

Newburgh Town Council Meeting
Date: Wednesday, October 28, 2015

The Newburgh Town Council met in Committee and Regular Session on Wednesday, October 28, 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, Council-at-Large Tonya R. McGuire, Clerk-Treasurer Jon E. Lybarger and Town Attorney Christopher Wischer. 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. A moment of silence was observed for Arthur Gann, Wanda Burden, Dorothy J." Penny" Simon and our troops.

ROLL CALL

All were present for the public hearings and all remain in attendance.

District I - William F. Kavanaugh
District II – Leanna K. Hughes
District III – Alonzo B. Moore, Jr.
District IV - Anne Rust Aurand
Council-at-Large – Tonya R. McGuire
Clerk-Treasurer – Jon Lybarger
Town Manager – Christy Powell
Town Attorney – Christopher Wischer

APPROVAL OF MINUTES

1. Oct. 14, 2015 ~ Executive and Regular Session

Mrs. McGuire stated a correction is needed in the October 14, 2015 minutes as follows; the cost for solid waste and recycling will be \$11.90 per household.

MOTION by Mrs. McGuire to approve the Oct 14, 2015 Executive and Regular Session minutes as amended.

SECOND by Mr. Moore.

MOTION carried: ayes 5, nays 0.

2. Oct. 14, 2015 ~ Public Hearing: 2016 Budget

MOTION by Mrs. Hughes to approve the minutes of the Oct. 14, 2015, 2016 Budget Public Hearing.

SECOND by Mrs. McGuire.

MOTION carried: ayes 5, nays 0.

3. Oct. 14, 2015 ~ Public Hearing State Revolving Fund, Multi Project Preliminary Engineering Report

MOTION by Mrs. McGuire to approve the minutes of the Oct. 14, 2015, State Revolving Fund, Multi Project Preliminary Engineering Report Public Hearing.

SECOND by Mrs. Hughes.

MOTION carried: ayes 5, nays 0.

SCHEDULED REQUESTS & APPEARANCES

1. Georgia Wilkinson and Sally Hill, representing the Newburgh Women's Club, requested permission for a special project during National Police Week in May 2016. The club will honor and pay tribute to the Newburgh Police Department by tying blue ribbons on light and utility poles in the southern part of Warrick County and holding a memorial service for fallen officers. The ribbons will be in place from May 10th through the 17th with a memorial service planned on May 11, 2016 at a community church. Vectren has granted permission to use their poles for the project.

MOTION by Ms. Aurand to allow the Newburgh Women's Club to decorate Town light poles with blue ribbons during National Police Week from May 10 through 17, 2016.

SECOND by Mrs. Hughes.

DISCUSSION: Ms. Aurand suggested the use of a staple to hold the ribbons in place. Mrs. McGuire believes this is a wonderful project.

MOTION carried: ayes 5, nays 0.

2. Tom Bodkin and Josh Claybourn, Newburgh Museum Foundation Board of Directors, July 2016 Indiana Bicentennial Celebration Plans

Tom Bodkin, 100 Water Street and Josh Claybourn, 100 East Jennings, presented plans for next year's bicentennial plans during the weekend of July 15, 2016 including a reenactment of the Newburgh raid and a Civil War skirmish. Mr. Bodkin requested council approval to close parts of French Island Trail and permission to discharge black powder weapons. The road closures will be discussed with the chief.

MOTION by Mrs. Hughes to approve the closure of French Island Trail and discharge black powder weapons during the bicentennial weekend of July 15, 2016.

SECOND by Mrs. McGuire.

DISCUSSION: Mr. Kavanaugh stated the town was captured without a shot fired.

MOTION carried: ayes 5, nays 0.

PETITIONS & COMMENTS FROM CITIZENS PRESENT

Bev Schweiss and Carol Schaefer, President and Executive Director Historic Newburgh Inc. (HNI) respectively, requested the support of HNI in the amount of \$6,000.00 be continued through 2016 and include \$1,000.00 for the lamppost project.

MOTION by Ms. Aurand to continue to support HNI in the amount of \$6,000.00 in 2016 and \$1,000.00 for the lamppost project.

SECOND by Mrs. Hughes.

DISCUSSION: Mrs. Hughes stated this is money well spent as their efforts are a benefit to the town.

MOTION carried: ayes 5, nays 0.

UNFINISHED BUSINESS

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

MOTION by Mrs. McGuire to remove from table Mystic Development, Country Place Drive, Encroachment Agreement.

SECOND by Mrs. Hughes.

MOTION carried: ayes 5, nays 0.

MOTION by Mrs. McGuire to remove Mystic Development, Country Place Drive, Encroachment Agreement from the agenda.

SECOND by Mrs. Hughes.

MOTION carried: ayes 5, nays 0.

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

Continue to table.

3. Trolley, tabled August 26, 2015

Continue to table.

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

Continue to table.

5. State and Gray Residence, tabled September 23, 2015

Continue to table.

NEW BUSINESS

1. Forest Park Grant

Mr. Hynes stated there is a drainage issue affecting town and county residents in the area of Forest Park and Riceland. The town has been asked to decrease the amount of erosion and volume of water going down the hill. The cost to do so is approximately \$28,000.00. The county has agreed to repair their issues associated with the project.

MOTION by Ms. Aurand to approve the Forest Park drainage project in the amount of approximately \$28,000.00.

SECOND by Mrs. McGuire.

DISCUSSION: Mrs. McGuire questioned if storm water had the funds to cover the project. Mr. Kavanaugh stated the funding would come from the general fund. The project could be considered a road way improvement or drainage repair and would open up swales along the road and trench drains across driveways leading the water to the large drain at the bottom of the hill. The project should be completed in spring of 2016.

MOTION carried: ayes 5, nays 0.

2. November and December Council Meetings

Mrs. McGuire suggested moving the November council meeting dates to avoid conflicts with Veteran's Day and Thanksgiving. An additional council meeting will be held on December 30, 2015 for transfers and appropriations.

MOTION by Mrs. McGuire to reschedule the November Town Council meetings to November 10 and 24, 2015 and include an additional meeting on December 30, 2015.

SECOND by Mrs. Hughes.

DISCUSSION: None

MOTION carried: ayes 5, nays 0.

3. Storm Water Pollution Prevention Plan

- Street Department Maintenance Facility
- Old Plant Lift station
- Wastewater Treatment Facility
- Fire Department

Storm Water Pollution Prevention Plans (SWPPP) were presented to the drainage board for the Street Department Maintenance Facility, Old Plant Lift station, Wastewater Treatment Facility and Fire Department. The drainage board unanimously accepted the plans. The plans were necessary for Indiana Department of Environmental Management (IDEM) Municipal Separate Storm Sewer Systems (MS4) audit issues.

MOTION by Mrs. McGuire to approve the Storm Water Pollution Prevention Plan for the Street Department Maintenance Facility, Old Plant Lift station, Wastewater Treatment Facility and Fire Department.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried: ayes 5, nays 0.

4. Downtown Revitalization Committee

MOTION by Mrs. McGuire to reactivate the Downtown Revitalization Committee.

SECOND by Mrs. Hughes.

DISCUSSION: Committee members will be named; Mrs. McGuire will chair the committee.

MOTION carried: ayes 5, nays 0.

5. Application to Work in County Road Right of Way, Lift Station No. 3 Bypass Pumping Repair

Mr. Hynes stated the lift station near the Wastewater Treatment Plant is in need of a new pump base and the station must be shut down for the repair. Some of the work will take place in the county which will require a right of way.

MOTION by Mrs. Hughes to approve the Application to Work in County Road Right of Way, Lift Station No. 3 Bypass Pumping Repair.

SECOND by Mr. Moore.

DISCUSSION: None

MOTION carried: ayes 5, nays 0.

6. Ordinance 2015-12, Solid Waste and Recycling Fee

MOTION by Mrs. McGuire for the first reading of Ordinance 2015-12, Solid Waste and Recycling Fee.

SECOND by Mrs. Hughes.

MOTION carried: ayes 5, nays 0.

Mr. Wischer read Ordinance 2015-12, an ordinance amending prior ordinances establishing a user's fee for the collection of solid waste and recycling in the Town of Newburgh.

MOTION by Mrs. McGuire to accept the first reading of Ordinance 2015-12, Solid Waste and Recycling Fee.

SECOND by Mrs. Hughes.

DISCUSSION: None

MOTION carried: ayes 5, nays 0.

MOTION by Mrs. McGuire for the second reading of Ordinance 2015-12, Solid Waste and Recycling Fee.

SECOND by Mrs. Hughes.

MOTION carried: ayes 5, nays 0.

Mr. Wischer read Ordinance 2015-12, an ordinance amending prior ordinances establishing a user's fee for the collection of solid waste and recycling in the Town of Newburgh.

MOTION by Mrs. McGuire to adopt Ordinance 2015-12, Solid Waste and Recycling Fee.

SECOND by Mrs. Hughes.

DISCUSSION: None

MOTION carried: ayes 5, nays 0.

7. Newburgh Presbyterian Church 175th Anniversary

MOTION by Ms. Aurand to prepare a proclamation for the Newburgh Presbyterian Church 175th Anniversary and declare Sunday, November 29, 2015 Newburgh Presbyterian Church Day in Newburgh.

SECOND by Mrs. McGuire.

DISCUSSION: None

MOTION carried: ayes 5, nays 0.

MOTION by Mrs. Hughes to refund the Preservation Hall rental fee to the Presbyterian Church.

SECOND by Ms. Aurand.

DISCUSSION: None

MOTION carried: ayes 5, nays 0.

COMMISSION REPORTS

AIR AUTHORITY - Ms. Aurand

No report.

BOARD OF ZONING APPEALS – Mrs. McGuire

No report.

FIRE - Mr. Moore

Chief Campbell stated the open house was successful. Retired engine #19 was sold to a buyer from Mexico. The township trustee and the advisory board approved the purchase of a new ladder truck which will be stationed at the Newburgh fire station. Delivery is expected within 10 to 11 months.

HISTORIC PRESERVATION COMMITTEE (HPC) - Mrs. McGuire

No report.

PARK – Mrs. Hughes

Mrs. Hughes stated the Park Board will meet on November 5, 2015 at the Lock and Dam Building. The Lou Dennis Community Park is much improved following the landscape manicure and building repairs.

PLAN – Mrs. McGuire

No report.

POLICE – Mrs. McGuire

The Police Commission will meet on November 9, 2015. Ms. Aurand thanked the department for cleaning the dumpster on Locust Street. The noise ordinance was discussed and will be reviewed. The police vehicle previously parked at Windsor Pointe is now being serviced.

SITE REVIEW COMMITTEE – Mrs. McGuire

The committee has review the neighborhood grocery plat allowing legal and engineering to proceed.

STORM WATER – Mr. Kavanaugh and Mr. Moore

Mr. Hynes stated as part of the MS4 program, markers are needed for the drainage inlets.

MOTION by Mr. Moore to approve the \$829.30 order for 250 drainage inlet markers.

SECOND by Mrs. Hughes.

DISCUSSION: None

MOTION carried: ayes 5, nays 0.

Mr. Moore stated the drainage issue on Park Street has been completed.

Water ponding formed on the north side of Jennings at Jefferson and at Jennings and Monroe during the recent heavy rain. The issues may have been caused by Vectren filling some pipes with concrete and flowable fill. The lines will be reviewed.

Regarding the drainage problem on Maple Lane, an easement was required of property owners when the new drainage pipe was placed from Maple Lane to Windsor Pointe. Some of the homes are lower than the roadway; however, drainage facilities are available if they wish to improve their property.

Mrs. Powell reported two (2) storm water permits were purchased totaling \$590.00.

STREETS – Mr. Moore

Mr. Moore stated sign poles were replaced on Water Street at the intersections with Washington and Monroe; seven (7) poles have been replaced since the project began. New batteries were installed in all flashing barricades for the Ghost Walks. Limbs were cut along Highway 662 between Knob Hill and Yorkshire to prepare for a swale installation by Metzger Construction. Rivertown Trail, French Island Trail, cottage areas, the public parking lot and flower beds were cleared of vines, limbs and leaves. Several sink holes were filled with sand at the Knob Hill retention pond.

UTILITY – Mrs. Hughes

Utility will meet on November 4, 2015.

STANDING COMMITTEES

No report.

PERSONNEL – Mrs. Hughes

Mrs. Hughes stated the committee will meet next week to update the Personnel Policy and to discuss the position at the Wastewater Treatment Facility

SPECIAL BOARDS/COMMITTEE REPORTS

SIDEWALK – Mrs. Hughes

Mrs. Hughes will prepare a sidewalk repair list for compensation of liquidated damages.

ARTS COMMISSION – Mrs. Hughes

No report.

RIVERTOWN TRAIL – Mrs. McGuire

Mrs. McGuire stated the Rivertown Trail 5K committee members will be contacted for funding from the 5K fund for the purchase of an LED radar and message sign.

ZONING ADMINISTRATOR – Mrs. Powell

Mrs. Powell stated she and Ms. Wydicks are reviewing the Wal-Mart plat. In September, 17 permits were issued amounting to \$1,557.00 with a total valuation of \$535,000.00.

CLERK-TREASURER – Mr. Lybarger

Mr. Lybarger stated appropriation increases for seven (7) funds have been advertised. A draft of the ordinances codification is under review by Mr. Wischer.

TOWN ATTORNEY – Mr. Wischer

A Solid Waste and Recycling Collection Service Contract for Advanced Disposal has been prepared.

MOTION by Mrs. Hughes to approve the Solid Waste and Recycling Collection Service Contract with Advanced Disposal.

SECOND by Mrs. McGuire.

DISCUSSION: None

MOTION carried: ayes 5, nays 0.

TOWN ENGINEER – Mr. Hynes

Paving and sidewalks are nearly complete with striping to begin on Thursday. Mr. Manhole work will take approximately one week to complete and will begin the first week in November.

An additional stripe will be added to Lock and Dam parking lot to assist motorists with parking.

Carol Schaefer has requested 12 park stops be removed from the Lock and Dam parking lot for the wine fest requiring a contractor change order which will be presented at the next meeting.

The sidewalk modification at Gray and State will be completed in the near future.

TOWN MANAGER – Mrs. Powell

No report.

MISCELLANEOUS BUSINESS

Ms. Aurand received a paving contractor compliment from the Feather Your Nest proprietors.

APPROVAL OF CLAIMS

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

Civil Town – \$191,724.54

Sewer – \$ 182,401.74

State Revolving Fund (SRF) \$ 12,644.02

SECOND by Mrs. McGuire.

DISCUSSION: None

MOTION carried: ayes 5, nays 0.

ADJOURNMENT

MOTION by Mrs. McGuire to adjourn.

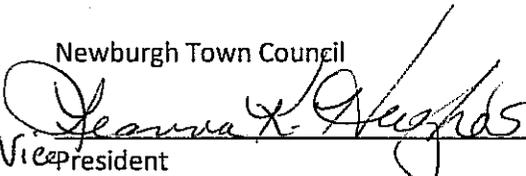
SECOND by Mrs. Hughes.

MOTION carried: ayes 5, nays 0.

Mr. Kavanaugh adjourned the meeting at 7:14 p.m.

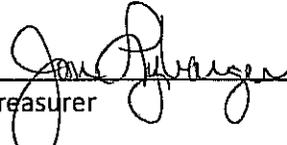
APPROVED this 10 day of November, 2015.

Newburgh Town Council

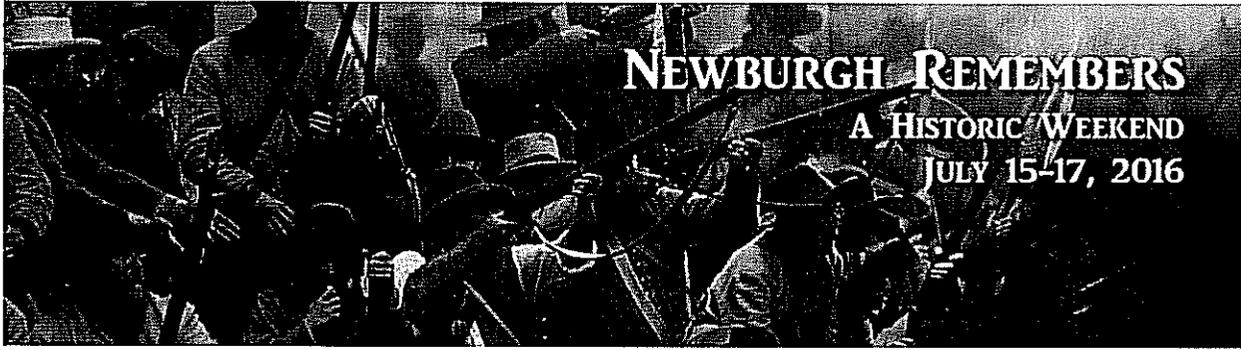


Vice President

ATTEST:



Clerk-Treasurer



Friday, July 15, 2016

- Heritage Federal Credit Union Cotillion Ball (6:00 p.m.): A formal ball and social gathering will be held on Friday, July 15th. Interact and mingle with friends and local celebrities as if the clock had been turned back to 1862. Period attire is encouraged, though not required.

Saturday, July 16, 2016

- Farmers Market (8:00 a.m. – noon): Overlooking the sparkling waters of the Ohio River, enjoy browsing a variety of vendors.
- Civil War Beard Competition (12:00 a.m. noon): To celebrate the iconic styles of Civil War-era facial hair, compete in categories based on Civil War styles.
- Raid Reenactment (1:00 p.m.): As roughly 30 Confederate raiders advanced on Newburgh from the Ohio River, about 80 Union soldiers guarding the town are duped into giving up valuable firearms. Guests will have an opportunity to interact with soldiers dressed in Civil War garb.
- Skirmish Reenactment (2:00 p.m.): This portion of the weekend will feature a full scale Civil War skirmish. Spectators are drawn in and begin to see a picture of what fighting was like during the Civil War.
- Ladies Tea (3:30 p.m.): Join us for tea to be held at the historic Old Newburgh Presbyterian Church. Tea and light refreshments will be served to “ladies only.”

Sunday, July 17, 2016

- ERA Realty Historic Home Tour (12:30 p.m. – 3:00 p.m.): Get an exclusive look at some of Newburgh’s most historic homes, including homes that existed in the 1860s as witnesses to the Newburgh Raid. Participants choose the order of the houses they wish to tour, and each home includes tour guides.
- Mock Trial (time TBD): Watch a mock trial of Confederate sympathizers charged with murder after allegedly assisting the raiders and learn more about the raid’s aftermath.