

Newburgh Town Council Meeting
Date: Wednesday, August 26, 2015

The Newburgh Town Council met in Committee and Regular Session on Wednesday, August 26, 2015, at 4:30 p.m. at Newburgh Town Hall, 23 W. Jennings, Newburgh, Indiana. Those present at the meeting were District I William F. Kavanaugh, District II Leanna K. Hughes, District III Alonzo B. Moore, Jr., District IV Anne Rust Aurand, Clerk-Treasurer Jon E. Lybarger and Town Attorney Christopher Wischer. Absent was Council-at-Large Tonya R. McGuire. The purpose of the meeting was discussion of personnel matters and pending litigation.

CALL TO ORDER

Council President William F. Kavanaugh called the Regular Session to order at 5:32 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Newburgh Town Council and Troop 315 Boy Scouts Nick Donnelly and Harrison Collins.

A moment of silence was held to remember Ron McWilliams, Dolly Winchester and Ann Hopkins.

ROLL CALL

Those present at the meeting:

District I - William F. Kavanaugh

District II - Leanna K. Hughes

District III - Alonzo B. Moore, Jr.

District IV - Anne Rust Aurand

Clerk-Treasurer - Jon E. Lybarger

Town Attorney - Christopher Wischer

Absent: Council-at-Large Tonya R. McGuire

APPROVAL OF MINUTES

1. August 12, 2015 ~ Executive & Regular Session

MOTION by Mrs. Hughes to approve the August 12, 2015 Town Council minutes.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried: ayes 4, nays 0.

SCHEDULED REQUESTS & APPEARANCES

1. Warrick County Solid Waste Management District, Scott Anslinger

Mr. Anslinger presented a "Modified Pay as You Throw" Curbside Waste Management Program for Warrick County. The program's details are included with the minutes. The program will cost \$14.50 per month with annual increases based on the Consumer Price Index not to exceed 3%; homeowners will be billed by Renewable Resources LLC. The program's implementation will be November 1, 2015.

Audience questions and comments were heard.

MOTION by Mrs. Hughes to request waste and recycle management bids based on the town's waste management program specifications.

SECOND by Mr. Moore.

DISCUSSION: Ms. Aurand is impressed with the county proposal as it includes all plastics and requested the town's bid includes recycling of plastics, scrap aluminum clothing/textiles, miscellaneous fibers, etc.

MOTION carried: ayes 4, nays 0.

PETITIONS & COMMENTS FROM CITIZENS PRESENT

None presented.

UNFINISHED BUSINESS

1. Mystic Development, Country Place Drive, Encroachment Agreement, tabled January 28, 2015
Continue to table.

2. Museum use of the Monroe Street House, tabled May 13, 2015
Continue to table.

3. Trolley

MOTION by Mrs. Hughes to table Trolley.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried: ayes 4, nays 0.

4. Building and Maintenance Department Committee Formation...tabled August 12, 2015

Continue to table.

5. Indian Hill Overlook Park Water Line

Mr. Wischer stated two quotes were received, the original in the \$36,000.00 range and the second in the \$15,000.00 range from Blankenberger Brothers.

MOTION by Mrs. Hughes to accept the Blankenberger Brothers quote and proceed with the Indian Hill Overlook Park Water (IHOP) Line project.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried: ayes 4, nays 0.

6. State and Gray Residence

Mr. Wischer stated the council agreed to proceed with the code enforcement raze order process. The enforcement authority generally issues the order process to issue an order to the property owners declaring the building as an unsafe structure pursuant to the statute. The order can specify the demolition of the unsafe building and/or order it sealed. A raze order will require a hearing before the Board of Zoning Appeals. Mr. Wischer will prepare the necessary paperwork which will be enacted when the town manager is in place.

MOTION by Mrs. Hughes to table State and Gray Residence.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried: ayes 4, nays 0.

NEW BUSINESS

1. Final acceptance recommendation for Brookstone Section 2

MOTION by Mr. Moore to accept the Brookstone Section 2 sanitary sewer for maintenance in the amount of \$59,517.00.

SECOND by Mrs. Hughes.

DISCUSSION: None

MOTION carried: ayes 4, nays 0.

2. Plan approval recommendation for Brookstone Section 3
MOTION by Mrs. Hughes to table Brookstone Section 3 plan approval.
SECOND by Mr. Moore.
DISCUSSION: None
MOTION carried: ayes 4, nays 0.

COMMISSION REPORTS

AIR AUTHORITY - Ms. Aurand
No report.

BOARD OF ZONING APPEALS – Mrs. McGuire
No report.

FIRE - Mr. Moore
Chief Paul Campbell stated the department will host an open house on Sunday, October 11, 2015 and will include a first grade fire prevention poster contest. The township trustee is researching the purchase of two fire trucks; one will replace ladder truck 12. One truck will be housed at Newburgh.

HISTORIC PRESERVATION COMMITTEE (HPC) - Mrs. McGuire
No report.

PARK – Mrs. Hughes
Mrs. Hughes stated Park Board members will meet August 27th with insurance adjusters to discuss the roof leaks at the pool house and shelter.

PLAN – Mrs. McGuire
No report.

POLICE – Mrs. McGuire
Mrs. Hughes will plan a riverfront service in observance of the September 11th tragedy.

SITE REVIEW COMMITTEE – Mrs. McGuire
No report.

STORM WATER – Mr. Kavanaugh and Mr. Moore
No report.

STREETS – Mr. Moore
Mr. Moore stated the crew installed an asphalt berm on the west side of Sycamore at First Street to keep the rock from washing into the street. Town properties were mowed and trimmed with special attention given to the Fiddler Fest areas. The river banks were sprayed.

TRASH COMMITTEE – Mrs. Hughes
This report was included with the Warrick County Solid Waste District presentation.

UTILITY – Mrs. Hughes
Utility will meet on September 2, 2015.

STANDING COMMITTEES

FINANCE – Mrs. Hughes

The committee is working on the budget which must be submitted to the county by August 28, 2015.

PERSONNEL – Mrs. Hughes

Mrs. Hughes stated 67 resumes were received for the Town Manager position with interviews beginning next week.

SPECIAL BOARDS/COMMITTEE REPORTS

SIDEWALK – Mrs. Hughes

Mr. Hynes stated the flexible sidewalk was poured last week. The Jennings Street section is nearly complete. Drainage work along State Street is underway with a completion date in mid-September. The State Street sanitary sewer project is also nearly complete. Mrs. Hughes stated a homeowner requested the town remove a dead tree for safety reasons as the tree hangs over the sidewalk; however, the tree is on the homeowner's property. Mr. Wischer stated the town has no obligation to remove a tree from private property. The issue died for lack of a motion.

ARTS COMMISSION – Mrs. Hughes

No report.

RIVERTOWN TRAIL – Mrs. McGuire

Mrs. Hughes inquired of the trail locations for signs promoting local shopping. Mr. Wischer stated if this project proceeds, the town should consider adoption of a sign program as opposed to a private party venture. Mr. Kavanaugh will contact the Corps of Engineers regarding tree trimming at IHOP.

ZONING ADMINISTRATOR – Commissioner Ms. Aurand

Resumes are being accepted for the position. Ms. Tavi Wydicks will assist customers with permits.

CLERK-TREASURER – Mr. Lybarger

Mr. Lybarger stated the budget is ready for submission to the county. A public hearing will be held on September 23, 2015. The Lock and Dam sound system is working. The Lock and Dam building, Town Hall, cottages, fire department and senior center are in need of additional pest control. Mrs. Hughes stated the Lock and Dam problem will be addressed immediately. A request for private party signs was made when town properties are rented.

TOWN ATTORNEY – Mr. Wischer

Mr. Wischer stated two ordinances need amending, Salary Ordinance 2015-05 and Designated Depositories Ordinance 2015-08.

MOTION by Mrs. Hughes to table Salary Ordinance 2015-05 and Designated Depositories Ordinance 2015-08.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried: ayes 4, nays 0.

MOTION by Mrs. Hughes to adopt the amended capital improvement plan.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried: ayes 4, nays 0.

Mr. Wischer has prepared an independent contractor service agreement with Ms. Cynthia Burger to conduct an audit at an hourly rate of \$40.00 not to exceed 150 hours.

MOTION by Mrs. Hughes to approve the independent contractor service agreement with Ms. Cynthia Burger to conduct an audit at an hourly rate of \$40.00 not to exceed 150 hours.

SECOND by Mr. Moore.

DISCUSSION: Mr. Wischer stated the town would be responsible for attorney fees if a dispute arises regarding payment. Mrs. Hughes stated Ms. Burger prepared a calendar with all report due dates. Ms. Aurand felt the council should consider an alternate individual for the interim position. Mrs. Hughes stated the contracted duties have been completed; however, consideration should be given to allow Ms. Burger to train the new town manager.

MOTION carried: ayes 3, nays 1 (Aurand).

Mr. Wischer stated Ms. Burger will assist with the MS4 report.

MOTION by Mrs. Hughes to prepare an independent contractor service agreement with Ms. Cynthia Burger to complete the MS4 report.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried: ayes 3, nays 1 (Aurand).

TOWN ENGINEER – Mr. Hynes

Mr. Hynes stated Jennings Street will be paved and Water Street will be striped. The sewer portion on State Street has been completed but due to a partial street collapse, the roadway pavement has to be stabilized.

MISCELLANEOUS BUSINESS

Mr. Hynes will review all asphalt and concrete cracks along the trail.

There will not be an Arts Commission meeting in September. All meeting notices will be posted on the lower level bulletin board in Town Hall.

Mr. Kavanaugh stated the Senior Center's visiting chef night was enjoyable.

Byron Sherman stated the Fiddler Fest will be held this weekend featuring a children's playground, music, libation and several vendors. Fried fish will be served from 5:00 p.m. to 8:00 p.m. on Friday and from noon to 8:00 p.m. on Saturday.

APPROVAL OF CLAIMS

MOTION by Mr. Moore moved that the following claim amounts be paid including sewer adjustments:

Civil Town – \$214,694.73

Sewer – \$326,776.62

State Revolving Fund (SRF) \$578,088.71

SECOND by Mrs. Hughes.

DISCUSSION: None

MOTION carried: ayes 4, nays 0.

ADJOURNMENT

MOTION by Mrs. Hughes to adjourn.

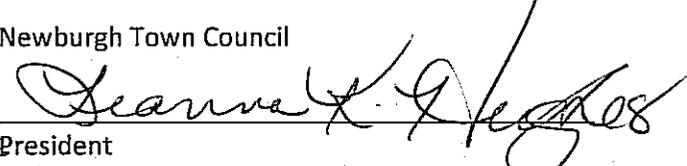
SECOND by Mr. Moore.

MOTION carried: ayes 4, nays 0.

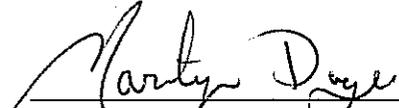
Mr. Kavanaugh adjourned the meeting at 7:22 p.m.

APPROVED this 9TH day of SEPTEMBER, 2015.

Newburgh Town Council


Vice President

ATTEST:


Clerk-Treasurer Deputy

CURBSIDE WASTE MANAGEMENT PROGRAM PRESENTATION:
NEWBURGH TOWN COUNCIL
August 26, 2015

Curbside Waste Management Program

The Warrick County Solid Waste Management District has approved the implementation of a “Modified Pay as You Throw” Curbside Waste Management Program to be implemented throughout Warrick County. The Program specifications are as follows;

Goals of the Program:

Modified Pay as You Throw Program: - 60 Gallon Container – Part of monthly fee.

Additional Containers have an increased monthly cost. Recycling Services – NO COST!

- Service Cost Stabilization: Has been reported to be \$60.00 to \$240.00/Qtr – with arbitrary service charges and fuel surcharges. Rate increases at the whim of companies.
- Improved Customer Service / Service Oversight
- Improved & Expanded Recycling Services for Residential/Embedded Businesses
- Reduction in Heavy Truck Traffic Warrick County Roadways
- Elimination of Reliance on Property Taxes – Elimination of District Property Tax Levy
- Promote Recycling and attain the Governor’s Recycling Goal of 50%

Curbside Trash Collection & Recycling Collection

Collection Frequency:

- Trash & Garbage Collection: Weekly
- Recycling Collection: Once every 2 Weeks

Containers:

Containers provided to Homeowners at no direct cost – (Property of District) – Provided by Contractor

- Trash & Garbage: 60 Gallon/Black with Red Lid
- Recycling: 90 Gallon / Blue with Green Lid

Items to be Recycled:

Recyclables collected under the contract shall become the property of the District.

- Items to be recycled are;
 1. All Plastics (1-7), 2. Metal Food Cans, 3. Scrap Metals, 4. Aluminum Cans,
 5. Scrap Aluminum, 6. Newspaper, 7. Office Paper, 8. Mixed Paper, 9. Magazines,
 10. Books, 11. Cardboard, 12. Box Board, 13. Clothing/Textiles, 14. Miscellaneous fiber materials not identified above and used clothing.
- This Program will not collect Glass.
 - a. Contamination of Fiber Materials – Destroys Value
 - b. Glass will be accepted at all drop-off centers & other special programs.

Participation Requirements:

- Provided County Wide Curbside Collection with an Opt Out Option
Allows Homeowner to Opt-Out of Curbside program but then must take waste materials to one of District Drop-off Centers. May not hire a different service for curbside collection.

PROGRAM COST:

- \$14.50/Month or \$43.50/Quarter annual increases based upon Consumer Price Index not to exceed 3%. Homeowners to be Billed by Renewable Resources LLC (Contractor)

SPECIAL SERVICES:

Discounts: 10% Senior Citizens, ADA Disabled and Veterans Discount

Curb To Door – Senior Citizens (age 65 or older) & ADA Disabled for No Fee.

Heavy Trash Collection: A Curb To Door – Senior Citizens (age 65 or older) & ADA Disabled available for a special fee to be agreed upon with the Contractor.

Curbside Yard Waste Collection; Available for a special fee to be worked out between the Community & the Service Provider.

Implementation Date:

- The New Waste Management Program is scheduled to be implemented on November 01, 2015.

Existing Recycling Program:

- Expires on October 31, 2015.
- This Program will not be renewed.
- Participation was very low not worth the tax dollars spent by the District
- District was paying for everyone to use the Program few were participating in the Program.

Current Drop-Off Centers:

Operations:

- All Centers to remain open at this time. Hours of Operation remain unchanged.
- Centers may begin accepting waste in bags only no greater than 40 gallons and may not weigh greater than 40 lbs.
- Recycling Services will be expanded to accept more materials.
- Glass Recycling: Will Resume at the Centers around October 01, 2015

Fee's:

- Drop Off Centers -increase in per bag costs so that they match that of the Curbside Program. Current Fees Structure is not paying for operation of the Waste Program. Under considerations is a \$1.00 for 17 gallon kitchen bag and \$2.00 for bags 40 gallons or less weighing no more than 40 lbs.
- Recycling Costs will remain unchanged. No fee will be charged.

Resolutions:

- The District passed a Resolution concerning approval of the Contract and implementation of the Curbside Waste Management Program. This Resolution identifies the Cost and Terms of the Program.
- The District passed a second resolution requiring all Recyclables collected in Warrick County to be brought to Pelzer Road or one of the other District's Drop-Off Centers.

For more information please visit us at; www.warrickrecycles.org

Warrick County Solid Waste Management District
(d.b.a.: Warrick County Recycling & Resource Management District)

The Warrick County Solid Waste District was created by the State Legislature in 1991 and charged with the handling of Waste Management and Recyclables in Warrick County. Shortly after that creation the District was formed. It was initially funded solely by Property Taxes. As the years have passed the District began raising revenues from the disposal of waste at its drop-off centers and bulk waste disposal site. The District has Autonomy from the County but its Budget is reviewed and approved annually by the Warrick County Council.

In helping prepare for today's presentation the information has been prepared;

Question: Is the District a Warrick County Department?

Answer: No – the Warrick County Solid Waste Management District is an independent government agency that is controlled by a 7 member Board of Directors.

Question: Who makes up the District Board of Directors?

Answer: District is made up of 7 elected governmental officials. The configurations of this Board is the 3 Commissioners, a County Council Representatives, the Mayor and a Council Representative from Boonville and a at Large Member that currently serves from Newburgh.

Question: Who is responsible for District Operations and Programs?

Answer: Ultimately the Board is responsible for all District Operations. To aid them in their Duties And responsibilities the Board has hired a Superintendent, Operations Foreman and a Controller who implement the Directives and Goals of the Board of Directors. To accomplish their Goals staffing needed to meet the District's Responsibilities were hired (with the Approval of the Board) this included Site Attendants, Truck Drivers/Heavy Equipment Operators and laborers

Question: The Current Processing Center and Curbside Waste Management Program are these part of a master Plan?

Answer: Yes – 2 Years ago the District implemented a 3 Phase Project that was designed to redirect as much trash and recyclables from transport to landfills, capture the value of that Material and become self-sustaining no longer using property taxes to fund its programs. This was all to be accomplished within 5 years.

Questions: What is this 3 Phase Project? Where are you in it's implementation?

Answer: The information to follow has been designed to answer these questions;

DISTRICT PUBLIC/PRIVATE PARTNERSHIP

3 PHASE PROJECT FOR DEVELOPMENT OF:

1. New Chandler Drop-Off Facility
2. Recycling Processing & Sorting Facility
3. Development of a Waste To Energy Facility

Goal:

1. Develop a Premium Drop-Off Center to offer better Services
(Including: Recyclable Collections, Household Hazardous Waste Collection, Electronics Collections and Other Special Collections)
2. Processing Center which allows for the Processing of District Recycling and allows for better value and elimination of processing costs in Warrick County.
3. Allow for the establishment of a Curbside Collection Program which;
 - a. increases waste diversion from Landfills while increasing revenues from the marketing of recyclables.
 - b. reduces wear & tear on county roadways - reduces the cost of maintenance.
 - c. provides improved accountability and transparency between service provider and county residents including cost control & complaint resolution.
 - d. Reduction/Elimination of District's Tax Levy

Status:

1. New Chandler Drop-Off Center has been completed – Operation began on October of 2014.
(Permanent Household Hazardous Waste Collection, Electronics Recycling to start in 2016.)
2. Processing Center is under construction and will be complete and ready for operation October 01, 2015
3. Curbside Waste Collection Program to be implemented in November of this Year for County Residents. Provides Curbside Waste Collection and Recycling to Warrick County Residents - We are working to gain support from the Incorporated areas. The Value of this Program has been;
 - a. Reduction in monthly disposal fees from curbside services from an average of \$55.00 to \$240.00 per quarter to a new quarterly rate of \$43.50 or \$14.50 per month.
 - b. Annual increases tied to Cost of Living not allowed to exceed 3%
 - c. 10 % Discounts to Senior Citizens (65 years of age or older), Disabled (ADA) and Veterans (both active service and retired service members)
 - d. Residents not wishing to participate in the Curbside Program may opt-out of the Program and continue to bring their waste and recyclables to the District's Drop-Off Centers.
 - e. For elderly and disabled not able to move trash or recycling containers to curb there is a curb to door service where the driver will collect the containers at the house, go to the truck and empty the container and return the container back to the house; this service is offered at no cost.
4. Waste to Energy Facility is undergoing construction of their material sorting facility for acceptance of trash. This process will separate inorganic waste (glass, plastics, metals and aluminum) from organic waste (biodegradable waste)
5. Staffing of the Sorting lines in both the Recycling Processing Center and the Waste Sorting Facility will come from Southern Indiana Resource Solutions (SIRs). The District will hire 5 part time laborers for operation of heavy equipment which includes balers, glass grinder, sorting line, skid steers and other equipment.

For additional information please visit us at www.warrickrecycles.org

RECYCLING: WARRICK COUNTY'S FUTURE