a budget is created 600,000.00 in each Dept. within the general fund has a line item of what expenses they think they are going to incur through 1992 as the year goes on the money is paid out in essence you have a certain amount of money to pay out because of some funds being in the general fund its possible to run short in some accounts. Basically we had a lot of bills we had to pay in 1992 that were left over from 1991 and in essence we were in the hole at the beginning of the year and that will continue until we can reduce spending to pick up the 98,000.00. Some of the things that happened in the past was that certain amounts of money that were in the budget even though there was no cash for it were encumbered, meaning I still want the money so leave back in the previous year but we still have to pay it out of current years money. In our case if we encumber the police bills we will have to pay it out of 1993 money and by encumbering the bills it basically perpetuates the problem. By being 98,000.00 in the hole we would be 104,000.00 in the hole. But if you pay the bills from 1993 dollars this would cut into the money you would have to spend for 1993. President Tucker stated that the clerk treas. was asking that the bills incurred in 1992 be paid in 1993 which would reduce the amount to be spent in that category for 1993 in the amount of 6000.00

Council Member Truman stated that he didn't understand at all. He stated that he kept hearing 90,000.00 70,000.00, 100,000.00 and he stated that he doesn't know what we are in the hole. We were suppose to start the year 1992 with 70,000.00 out of the sewer cash reserve fund an amount of 140,000.00 was transfered into the general fund and how are we suppose to be 98,000.00 in the hole, something is not adding up. Where is this money going. If it was 1993 money that came in December there were other bills paid out of that money so if you are going to say 1993 money your going to say that all the bills paid back then was 1993 money. Council Member Truman asked what do you think is going to happen to the police dept. budget which was already cut to be less for 1993 than for 1992. Now your taking several thousand dollars more out of the budget. Council Member Truman stated that the police dept. was being crippled.

Council member Truman made motion they be paid out of 1992 as they should have been.

When clerk treas. Linda Schafer tried to respond Council Member Truman called point of order. Doug Eddings Jr. seconded to open it up for discussion.

Mr. Kinder, chief of police, stated that these bills were bills that came in on December and there is no way to stop them, that December is 1992, another point being when we had the allocation and took money out of funds to extend Mr. Kinder stated he went over and reviewed all the accounts and said this is what is needed to run through 1992, and at the end of December went back and gave up gas appropriation because he didn't need

Sellersburg Town Council
Regular Meeting
January 25, 1993
Page Eleven

Encumbered Bills (Cont.)

it. Mr Kinder stated that he gave back in every category he could give back in.

Clerk Treas stated that dispatcher uniforms were purchased when there were no appropriations and she felt that excess uniform allowance should not be given as a bonus.

Council member Truman stated that there was a former town board member in the audience, Ms, Dellarosa. She was asked about dispatchers uniforms she said yes they were in the budget.

President Tucker stated that we don't have any more 1992 money and we are using 1993 money and these bills have already been incurred so we have to pay them, do we appropriate that money out of 1992 or do we pay it out of 1993 and not let it appropriate out of 1992.

Doug Eddings Jr. suggested advice from the state board of accounts.

Council Member Truman stated it sounded like the clerk treas. was mad on how the money was spent.

Council Member Truman stated that before Mr. Kinder took over as chief of police the money for uniforms was given to the officer and now the taxpayers money is being used more effectively.

President Tucker stated that everyone in favor of encumbering the Police bills for 1992 say I and all not in favor reply May.
Vote 1 for 3 against encumbering.

Doug Eddings made a motion that the attorney act as a 3rd party rep. and contact the state board of accounts, and get the opinion as where to go with this, seconded by Dave Broady.
Vote 3-1 with Truman voting against.

Request For Financial Statements From Council

President Tucker requested from the Clerk Treasurer financial statements.

Clerk Treasurer asked what kind of financial statements was the council requesting.

President Tucker stated that expense incurred what incomes were received so there is a history of where the money went.

Council Member Truman stated that he had not received a financial statement since he had been on the council which has been over a year.

Clerk Treasurer stated that as soon as the new computer system is program-

Request For Financial Statements From Council (Cont.)

ed . President Tucker asked if there was any way we could have the statements before the computer is programed.

Clerk Treasurer stated if the council could come in and help you can have them before that.

President Tucker asked if there would be any way the council could obtain this information any sooner.

Clerk Treasurer stated yes at a cost to the tax payer.

Mr. Truman stated that if you can't do it I guess we will have to pay someone to do it.

President Tucker asked if there was any idea of when the computer will be programed.

The Clerk Treasurer stated that Mr. Tucker will need to call computer resources and ask Ms. Grabe.

Approval of Claims for This Meeting

Roy Everitt, council member, stated that he would like to make a motion to approve the bills for this meeting and seconded by Doug Eddings.
Vote 4-0

Attorney McCall Gives Information On HardShip Cases

Attorney McCall addressed the council on information he had obtained on hardship cases.

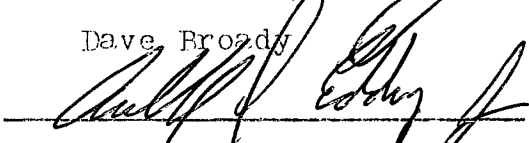
Attorney McCall stated that he had checked with the state board of accounts and if the towns actions does not effect the rates or charges then the town doesn't have to file the utility 30 day filing process. President Tucker requested an ord. from Attorney McCall for next meeting.

Adjournment

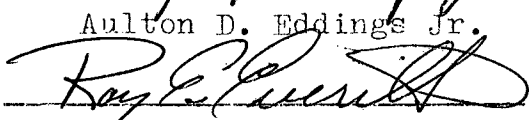
With no further business this meeting was adjourned at 8:04 p.m.



Dave Broady



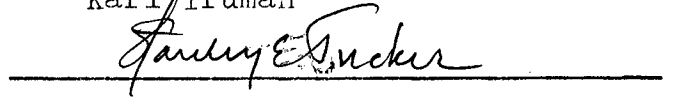
Aulton D. Eddings Jr.



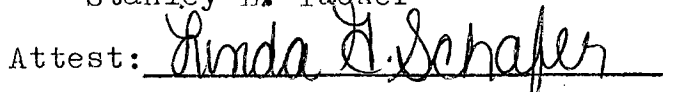
Roy E. Everitt



Karl Truman



Stanley E. Tucker

Attest: 

Linda G. Schafer

SELLERSBURG TOWN COUNCIL
February 8, 1993

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss pending litigation and personnel matters. Those present were: Stanley Tucker, Council President; Dave Broady, Council Vice-President; Doug Eddings Jr, Council Member; Roy Everitt, Council Member; Perry McCall, Attorney; and Linda Schafer, Clerk Treasurer; with Karl Truman, Council Member, being absent.

Called To Order

President Tucker called the executive session to order at 5:30 p.m.

Consulting Engineer Presents Three Types of Letters on Sewer Tap-Ins.

John Toombs, consulting engineer presented to the council members three letters he had prepared in reference to sewer tap-ins. The three types of letters were for:

1. People who have paid but are not connected on the sewers.
2. People who have connected but have not paid.
3. People who have not paid or connected on.

John Toombs requested the signature of the council president on all three letters.

Consulting Engineer Discusses Pending Litigation/ Sewer Line

John Toombs, consulting engineer discussed with the council members Lee & Jo Ellen Whitpan's problems with their sewer line hook-up.

Special Problems With Sewer Hook-Ups Discussed

John Toombs stated that everyone at this point should be paying the sewer fees with the exception of Betty Conlen and Lisa Burgess.

President Tucker Asked Question on Sewer Letter

President Tucker asked what was meant by the term appropriate action in the letter prepared by John Toombs.

John Toombs stated that this term meant that the town would take any necessary action to see that the customer gets on the sewer line. Mr. Toombs stated that he hoped the letters worked but if not maybe the sewer superintendent could call the residents and final action would be from the town attorney.

Consulting Engineer Presented Letter To KIPTA

John Toombs presented a letter his company had prepared to KIPTA requesting on behalf of Sellersburg, New Albany, Clarksville, Ivy Tech,

Executive-Session Cont.

and Prosser that something be done about Hwy 311.

Holmans Lane Water Tank and Water Line Discussed

There was discussion of removing the water tank at Holmans Lane and replacing the water line.

John Toombs stated that 20,000 to completely remove the tank as compared to the 113,000.00 to repair it seemed more reasonable to remove the tank.

Clerk Treasurer Addresses Council On Dental Coverage

Linda Schafer, Clerk Treasurer, addressed the council concerning dental coverage for Rick Emerick's family.

Ms. Schafer stated that last year Mr. Emerick enrolled in the dental coverage in what he thought was family coverage and several of his claims on his children have been denied.

Ms. Schafer stated that she had talked to the agent and the insurance company will retroactively pick up the dental bills for the amount of the insurance of 177.00.

Ms. Schafer stated that Mr. Emerick's claims only totaled 106.00 and it was up to the council but it would be more reasonable to pay Mr. Emerick the amount he lost in insurance claims rather than to retroactively the payment to the insurance company.

The council agreed to pay Mr. Emerick for his loss and enroll him in the insurance.

Attorney McCall Addresses Council on Pending Litigation

Perry McCall, attorney, discussed with the council the following topics:

Bean Road Remonstrance
Dixon VS Town Of Sellersburg
Whitpan's Sewer Problems

President Tucker asked Attorney McCall to check into the rules of the county as to the sewer hook-ups and make a recommendation to the council.

Adjournment

With no further business President Tucker adjourned this meeting at 6:14 p.m.

Regular Meeting

A regular meeting of the Town Council following the executive session was called to order by President Tucker at 6:31 p.m. All Council

Sellersburg Town Council
February 8, 1993
Page Three

Regular Meeting Contd

Members were present. Attorney Perry McCall and Linda Schafer, Clerk Treasurer were also present.

Prayer

The prayer for this meeting was offered up by Rev. Gary Fenner.

Pledge

The Pledge of Allegiance to the Flag was recited.

Minutes of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them. Motion made by Roy Emerick and seconded by Doug Eddings Jr.
Vote 4-0

New Business

President Tucker stated that there was a dispatcher by the name of Susan Ehringer who, two meetings ago the town retroactively made her full time but her salary was not increased to the appropriate level at that time.

President Tucker requested a motion to approve Susan Ehringer's salary being increased as of 1-1-93.

Motion made by Karl Truman to amend the salary ordinance to reflect the increase in pay, retroactive back from 1-1-93 and seconded by Doug Eddings Jr.
Vote 4-0

President Tucker stated that we had a situation in which patrolman Emerick was under the impression that he had dental insurance this year and he had went to the dentist and had a bill of 106.00. We talked to the insurance agent and its going to cost the town over 170.00 to retroactive coverage.

President Tucker requested a motion that the town pay Mr. Emerick the 106.00 and not retroactively pay the dental insurance.

Motion made by Karl Truman that the 106.00 be paid to Mr. Emerick and seconded by Doug Eddings Jr.
Vote 4-0

Public Hearing/Ordinance # 93-550- Additional Appropriation Bldg Com. Salary

President Tucker asked if there was anyone at this meeting that wished to speak on the issue of the additional appropriation for the building commissioners salary. There was no questions or comments from the residents or anyone present.

Sellersburg Town Council
February 8, 1993
Page Four

Public Hearing/Ord.# 93-550- Building Commissioners Salary Cont.

President Tucker requested a motion from the council that Ordinance # 93-55 be passed in reference to additional appropriation for building commissioners' salary.

Motion made by Roy Everitt and seconded by Karl Truman.
Vote 4-0

125 Cafeteria Plan Offered

Charles Lacey with American Family Life Insurance Co. (AFLIC) stated that AFLIC currently has a supplemental cancer program and supplemental intensive care as well and in understanding there is a cafeteria 125 plan currently that the town has that a fee is paid.

Mr. Lacey stated that AFLIC would provide that service for nothing.

President Tucker requested that Mr. Lacey leave the information for review and he would get back with him within a week to ten (10) days.

Petitions Or Comments From Those Citizens Present

Robert Evans addressed the council concerning the fee to register dog/cats in the Town of Sellersburg.

Mr. Evans asked why he was doubled taxed.

President Tucker asked why he considered this doubled tax.

President Tucker stated that we were having animal problems in areas in Sellersburg and in order to control this problem we entered into an agreement with Clarksville to provide an animal control service who would come out into the area to control the problems.

Mr. Evans stated that he has never seen the animal control person.

President Tucker stated that it is his understanding that he is on call and also comes up to Sellersburg twice weekly.

Clerk Treasurer Schafer stated that the county tax that Mr. Evans was paying was for stray and dead animals on the road, and did not go to Sellersburg.

Clerk Treasurer Schafer stated that in addition to the animal control officer the Town of Sellersburg pays the county animal shelter almost 9,000.00 for the incinerator each year.

The Corradino Group Make Announcements

Ms. Meridith Hildreth stated that the dinner meeting with Clarksville has been changed to February 18th, at 6:00 p.m.

Ms. Meridith Hildreth stated that the Corradino Group is requesting a

Sellersburg Town Council
Regular Meeting
February 8, 1993
Page Five

The Corradino Group Make Announcements Cont.

meeting of the planning commission and builders and anyone else interested for February 23, at 6:00 p.m. at the Sellersburg Library.

1986 Police Car For Sale

Chief Kinder stated that he had a 1986 police car for sale and bids would be accepted between Feb. 8th, and Feb. 12th, at the Sellersburg Police Station.

Notary Fees Increased

Chief Kinder stated that he had discussed with Attorney McCall to increase the notary fee on hand gun permits from 1.00 to 2.00.

Armored Vest

Chief Kinder stated that Sellersburg was the only town in the area that doesn't have armored vest for their officers.

Mr. Kinder stated that prices over one year ago were 400.00 to 600.00 per vest.

Mr. Kinder stated he would like for the Town of Sellersburg to come up with the money some how.

Building Commissioner Presents Claim for February

Steve Prather, building commissioner, presented to the council members his claim for the month of February and copies of the building permits.

Motion was made by Karl Truman to approve the claim from Steve Prather in the amount of 247.50 and seconded by Doug Eddings Jr.
Vote 4-0

Attorney McCall Presents Resolution # 93-3

Attorney McCall presents resolution # 93-3 a resolution designating various financial institutions as depositories for the Town of Sellersburg public funds.

Motion made by Doug Eddings Jr. and seconded by Dave Broady.
Vote 4-0

Attorney McCall Presents Ordinance # 93-551/Flood Hazard Areas

Attorney McCall presented to the council members Ord. # 93-551 an ordinance amending Ord# 92-541 regarding the Indiana model ordinance for Flood Hazard Areas.

Sellersburg Town Council
Regular Meeting
February 8, 1993
Page Six

Attorney McCall Presents Ordinance# 93-551 Cont

Motion was made by Doug Eddings Jr. and seconded by Roy Everitt.
Vote 4-0

Clerk Treasurer Presents Claims For This Meeting

Clerk Treasurer, Linda Schafer presented to the council members her claim for this meeting.

Motion made by Doug Eddings Jr. to approve claims for this meeting and seconded by Roy Everitt.
Vote 4-0

Adjournment

With no further business this meeting was adjourned by President Tucker at 7:32

Karl Truman council member brought up the issue of 1992 encumbered bills and President Tucker stated that he had made a mistake adjourning the meeting.

After discussion from the town attorney of information he obtained from the state board of accounts motion was made by Karl Truman to approve the 1992 encumbered bills and seconded by Dave Broady.

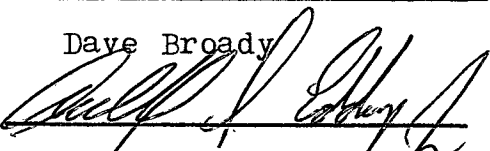
The Clerk Treasurer stated that it would perpetuate an existing problem and the bills should not be encumbered.

Vote 3-1 with Roy Everitt voting not to encumber the bills.

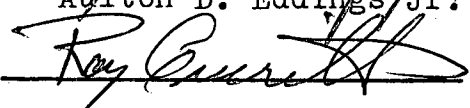
Adjournment

Final adjournment was made by President Tucker at 7:46 p.m.


Dave Broady



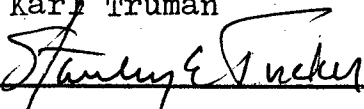
Aulton D. Eddings Jr.



Roy Everitt



Karl Truman



Stanley E. Tucker



Attest: Linda G. Schafer

SELLERSBURG TOWN COUNCIL

February 22, 1993

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss pending litigation and personnel matters. Those present were; Stanley Tucker, Council President; Roy Everitt, Council Member; Doug Eddings Jr., Council Member; Karl Truman, Council Member; Perry McCall, Attorney; Linda Schafer, Clerk Treasurer; with Dave Broady being absent.

Called to Order

President Tucker called the executive session to order at 5:37 p.m.

Attorney McCall Discusses Legal Information and Pending Litigation

The following topics were discussed by Attorney Perry McCall:

Bean Road Remonstrance
Margaret Dreyer/Old Sewer Plant
Pixley VS Town of Sellersburg
Dixon VS Town of Sellersburg
Annexation
Parks District
Christopher Sweat VS Town of Sellersburg
Collier/Easement

Adjournment

With no further business this executive session was adjourned by President Tucker at 6:14 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the executive session was called to order by President Tucker at 6:30 p.m. All council members were present except Dave Broady. Attorney Perry McCall and Linda Schafer, Clerk Treasurer, were present.

Called To Order

President Tucker called the meeting to order at 6:30 p.m.

Prayer

The prayer was offered up by Rev. Bob Hauselman.

Pledge

The Pledge of Allegiance to the Flag was recited.

Minutes Of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them.

Motion made to approve minutes made by Roy Everitt and seconded by Doug Eddings Jr.
Vote 3-0

President Tucker Presented To The Council Claim From IDOT

President Tucker presented to the council for approval a claim from Indiana Dept. of Transportation for overpayment on the I-265 extension.

President Tucker stated that he had discussed this with John Toombs, consulting engineer, and it was agreed that the town did owe the refund payable from the Water Dept.

Clark Henson, Water Supt., also varified that the refund of overpayment was due.

Motion made by Karl Truman to approve the claim for payment in the amount of 1718.47 from the Water Dept. and seconded by Roy Everitt.
Vote 3-0

President Tucker Request Attorney McCall To Prepare Resolution

President Tucker requested that Attorney McCall prepare a resolution to transfer monies from the utility cash reserve fund into the civil fund for the purpose of paying several bills that have been generated for annexations.

President Tucker requested that it be written so if any additional charges are made that the board would have approval without passing an additional resolution.

President Tucker Addresses Hazardous Waste Burning

President Tucker stated that he had polled the council members and stated that the Sellersburg Town Council is opposed to Hazardous Waste Burning.

President Tucker stated that the council would like the town attorney prepare a resolution to correspond to the verbage that the study committee is recommending to the Clark County Commissioners.

Council Member Truman asked if the town was comming out with a resolution after the county passes theirs, or a resolution now based on the information from the hazardous study committee.

Council Member Truman stated that his recommendation would be to go on and adopt a resolution based on the recommendation, basically repeating and re-iterating the hazardous material study committee and then when the

Hazardous Material (Cont.)

county adopts their ordinances for the Town of Sellersburg to adopt an ordinance modeled off under theirs.

Council Member Eddings stated that he felt that the town should wait for the county to do the ordinances and to adopt a resolution or ordinance almost word for word what the county is.

Council Member Truman stated that this is what he is suggesting, basically adopt the recommendations of the hazardous material study committee as a policy statement and when the county adopts ordinances connect in and adopt ordinances.

President Tucker stated that if the council waits until the county ordinances are written it will be easier on the town's attorney.

Computer Resources Address Council Members

Diane Grabe addressed the council members on the progress of the computer system.

Ms. Grabe stated that the general ledger is ready to install as soon as the figures are ready.

Clerk Treasurer, Linda Schafer, stated that she was working on them now.

Ms. Grabe stated that we have decided to go with three general ledgers, water, sewer, and general and she will help to set up balance sheet income statements, and help the clerk treasurer and staff to get the supporting schedules they need. This will be anytime within the next few weeks as soon as the figures are ready.

President Tucker asked Ms. Grabe what was currently in the system now.

Ms. Grabe stated at this point we are using the utility billing and payroll. Once we are up and running the payroll can interface with the general ledger if we wish it to interface with one of the general ledgers.

Ms. Grabe stated that accounts payable will come after the general ledger.

President Tucker stated so probably by April Fools we can probably see this infarction at that point in time.

Ms. Grabe stated yes, the general ledger.

Council Member Eddings asked when the accounts payable would be ready.

Ms. Grabe stated it would be some time after that. She felt we needed to get everything running smoothly on the general ledger. Probably a couple months before we get into accounts payable, maybe July 1st. assuming everything runs smoothly with the general ledger.

Sellersburg Town Council
February 22, 1993
Regular Meeting
Page 4

Petitions Or Comments By Those Citizens Present

Donnal Long addressed the council on the 1.00 he had deducted from his bill when the garbage was not picked up over the Thanksgiving Holiday due to the packer being broke down.

Mr. Long stated that he has lived in this town 17 Or 18 years and it seems like every time he deals with the town he thinks it might be Russia or Cuba. It seems like more the town and less him as a citizen.

Mr. Long stated that back seven or eight years ago he had a parking area at an apartment house he had built and the town requested that it had to be paved within a certain period of time. Mr. Long stated he requested an additional year due to a basement he had filled in to give it time to settle. The past council determined that he should go on and have it paved. Since that time he has paid out 250.00 to keep filling in the hole to keep water from standing in his parking lot as a result of council decision.

Mr. Long stated that shortly after he had the parking lot paved the town had a sewage break in front of his apartments and came down with a backhoe and put pods over on his fresh asphalt which left five different pock-ets and Mr. Long felt he had no recourse as far as a citizen.

Mr. Long stated that the most recent problem with the town is with garbage pick-up.

Mr. Long stated that when the town had dumpsters he was up two or three times a week due to hisdumpsters not being emptied.

Mr. Long stated than when ever there is a holiday or Thursday or Friday u you don't know when your garbage will be picked up.

Mr. Long stated that Thanksgiving weekin there was two straight weeks he did not receive garbage pickup at all. Mr. Long stated that he got tired of complaining all the time so he withheld 1.00 from his sanitation bill and wrote on his bill that the town did not provide the service.

Mr. Long stated that when he received his last bill there was penalties and was informed that when the penalties reached 5.00 his water would be shut off.

President Tucker stated that he lives in the same subdivision and his garbage was picked up Monday.

President Tucker stated that at the town council meetings when we have problems we try to ask the newspapers to notify the residents, so we do try to communicate through the general public.

President Tucker stated that the town charges 3.00 per month for garbage collection and we try to pick up garbage and try to pick it up every week at the same time, but certain circumstances we can't always do that, like the breakdown of a truck, but we ultimately make up for that as quickly as possible.

Petitions Or Comments By Those Citizens Present Cont.

President Tucker stated by not paying his bill, there is a late charge and it gets bigger and bigger.

Mr. Long stated then he has to pay whether he gets the service or not.

President Tucker stated there is a 3.00 monthly charge for garbage pickup.

Mr. Long stated if he came to the council and said, "I'm out of a job and I can't pay my bill," is the council going to say, "thats ok you don't have to pay your bill."

President Tucker stated that the council has procedures in place to deal with those kind of things.

President Tucker stated that there was no other solution.

Chief Kinder Compliments Street Superintendent On Snow Removal.

Chief Kinder complimented Mark Warren, street superintendent, on the excellent job he and his crew did removing snow and clearing the streets for the Town of Sellersburg and its residents.

Council Member Everitt Compliments Street Superintendent

Roy Everitt, council member complimented street superintendent for the excellent job he did on snow removal especially in Gillenwater Estates where he had n't been able in the past to do anything with due to not having black top on the streets.

Council Member Everitt stated that those people were very pleased:

Clerk Treasurer Presented Claims For This Meeting

Clerk Treasurer, Linda Schafer, presented a claim for the Corradino Group in the amount of 5517.00 to be approved by the council.

Motion made by Doug Eddings Jr. and seconded by Karl Truman to approve this claim for payment.
Vote 3-0

Clerk Treasurer presented claims for approval for this meeting.

Motion made by Doug Eddings Jr. and seconded by Roy Everitt.
Vote 3-0

Attorney McCall Presents Ord.# 93-552 Amendment/ Increase Notary Fee

Attorney McCall presented Ordinance 93-552 to amend a previous ordinance to increase a notary fee from 1.00 to 2.00 on duplicate or replacment license tags and hand gun permits at the request of Mr. Kinder.

Sellersburg Town Council
February 22, 1993
Regular Meeting
Page 6

Ord. # 93-552 Cont.

Motion was made by Karl Truman and seconded by Roy Everitt.
Vote 3-0

Attorney McCall Presents Ordinance 93-553/Amendment to Salary Ord.

Attorney McCall presented to the council for approval an amendment to a previous ordinance in reference to a dispatchers pay and a change in her part time status to full time as of 01/01/93.

Motion made by Doug Eddings Jr. and seconded by Karl Truman.
Vote 3-0

Attorney McCall Presents Ordinance 93-554/Hardship Cases

Attorney McCall presented to the council for approval an ordinance establishing procedures for hardship utility cases in the Town of Sellersburg.

Motion made by Roy Everitt and seconded by Doug Eddings Jr.
Vote 3-0

Council Member Eddings Addresses Council

Council Member Eddings addressed the council on the Roselles remaining balance on their water bill of 300.00 + dollars. The bill was well over 1000.00 and a ligimate hardship case.

Council Member Eddings stated that the Roselles presented their case to the town board and concerned citizens collected an excess of 700.00 to get the Roselles water turned back on.

Council Member Eddings stated that with the new ordinance that was passed the council has the right to try to collect the past due amount or credit the account.

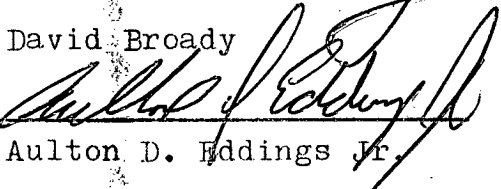
Council Member Eddings made a motion that we credit the account in full and to -o- the balance. This motion was seconded by Karl Truman.
Vote 3-0

Adjournment

With no further business this meeting was adjourned at 7:05 p.m. by President Tucker.



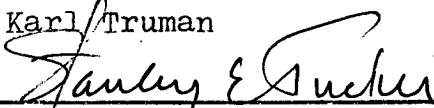
David Broady



Aulton D. Eddings, Jr.

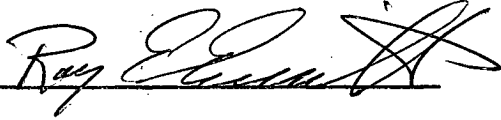


Karl Truman

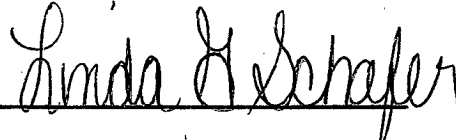


Stanley E. Tucker

Sellersburg Town Council
Regular Meeting
February 22, 1993
Page 7



Roy Everitt



Attest: Linda G. Schafer

SELLERSBURG TOWN COUNCIL
March 8th, 1993

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss pending litigation and personnel matters. Those present were; Stanley Tucker, Council President; Roy Everitt, Council Member; Doug Eddings Jr., Council Member; Dave Broady, Council Vice President; Perry McCall, Town Attorney; Linda Schafer, Clerk Treasurer; with Karl Truman being absent.

Called to Order

President Tucker called the executive session to order at 5:43 p.m.

President Tucker Addresses Vacation Time/Town Hall Personnel

President Tucker addressed the other council members on the town hall personnel and the clerk treasurer selling their vacation days due to time constraints. No council members objected.

Hazardous Material Tape

President Tucker requested that the council member that had Ms. Dellaro Green Peace tape to please return it to her.

Final Sewer List

President Tucker stated that the town hall personnel was working on the final list for the attorney and it was almost completed.

Topics of Discussion Attorney McCall/Council

Difenbach Road Water Line
Annexations
Burger King/Vacate Alley Way
Sewer Tap-Ins
Ordinances
Utility Cash Reserve Fund
Bean Road Remonstrance

Adjournment

With no further business this executive session was adjourned by Pres. Tucker at 6:22 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the executive session was called to order by President Tucker at 6:30 p.m. All council members were present. Attorney McCall and Clerk Treasurer Linda Schafer were also present.

Sellersburg Town Council
March 8th, 1993
Regular Meeting
Page 2

Called to Order

President Tucker called the regular meeting to order at 6:30 p.m.

Prayer

The prayer was offered up by Rev. Fred Reed.

Pledge of Allegiance

The Pledge of Allegiance to the flag was recited.

President Tucker Gives Information on Tree Trimming

President Tucker stated that Mr. Brian Vance of PSI Energy came to visit him the other day.

President Tucker stated that PSI was going through Sellersburg and trimming trees around power lines.

President Tucker stated that if there are any questions he has Mr. Vance telephone number.

President Tucker stated that trees were being trimmed differently and some people may not be happy with the method of "V" shaping them.

Johnathan & Sheila Raines/Pro Laminators Request to Be Residents of AVCO

Johnathan & Sheila Raines owners of Pro Laminators requested from the council members their approval to be residents of the AVCO Industrial Park.

Motion made by Dave Broady to approve their request upon the approval of the Zoning Board and seconded by Karl Truman.
Vote 4-0

Minutes Of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them.

Motion made to approve minutes made by Roy Everitt and seconded by Doug Eddings Jr.
Vote 4-0

Medical Insurance Bids

There were insurance bids taken from five (5) different insurance companies on the medical and dental insurance for Town of Sellersburg employees. These companies were:

Danny Lotich/ Block & Associates
Kathy Daily/ Liberty Natl. Bank Ins.
Gib Smart/ Bolly Inc. Co.

Sellersburg Town Council
March 8th, 1993
Regular Meeting
Page 3.

Medical Insurance Bids (Cont.)

Agent/Ed Cooper Ins. Co.
Keith Hattabaugh/Hattabaugh & Associates, Inc.

Council member Truman asked President Tucker, "How are you going to handle the board reviewing this and making a decision at the next meeting or what do you have in mind?"

President Tucker stated that he knew it was a lot of information to be presented.

President Tucker stated that he was going to try to make copies or ask the clerk treasurer if she'd make copies.

President Tucker requested that the department heads poll their employees and see if they have any questions or thoughts and if we need to have an employee meeting one morning at 7:30 a.m. he would be happy to do that.

President Tucker stated that between now and the meeting he will poll the council members as to the best choice and get back to the respective agents.

Pat Bradshaw, assistant police chief, requested that the council take some things under consideration.

Mr. Bradshaw stated that we have been through a couple changes since he has been here.

Mr. Bradshaw stated that the 500.00 deductible could be devastating to the town employee.

Mr. Bradshaw stated it would come to a point that we keep switching insurances that we end up with something we are not happy with.

Mr. Bradshaw stated that he has talked with employees in his department and they seem to be happy with the insurance we have now.

Mr. Bradshaw requested from the council to consider keeping what we have and maybe help out a little more on the premium.

Council member Truman stated that he wanted to make a couple of brief comments on the situation.

Mr. Truman stated one thing that asst. Bradshaw said and he sort of has a conceptual problem with the concept of the town feeling that we have some obligation to bid insurance every year and his personal feeling is that if you're in a program and the rates are reasonable and you get good service why does the town feel they have to go through this process every single year.

Council member Truman stated that since the employees are directly affected by this rather than asking for some input that we establish a committee

Sellersburg Town Council
March 8th, 1993
Regular Meeting
Page 4.

Medical Insurance Bids (Cont.)

of employees from each department and review the proposals.

President Tucker stated that he would like to have the recommendations for the executive session of the next meeting.

Street Superintendent Addresses Council Members

Mark Warren, street superintendent addressed the council members with request from residents in the Greenwood Rd. area and 31 about a street light.

Mr. Warren stated that at night the residents said they couldn't see the road.

Mr. Warren stated that there are two deep ditches on the side of Greenwood Rd.

President Tucker asked council member Everitt if it was possible to install a street light at the corner of Greenwood Rd. and 31.

Mr. Everitt stated that we can put a light there if the council says to put one there.

Mr. Warren stated that there is a security light there but not working.

President Tucker requested Mr. Warren to check into the security light to see if it is working or needs repair.

Sewer Superintendent Addresses Council

Rick Wheeler, sewer supt., addressed the council stating that last August the board approved the cost of me taking an electrical class at Ivy Tech and by the time I got out there to sign up it was full but now I am taking it and is hoping that the offer is still good.

President Tucker stated that the council approved it the first time and it is still good.

Rick Wheeler, sewer supt., stated that the Wastewater Treatment Plant will host an Indiana Operators Association Meeting on May 19.

Mr. Wheeler stated that he had talked to Dave Broady on hosting the house for the new sewer plant either the weekend before or the weekend after May 19.

Council Member Addresses Council on Water Employee

Doug Eddings Jr., council member, addresses the council on the temporary employee, Boyce Adams.

Sellersburg Town Council
March 8th, 1993
Regular Meeting
Page 5.

Council Member Addresses Council on Water Employee (Cont.)

Doug Eddings Jr. stated that Mr. Adams was hired as a temporary employee on Dec. 7th, 1992 and his 90 days were up.

Doug Eddings Jr. made a motion to hire Boyce Adams on a permanent basis and increase his wage from 6.00 per hour to 7.11 per hour as of March 8, 1993 and seconded by Dave Broady.
Vote 4-0

Council Member Everitt Addresses Council on Sign

Roy Everitt, council member, stated that he would like council approval on a sign he had the art teacher sketch to be placed when entering Sellersburg and it will be a welcome to Sellersburg and spaces for each organization.

Roy Everitt requested that if any organization orders anything to be placed on the sign that it not be over 18 inches by 18 inches.

Clerk Treasurer Presents Claims for this meeting

Linda Schafer, clerk treasurer, presented claims for approval by the council for this meeting.

Motion made by Dave Broady to approve claims for payment and seconded by Doug Eddings Jr.
Vote 4-0

Attorney McCall Presents Resolution 93-4/ Trans. of Funds Util. Cash Resv

Attorney McCall Presents resolution 93-4 in reference to the transfer of funds from the utility cash reserve fund to the general fund for the purpose of paying fees for annexation.

Motion made by Doug Eddings Jr. and seconded by Roy Everitt approving this resolution.
Vote 4-0

Attorney McCall Presents Ordinance 93-555/ Amendment to Salary Ordinance

Attorney McCall presented to the council for approval an amendment to a previous salary ordinance in reference to Chief Kinder's insurance payment.

Motion made by Doug Eddings Jr. and seconded by Dave Broady to approve the ordinance.
Vote 4-0

Adjournment

With no further business this meeting was adjourned by President Tucker at 7:35 p.m.

ABSENT

David Broady

Aulton D. Eddings Jr.

Aulton D. Eddings Jr.

Roy Everitt

Roy Everitt

Karl Truman

Karl Truman

Stanley E. Tucker

Stanley E. Tucker

Linda G. Schafer

Attest: Linda G. Schafer

SELLERSBURG TOWN COUNCIL
March 22, 1993

EXECUTIVE SESSION

An executive session of the Sellersburg Town Council was held at 5:30 p.m. at the Sellersburg Library to discuss pending litigation and personnel matters. Those present were: Stanley Tucker, Council President; Doug Eddings Jr., Council Member; Roy Everitt, Council Member; Perry McCall, Attorney; Linda Schafer, Clerk Treasurer; with Karl Truman and Dave Broady being absent.

Called To Order

President Tucker called the executive session to order at 5:45 p.m.

Topics of Discussion By Council and Attorney

Health Insurance
Executive Sessions
Bean Road Remonstrance
Pixley VS Town of Sellersburg
Dixon VS Town of Sellersburg
Annexations
Whitpan's Sewer Problem

Adjournment

With no further business this meeting was adjourned by President Tucker at 6:15 p.m.

REGULAR MEETING

A regular meeting of the Town Council following the executive session was called to order by President Tucker at 6:30 p.m. Those present were: Stanley Tucker, Council President; Doug Eddings Jr., Council Member; Roy Everitt, Council Member; Karl Truman, Council Member; Perry McCall, Attorney; Linda Schafer, Clerk Treasurer; with Dave Broady being absent.

Prayer

The prayer was offered up by Rev. Jerald Boyer.

Pledge Of Allegiance

The Pledge of Allegiance to the flag was recited.

Minutes Of Last Meeting

President Tucker dispensed with the reading of the minutes from the last meeting and requested a motion be made to accept them.

Motion made to approve minutes by Roy Everitt and seconded by Doug Eddings Jr.
Vote 3-0

Sellersburg Town Council
Regular Meeting
March 22, 1993
Page 2.

President Tucker Discusses Health Insurance And Presents Recommendation

President Tucker stated that at the last meeting the town council had five companies present bids on the towns health insurance.

President Tucker stated that he met on March 17th, with the superintendents of each department and all agreed to remain with the same insurance co. that they have had which is AHDS and with the agent Danny Lotich.

President Tucker stated that premiums have gone up. The single plan having an increase of \$1.03 per week and the family plan having an increase of \$10.54 per week.

President Tucker stated that it was requested by the dept heads that the town help suppliment the employees with family coverage from March 1993 to April 1, 1994.

President Tucker requested a motion to approve supplimenting the portion of increase of 10.54 per employee on the family plan which would be an increase of 822.12 per department.

Council Member Truman asked if the council would be presented a recommendation later on the transfer of appropriations.

President Tucker replied, "Yes".

Motion was made by Roy Everitt to approve the payment of the increase for the six employees with the family plan and seconded by Doug Eddings Jr..

Vote 3-0

President Tucker Addresses Executive Session Schedule

President Tucker stated that we haven't had as many discussions in the executive sessions and it has been recommended that the scheduled time from 5:30 to 6:30 be reduced to 6:00 to 6:30 for the first meeting of each month and the second meeting of each month to eliminate the executive session before the regular meeting.

President Tucker stated that for the months of April, July, and October the executive sessions will be from 5:30 to 6:30 due to Ed Tinkle discussing the Waste Water Treatment Project.

Motion made by Doug Eddings Jr. to approve the above recommendation and seconded by Roy Everitt.

Vote 3-0

Request of Annexation Into the Town of Sellersburg

Ray Borho requested that he be annexed into the Town of Sellersburg but stated that Harold Dean had his petition.

President Tucker stated that the petition could be presented at the next council meeting for approval and it was not necessary for Mr.

Sellersburg Town Council
Regular Meeting
March 22, 1993
Page 3.

Request of Annexation Into The Town Of Sellersburg (Cont.)

Borho to attend since he had made the request at this meeting.

Request To Establish Restaurant In Sellersburg

Greg Collier requested that the council approve to allow him to build a restaurant called Evans Restaurant which will be located at 7773 State Road 311, and the seating capacity will be about 125.

Mr. Collier presented plans of his new restaurant to the building commissioner, Steve Prather.

Council Member Everitt asked Mr. Collier if he was aware of the request to widen State Road 311.

Mr. Collier stated that he was not.

Council Member Everitt stated that Mr. Collier may get something from the state on this.

Motion was made to approve Mr. Collier's request based on the approval of the planning and zoning board and seconded by Roy Everitt.
Vote 3-0

Council Member Eddings Addresses Copper And Lead Problems

Council Member Eddings Addresses council on copper and lead levels in the water.

Council Member Eddings stated that Commonwealth Engineers has offered their services to write our plans for ADHERENCE to all the copper and lead regulations, what has to be done as far as time schedules for future studies, development of alternatives, statements of problems, those types of things, so we have some format to follow each time we submit these test and what we have to submit in terms of information to EPA.

Council Member Eddings stated that Commonwealth Engineers was quoting to do this for the fee of under 5,500.00.

Motion made by Doug Eddings Jr. to approve hiring Commonwealth Eng. to help the Town of Sellersburg do all reports and information to comply with the new IDEM regulations. Motion seconded by Karl Truman.
Vote 3-0

Building Commissioner Presents Claims

Steve Prather, building commissioner presented to the council for approval a claim for the Indiana Conference of Building Commissioners annual dues of 75.00 for the 1993 Class A membership.

Mr. Prather also presented his claims for the month of March in the

Sellersburg Town Council
Regular Meeting
March 22, 1993
Page 4.

Building Commissioner Presents Claims(Cont)

amount of 525.60.

Motion made by Doug Eddings Jr. to approve claims for the 75.00 for dues and for the claims due Mr. Prather in the amount of 525.60. Motion seconded by Karl Truman.
Vote 3-0

Council Member Everitt asked Mr. Prather if he had sent out the letters he had requested on nuisance violations.

Mr. Prather stated that they had been sent out last week and there were three of them.

Council Member Addresses CCD Funds

Council Member Truman stated that he wanted to mention for future reference regarding the police vehicles presently in our fleet. Most of them are running 100 to 140 thousand miles on their last leg.

Council Member Truman stated that for 1993 on the CCD fund we do not have any appropriations and something he would like to consider possibly in June when the town gets its draw to do additional appropriations to purchase two more ford Taurus.

Council Member Truman stated that were at the point where some of these cars are becoming a safety risk on the road much less if they ever had to be used in an emergency situation.

Council Member Truman stated that he wanted to bring this up for food for thought for the future.

Clerk Treasurer Presents Claims

Clerk Treasurer, Linda Schafer, presented claims for this meeting.

President Tucker asked Council Member Truman if he had a chance to go through the bills.

Council Member Truman stated that he did and some of them did not have numbers with them.

Chief Deputy, Clerk, Vicki Hall, stated that there were several line items in supplies and we did not have time to go through the book.

Motion made by Doug Eddings Jr. and seconded by Roy Everitt to approve payment of claims.
Vote 3-0

Sellersburg Town Council
Regular Meeting
March 22, 1993
Page 5.

David Broady

David Broady

Karl Truman

Karl Truman

Aulton D. Eddings Jr.

Aulton D. Eddings Jr.

Stanley E. Tucker

Stanley E. Tucker

Roy Everitt

Roy Everitt

Attest: Linda G. Schafer

Linda G. Schafer
Clerk Treasurer