

April 23, 2012

The Common Council met as the Water Utility Board at 7:00pm on the above date in the Meeting Room at City Hall Annex with Mayor Tucker presiding and Members Shelton, Fuelling, Hoehn, Curtis and Higgins attending. Others attending were Attorney Higgins, Superintendent Gray, Chief Beloat, Chief Dixon, Superintendent Givens, John Taylor – Economic Development, Charlie Lawrence, Ed Adams, Nick Wilderman, Mindy Bourne – Area Plan Commission, Pam Robison – Posey County News and Sara Manifold Mt. Vernon Democrat.

Mayor Tucker called the meeting to order by stating members were either mailed or hand carried copies of the minutes of their previous meeting and by asking if there were any corrections or additions. He added if not, he entertains a motion to waive the reading and approve the minutes as presented.

Board Member Curtis moved the reading of the minutes be waived and they be approved as presented. Seconded by Member Higgins.

Mayor Tucker asked if there was any discussion.
There was none.

Mayor Tucker asked all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Board member Fuelling moved the claims presented be allowed for payment.
Seconded by Board Member Curtis.

Mayor Tucker asked if there was any discussion.
There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative and following the vote, he reported the motion carried unanimously.

*****CLAIMS*****

Mayor Tucker stated they will now hear from the Water Chairman Curtis.

Water Chairman Curtis stated he wanted to let everyone know that Phase 3 is underway with the water intakes. He stated the kickoff was on Friday and everything is in good shape and on scheduled. Water Chairman Curtis stated that the Bonds were issued the money is in and everything is good.

Chairman Curtis stated he believes that Water Superintendent Gray has a few things to mention.

Water Superintendent Gray stated that the survey crew has a barge on the way. He stated they will drive 2 posts in the ground to get the core samples. Superintendent Gray stated the samples will determine when they will get the permit. He stated it looks like it will be no later than August 1st. He stated there is currently a permit in place with the Army Corp of Engineers. Superintendent Gray stated they have taken the clear well down, pressured washed it and drained it. He stated it will be back in service tomorrow. He stated back in 2005 they had an issue with fluoride. Superintendent Gray stated they noticed alot of fluoride build up in the tank. He stated they got it all washed out.

Mayor Tucker asked if there were any discussion.
There was none.

Mayor Tucker stated the financial reports were before them at the last meeting.

Mayor Tucker asked if Clerk-Treasurer Dike had any communication for the board.
Clerk-Treasurer Dike stated not at this time.

Mayor Tucker reported there was nothing under legal on the agenda.

Mayor Tucker stated he believed that Charlie Lawrence was in the audience wishing to address the board.

Charlie Lawrence addressed the board and stated he has sold his last lot in Country Club Estates and has purchased new land north of Country Club Estates. He stated he has 20 acres and has a plat with him showing 3 streets and lots to build on. Mr. Lawrence stated the reason he is here tonight is because he needs water mains and sewer for this. He stated he is asking the City to bare the expense for the 1st street only. Mr. Lawrence stated the biggest source of revenue for the City is housing and with his new addition he is looking at 22-23 lots. Mr. Lawrence stated he would like approval for a water main for the 1st street only.

Superintendent Givens asked if this property has already been purchased.

Mrs. Lawrence stated yes and he has the lift station on the map he brought with him if he would like to see it.

Board Member Curtis stated he would like for us to take a look at it before we do anything.
Superintendent Gray stated the pressure is good there, it is up to the Utility Board if you want to bare the expense.

Board Member Curtis stated he would like to see some numbers. Member Curtis asked Mr. Lawrence what his time line is on this.

Mrs. Lawrence stated this year.

Board Member Curtis stated let's get Chuck and Rodney to take a look at this property and get some numbers together and then we will see what we can do.

Mayor Tucker asked if there was any discussion.
There was none.

Mayor Tucker asked if anyone else from the Audience wishes to address the board.
There was no response.

Mayor Tucker asked if there was any Old Business.
There was none.

Mayor Tucker asked if there was any New Business.

There was none.

Mayor Tucker stated he just wanted to mention that we had a very good rating on the bonds and the bond sell was good.

Attorney Higgins stated that Standard and Poor were extremely happy. She stated they would have been happy with a B+ so when our rating came back they were very happy.

Board Member Curtis stated the rating was great and the rate was very good.

Mayor Tucker stated if there was no further business, he entertains a motion to adjourn.

Member Curtis moved the meeting be adjourned.

Seconded by Member Shelton.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, reported the motion carried unanimously and adjourned the meeting.

John Tucker
Mayor

ATTEST:

Denise Dike
Clerk-Treasurer

The Common Council met immediately following the Water Utility Board at 7:00pm on the above date in the Meeting Room at City Hall Annex with Mayor Tucker presiding and Members Shelton, Fuelling, Hoehn, Curtis and Higgins attending. Others attending were Attorney Higgins, Superintendent Gray, Chief Beloit, Chief Dixon, Superintendent Givens, John Taylor – Economic Development, Charlie Lawrence, Ed Adams, Nick Wilderman, Mindy Bourne – Area Plan Commission, Pam Robison – Posey County News and Sara Manifold Mt. Vernon Democrat.

Mayor Tucker called the meeting to order by stating members were either mailed or hand carried copies of the minutes of the previous meeting and by asking if there were any corrections or additions. He added if not he entertains a motion to waive their reading and approve the minutes as presented.

Councilwoman Higgins moved the reading of the minutes be waived and they be approved as presented.

Seconded by Councilwoman Shelton.

Mayor Tucker asked if there was any discussion.

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Mayor Tucker stated they will now hear the reports of the Standing Committees.

Street and Light Chairman Fuelling – stated he had no report.
Commissioner Maynard was absent.

Police and Dog Chairman Shelton – stated she had no report.
Chief Beloit stated he had no report.

Fire Chairman Higgins – stated she had no report.
Chief Dixon stated he had no report.

Sewer Chairman Hoehn – asked about the south line of the east side annexed property.

Superintendent Givens stated the bridge on old 62, the City currently has 7 plans he stated he has emailed Attorney Higgins to make sure he does everything correct. He stated he wants to make sure that the County accepts our plans before we do anything. He stated he contacted Attorney Higgins to make sure the bids are done correct. He stated he has the copies of the drawings.

Councilman Hoehn asked if there is anything problematic.

Councilman Curtis stated they wanted assurance from the County that any work the City does is in line with them.

Attorney Higgins stated they need to talk to the County Commissioners.

Councilman Curtis stated they don't expect any problems they just want to make sure our project doesn't interfere.

Attorney Higgins stated they need to contact them but need to go before the County Commissioners.

Superintendent Givens stated they met a year ago to look at the plans. Superintendent Givens asked if he should wait before getting bids.

Attorney Higgins stated the bids are good for 120 days once they are opened. She stated he sounds like they have already seen the plans. She stated BLA spoke to Steve Shank.

She stated they should put both into action. Attorney Higgins stated put the bid packets together and they could get the approval from the county before the bids even go out.

Attorney Higgins stated she will talk to Aaron Burke. She stated she has heard the county was good with it, but she is not sure where that came from. She stated this needs to be approved in a public meeting. She stated she needs to make sure that everyone has had a chance to look at it and then get on a County Commissioners agenda.

Councilman Hoehn asked if she is going to handle it.

Attorney Higgins stated she will contact Aaron Burke and see if they have any questions. Then she will get on the County Commissioners agenda.

Mayor Tucker stated we can do our part with approval.

Councilman Hoehn stated he was approached by a Commissioner and wanted to know what the hold up is.

Councilman Curtis stated we are ready there is nothing slowing us down.

Superintendent Givens stated no one has contacted him or Aaron. He stated someone should have contacted them.

Attorney Higgins stated she will check with Aaron and then will get on the County Commissioners Agenda.

Mayor Tucker asked if there was any discussion.

There was none.

Mayor Tucker stated they were given the Financial Reports at the last meeting.

Mayor Tucker asked if Clerk-Treasurer Dike had any communications for the Council.
Clerk-Treasurer Dike replied not at this time.

Mayor Tucker stated on the Legal portion of the agenda is the first reading of an Ordinance rezoning 121 Vista Drive from office to residential.

Mindy Bourne from Area Plan approached the Council and stated that on 4/12 the Posey County Area Plan commission met with a request for 121 Vista Drive, lots (13), fourteen (14), fifteen (15), and sixteen (16) in section "A" in the Allyn and Rossi Subdivision. She stated this property was zoned O (office) and they would like that changed to RS (residential). Mrs. Bourne stated this property was formerly known as Tygart Funeral Home. She stated Tom Pace has purchased this property as a residence. Mrs. Bourne stated the Posey County Area Plan Commission approved the rezoning with a roll call vote 7-0.

Attorney Higgins stated this ordinance is up for 1st reading and then we could wait 2 weeks for comments and 2nd reading.

Councilman Curtis makes a motion to approve on 1st reading the Ordinance rezoning 121 Vista Drive Mt. Vernon from office to residential.
Seconded by Councilman Hoehn.

Mayor Tucker asked if there was any discussion.
There was none.

Roll call vote was taken by Clerk-Treasurer Dike: Councilwoman Shelton – yes, Councilman Fuelling – yes, Councilman Hoehn – yes, Councilman Curtis – yes, Councilwoman Higgins – yes.

Mayor Tucker reported the motion carried unanimously.

Mayor Tucker asked if anyone in the audience would like to approach the Council.
There was no response.

Mayor Tucker asked if anyone had anything under Old Business.

Councilwoman Higgins stated she is still getting complaints on speeding on East Water. She stated she would like a 3 way stop at Water and Locust.

Councilman Fuelling asked if she has talked to Chief Beloat.

Councilwoman Higgins stated yes.

Chief Beloat approached the Council and stated he knows the Council had considered 2 other locations. He stated he believed putting the signs at Locust Street Area is not a bad idea, with the attention of the area. He stated there is a stop sign at Main/Water so they will not gain much speed when they reach the Water/Locust location. He stated this area is by the apartments, where the park stops. Chief Beloat stated they could paint a thick white stripe there, he believes there is already a pedestrian crossing there.

Councilwoman Higgins stated she just wants to slow them down.

Councilman Hoehn asked if the counters they did earlier indicated that.

Chief Beloat stated he doesn't recall. He was looking at time frames not directions.

Councilman Fuelling stated that location makes the most sense. He stated people have already started picking up. He stated people park on one side and walk across to Icing of the Cake.

Councilman Hoehn asked Councilwoman Higgins how many phone calls she is getting.

Councilwoman Higgins stated about twice a week. She stated she is at the riverfront a lot and people stop and tell her.

Chief Beloit stated they will be starting OPO around Memorial Day and that area they will be targeting. He stated the blitz is about seat belts but everyone will see more patrol at the riverfront.

Councilwoman Shelton stated this needs to be addressed.

Councilman Hoehn stated the data doesn't really show Water Street it shows more traffic on Second. He asked what determines what we do. He asked what criteria they should use. He asked if it were possible to get one of the signs to put down there that shows what your speed is and put someone down there.

Chief Beloit stated they were down there and had mild to moderate success, due to time issues and other things.

Councilman Hoehn asked about putting a counter at Locust to see East or West.

Councilwoman Shelton stated the counter was at Water/Canal, Water/Sawmill.

Councilman Fuelling stated the streets are all so different. He stated there are a lot of pedestrians on Water Street. He stated the streets are just so different he stated he likes the idea of a stop sign.

Councilwoman Higgins asked if she needs to make a recommendation for a study for a three way stop at E Water/Locust.

Councilman Curtis replied no.

Councilman Hoehn stated criteria needs to be made to determine logic.

Councilman Curtis stated he doesn't have an answer. He stated if you drive thru this town or any other town if a car is parked at an intersection the visibility is poor. He stated he agrees we need to look at it. He stated he doesn't know if they will ever find criteria. He stated he is not inclined to put a stop sign at any location they have looked at.

Councilman Hoehn stated they need to look for criteria make asked other cities what they use.

Councilman Curtis stated sure and ask Councilman Hoehn if he would like to check that out.

Councilman Hoehn stated he would like to table this for now, if ok with Councilwoman Higgins.

Councilwoman Higgins stated yes.

Councilman Fuelling stated he is just thinking of the number of people.

Councilman Curtis stated he would like to table this till next time, till Councilman Hoehn has a chance to take a look at it.

Mayor Tucker asked if anyone else had anything under Old business.

Councilman Curtis stated he wanted to mention that after the last Council Meeting they went out and look at the parking on 3rd Street on the North side between Main/Walnut. He stated they had agreed to fact find to see if anyone had any suggestions. He stated he would like to take the 3 angled slots and make into 2 parallel spots between the Courthouse drive. He would like to ask for an ordinance to do that.

Councilman Hoehn stated he would like to include with that coming out of the courthouse he would like to eliminate the 1st angled spot to the West.

Councilwoman Higgins asked Chief Beloit if there have been any accidents coming out of the courthouse.

Chief Beloit stated he would have to take a look at it.

Councilman Curtis stated there is no way to fix them all.

Councilman Fuelling stated he concurs to write up the ordinance.

Councils agrees for Attorney Higgins to draw up ordinance to change the 3 angled slots (between the drive at the courthouse) and make into 2 parallel and to eliminate the 1st angled spot coming out of the courthouse parking lot to the West.

Mayor Tucker asked if there were any other Old business.

Councilman Curtis stated he just wanted to let everyone know at the last Council Meeting they had discussed writing up SOP's for the Trees. He stated the SOP's were written and are in Commissioner Maynard's hands to look at and make changes.

Councilman Hoehn asked under Old business what was discussed at the Board of Works regarding the Utility/Council meeting changes.

Councilman Fuelling stated that would require an ordinance change. He stated that the change they are suggesting is for changing the Utility/Council meetings to Thursdays at its normal time the same day as the Board of Works.

Attorney Higgins stated so we are talking about alternating the Utility/Council meetings to Thursdays like the Board of Works.

Councilman Curtis stated yes and dropping the meetings that would take place on the months with the extra week.

Councilman Fuelling stated they still want the Utility/Council to meet 24 times and 26 for the Board of Works.

Councilman Curtis asked Attorney Higgins to draft it.

Councilman Fuelling stated he would like to see it drafted.

Councilwoman Shelton stated she agrees

Councils agrees for Attorney Higgins to draw up ordinance to change the current ordinance and draw up a new ordinance to change Utility/Council meetings to alternating every other Thursday at their normal time on the same days as the Board of Works. On the months with an extra week there would be no meeting. They want to keep Utility/Council at 24 meetings/year and Board of Works at 26/year.

Councilman Hoehn stated under old business he had one more thing. He asked about the boat parking.

Councilman Fuelling stated he just wanted the Council listening to the boaters. He stated they could use the ramp at Canal Street but that is a private ramp. That would force everyone to pay.

Mayor Tucker stated that is private. He stated he talked to Brian Smith and he has been receptive about us using their ramp if during phase #2 things were shut down. He stated but they only have 60 parking spaces. He stated he thinks they are willing to work with us but the paying members are the priority.

Councilman Fuelling stated they could go a long way down Water Street, but how far do they want to walk.

Councilman Curtis stated with boaters we get boaters coming in gassing up here and eating here in town.

Councilman Hoehn asked if we want to encourage parking on the south side of Water Street, blocking the riverfront.

Councilman Fuelling stated we will have to keep an eye on it.

Mayor Tucker asked if anyone had anything under New Business.

Councilman Fuelling stated cats. He stated there are cat issues. He stated he will report back at the next meeting.

Councilman Curtis agreed

Mayor Tucker stated they will now hear the reports of the Districts.

1st District Councilwoman Shelton stated there needs to be an ordinance for wheelchairs/scooters in the streets rather than sidewalks. She stated they are using them for transportation.

Attorney Higgins stated yes we can regulate that, pull up sample ordinances on what other cities have done for the safety of both.

2nd District Councilman Fuelling stated he has no report.

3rd District Councilman Hoehn stated he has no report.

4th District Councilman Curtis stated cats. He knows there are problems all over town.

Councilwoman-at-large Higgins stated there is still a dog problem at Riverfront. She stated she would like to see them put in a doggy station.

Mayor Tucker asked if there were any questions.
There was none.

Mayor Tucker stated under Mayors Announcement he had previous reported that the State had found money that had not been distributed. The City has received their portion and the total was for \$204,164.15, COIT received 93,285.89, Edit received \$110,878.26.

Mayor Tucker stated if there is no further business he entertains a motion to adjourn.

Councilman Fuelling moved the meeting be adjourned.
Seconded by Councilman Curtis.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously and adjourned the meeting.

John Tucker
Mayor

ATTEST:

Denise Dike
Clerk-Treasurer

