

June 25, 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, Curtis and Higgins attending. Member Hoehn was absent. Others attending were Attorney Higgins, Chief Beloat, Chief Dixon, Superintendent Gray, Superintendent Givens, Street Commissioner Maynard, Nancy Sexton, Larry Williams, Ed Adams 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 were any discussion.  
There was none.

Mayor Tucker asked all those in favor of the motion to 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 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.

\*\*\*\*\*CLAIMS\*\*\*\*\*

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

Water Chairman Curtis stated that he believed Water Superintendent Gray had updates on the Water Intakes.

Water Superintendent Gray approached the board and stated the paperwork has been filled out with the Army Corp of Engineers of Indiana and Kentucky. He stated he is expecting the permits by August 1<sup>st</sup> the pipe has been ordered with an expected 2 month turn around time. Superintendent Gray stated he has a progress meeting with Clark Dietz on Wednesday. He stated they will be doing sand blasting to the Lamellas and will blast to bare metal.

Mayor Tucker asked if there were any questions of Superintendent Gray..  
There were none.

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

Mayor Tucker stated there is nothing on the agenda under legals.

Mayor Tucker asked if anyone in the audience wished to address the board.  
There was no response.

Mayor Tucker asked if anyone had anything under old business.  
There was no response.

Mayor Tucker asked if anyone had anything under new business.  
There was no response.

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, he reported the motion carried unanimously and adjourned the meeting.

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John Tucker  
Mayor

ATTEST:

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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, Curtis and Higgins attending. Member Hoehn was absent. Others attending were Attorney Higgins, Chief Beloit, Chief Dixon, Superintendent Gray, Superintendent Givens, Street Commissioner Maynard, Nancy Sexton, Larry Williams, Ed Adams 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 be 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 Councilman 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.

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

**Street and Light Chairman Fuelling** – stated he has no report.  
Commissioner Maynard stated he has no report

**Police and Dog Chairman Shelton**- stated she has no report.  
Chief Beloat stated he has no report.

**Fire Chairman Higgins** - stated she has no report.  
Fire Chief Dixon wanted to let everyone know that Posey County is under a burn ban. He stated there is a little confusion over the ban. He stated public and private fireworks are not banned. Chief Dixon stated he strongly encourages everyone on the 3<sup>rd</sup> and 4<sup>th</sup> to attend fireworks at the riverfronts. He stated they will have extra crews on hand for them. He just wanted to stress to the public that things are very dry and are a potential for problems.

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

**Sewer Chairman Hoehn** – was absent  
Superintendent Givens stated tomorrow they will meet with 1 vendor and have training on the clarifying equipment. He stated they will be putting aeration equipment in. He stated the 3.5 million gallon tank is up and if you drive by you will see it. He stated things are going good.

Councilwoman Higgins asked if they are going to take the fence down on the Mill Creek side. Superintendent Givens stated they will be replacing the fence and will rock it.

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

Mayor Tucker asked if the Clerk-Treasurer had anything for the Council.  
Clerk-Treasurer Dike replied no.

Mayor Tucker stated the next item on the agenda are the Legals.

Attorney Higgins stated the first item on the agenda is the 3<sup>rd</sup> reading of the ordinance moving the utility/council meetings to every other Thursday with the first meeting in July being July 12<sup>th</sup> if this passes 3<sup>rd</sup> reading.

Councilman Fuelling makes a motion to approve on 3<sup>rd</sup> reading the Ordinance moving the Utility and Council meetings to every other Thursday.  
Seconded by Councilman Curtis.

Mayor Tucker asked if there was any discussion.

Councilwoman Higgins stated she wanted to mention that as an example is tonight with the Executive Session before the Utility Meeting a couple of the members will have a long evening.

Roll Call was taken by Clerk-Treasurer Dike: Councilwoman Shelton – yes, Councilman Fuelling – yes, Councilman Hoehn – absent, Councilman Curtis –yes, Councilwoman Higgins – no.

Clerk-Treasurer Dike reported the Ordinance is number 12-12 at 7:16pm.

Attorney Higgins mentioned to make sure the media is noticed.

Attorney Higgins stated the next item on the legals is the 3<sup>rd</sup> reading of the traffic ordinance changing the angel parking to parallel parking and eliminating 1 spot west of the courthouse exit drive.

Councilman Curtis makes a motion to approve on 3<sup>rd</sup> reading the Ordinance changing the parking around the courthouse.

Seconded by Councilwoman Shelton.

Mayor Tucker asked if there were any discussion.

There was none.

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

Clerk-Treasurer Dike reported the Ordinance is numbered 12-13 at 7:18pm.

Attorney Higgins mentioned that this needs to be published in the paper.

Attorney Higgins stated she wanted to update under legals that at a previous Council Meeting they passed a Resolution authorizing appraisals for potential relocation of the City of Mt. Vernon Police and Fire Departments. She stated she has received one back from Appraisal Consultants, Inc and it is filed in the Clerk's office. She stated she should have another one back in a couple days from Ryan Farmer prepared by Larry Farmer.

Councilwoman Higgins stated she would like to suggest for Attorney Higgins to proceed for the City with the black township trustee's office about funding that has been offered to the City toward the police/fire station. She would like Attorney Higgins to move forward on the legals.

Attorney Higgins asked if the Council would be willing to establish a fund to receive money to earmark the funds for the fire department. Does she have that approval if not an alternative would be to work with obtaining the money to where the building would be turned over to the City. This way the City would own the Fire Department and the Police would also be there.

The council was in agreement with this.

Councilwoman Higgins makes a motion for an option to purchase land cutting a check for \$5,000 out of the COIT fund to hold the property for 6 month while we do paperwork.

Councilman Curtis seconded the motion by Councilwoman Higgins with an understanding that this is just an option to buy with no additional funds committed at this time. May be purchased either by the City of Mt. Vernon, Black Township or the combination.

Councilwoman Higgins makes a motion to accept the amendment.  
Seconded by Councilman Curtis.

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 – absent, Councilman Curtis – yes, Councilwoman Higgins – yes.

Mayor Tucker asked if anyone in the Audience wished to address the board.  
There was no response.

Mayor Tucker asked if anyone had anything under old business.  
There was no response.

Mayor Tucker asked if anyone had anything under new business.  
Councilman Fuelling stated the Street Department budget was cut on paving. He stated he doesn't want to stop paving streets. Councilman Fuelling stated he would like to consider paying for the paving out of COIT Engineering Services/ City Projects using up to \$120,000 for paving this year.

Councilwoman Shelton asked how much is normally spent.

Street Commissioner Maynard replied somewhere between \$130,000-140,000.

Councilman Curtis stated if we let them go and then thru winter, this would be prevention. He stated it is important if possible to do some paving.

Councilwoman Higgins stated that makes sense.

Councilman Fuelling makes a motion to allow the street to pave street using the COIT budget line 365 Engineering Services and City Projects up to \$120,000 for this year.  
Seconded by Councilman Curtis.

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

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

Mayor Tucker reported the motion carried unanimously.

Mayor Tucker asked if there was anything else under new business.

Councilman Curtis stated he wanted to let the Council know they had a meeting last week regarding sewer liens with landlords. He stated that the lien goes with the property not the tenant. He stated

there a few suggestions that were made he thought he would mention to the council. He stated the suggestion was made that the deposit be increased. Councilman Curtis stated that the current deposit for water is \$100.00 and sewer is \$66.00 He stated the sewer deposit will be used to pay outstanding balances. He stated it was mentioned at the meeting that they bring up the sewer deposit in line with the water deposit. He stated he would like the council to think about this and they can discuss this later.

Councilman Fuelling stated this is a good idea.

Councilwoman Higgins stated this is an odd amount.

Councilwoman Shelton asked if that little amount would help.

Attorney Higgins wanted to mention the lien attaches as soon as the bill becomes delinquent, but the certified costs you have to go thru this process.

Councilman Curtis just wanted them to think about this.

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

Attorney Higgins stated she was contacted by the Animal Control officer regarding the codification chapter 91 regarding animals. She stated it is very outdated. She would like the council to allow her to check with other cities our size and see what they have and update our policies on animals.

The councils unanimously agrees.

Mayor Tucker asked if anyone else had anything under new business.  
There was no response.

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

**1<sup>st</sup> District Councilwoman Shelton** stated she had no report.

**2<sup>nd</sup> District Councilman Fuelling** stated he had no report.

**3<sup>rd</sup> District Councilman Hoehn** was absent.

**4<sup>th</sup> District Councilman Curtis** stated he has no report.

**Councilwoman-at-Large Higgins** stated she has no report.

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

Mayor Tucker stated under Mayor's Announcements he wanted to mention that they had hired Umbaugh to do a budget study. He stated the report is complete and Paige at Umbaugh will be down on July 5<sup>th</sup> at 1:00pm at City Hall to go over the results. He stated the clock is ticking, the budgets should have started at the end of June, but he didn't want to start with out the information.

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

Councilwoman Shelton moved the meeting be adjourned.

Seconded by Councilwoman Higgins.

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.

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John Tucker  
Mayor

ATTEST:

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Denise Dike  
Clerk-Treasurer