

BOURBON TOWN COUNCIL MEETING

DECEMBER 13, 2011

A regular meeting for the Town Council for Bourbon, Indiana was held on December 13, 2011, beginning at approximately 7:00 p.m. in the Town Meeting Room with all Council Members and the Clerk-Treasurer present in person. The minutes from the prior meeting of the Council were approved, which was done without change or correction.

A representative of Territorial Engineering first appeared before the Council and presented pay applications for RE Crosby in the sum of \$102,410.00; Priority Project Resources in the sum of \$14,500.00 and Territorial Engineering in the sum of \$20,000.00. These pay applications all related to the main lift station project. He also reported on the status of that project and the problem they were having with the supplier of the generator needed for the same. After discussion, the Council unanimously approved the payment of the stated pay applications.

The town attorney then reported to the Council, concerning the Mediacom/Praeger situation. He indicated that Mediacom would reduce their annual lease payment to \$25.00, since it has been established that the building they have constructed was really on land owned by others and not owned by the town. The town attorney also indicated that he recommended the lease be approved, contingent upon receiving a full release from the current owners of the real estate for any claim they might have for past rental paid for the use of this property that the town did not own. After discussion, Member Wattenbarger moved to approve the new lease with Mediacom for \$25.00 per year, contingent upon receiving the release from the Praegers, as to any liability for past lease payments made to the town by Mediacom. This motion was seconded by Member Hanley and unanimously approved by the Council.

The Council then took up a discussion of the salary ordinance for the coming year. After discussion, Member McFarland moved to suspend the rules and pass ordinance 2011-15 on all three readings, which motion was seconded by Member Hanley and unanimously approved by the Council. Member McFarland then moved to pass Ordinance 2011-15, being the salary ordinance for 2012 on all three readings, which motion was seconded by Member Wattenbarger and unanimously approved by the Council.

The Council then discussed the adoption of the trash rate ordinance for the coming year. The Clerk-Treasurer indicated that the Council was contractually bound to increase the rate to \$13.75 per household per month for the coming year. After discussion, Member Wattenbarger moved to suspend the rules so that Ordinance 2011-14 could be passed on all three readings, which motion was seconded by Member Hanley and unanimously approved by the Council. Member Wattenbarger then moved to adopt Ordinance 2011-14 on all three readings, which is the trash rate ordinance, increasing the monthly charge to \$13.75 per household per month for the final year of the contract, which motion was again seconded by Member Hanley and unanimously approved by the Council.

The Council then discussed Ordinance 2011-12, having to do with the discharge of air or pellet gun and other firearms in the town. After discussion, Member McFarland moved to adopt this ordinance on all three readings, which motion was seconded by Member Wattenbarger and unanimously approved by the Council. Member McFarland then noted to the meeting that he had modified the language that the town attorney had prepared to make sure that it was understood that a policeman could use a firearm in the line of duty and that otherwise the ordinance only prohibited the use of firearms covered by the ordinance in an unsafe manner. After further discussion, Member McFarland moved to pass Ordinance 2011-12 on all three readings, which motion was seconded by Member Wattenbarger and unanimously approved by the Council.

The Council then discussed Ordinance 2011-11, prohibiting the consumption of alcoholic beverages in town parks. Member McFarland moved to suspend the rules so that this ordinance could be passed on all three readings, which motion was seconded by Member Hanley and unanimously approved by the Council. After further discussion, Member McFarland moved to pass Ordinance 2011-11 on all three readings, which motion was seconded by Member Hanley and unanimously approved by the Council.

The Council then took up Ordinance 2011-10, which created the Ordinance Violation Bureau for the town. After discussion, Member McFarland moved to suspend the rules, so that this ordinance could be passed on all three readings, which motion was seconded by Member Wattenbarger and unanimously approved by the Council. After further discussion, Member McFarland moved to pass Ordinance 2011-10, creating the Ordinance Violation Bureau for the town, which motion was then seconded by Member Hanley and unanimously approved by the Council.

The Clerk-Treasurer next appeared before the Council and reported on her work with Umbaugh & Associates on the possible reissuance of the Center Street bond. She also presented another Incentive Downtown application, which was submitted by Freedom Oil, showing what improvements they have made to their property recently. The Council decided to table this application for future consideration.

The Council noted also that the sidewalk in front of the Journey's End has been completed to everyone's satisfaction.

The Clerk-Treasurer then reported to the Council that she had been contacted by Louise Mason of the Bourbon Kiwanis Club and about the possibility of a Christmas Program the club was considering that might involve the use of the Senior Citizen's Center. While the Council was very supportive of this possible future program, it was noted that the Senior Citizen Center has heavy use during the month of December.

Chief Martin then appeared before the Council and presented his report for November. He also reported on a State Award received by the Marshall County DUI Task Force as being the best operation out of 92 counties in the State of Indiana. The Council congratulated him and those involved with this task force for their good work.

Roger Terry then appeared before the Council to report on the sign grant status.

Mike Shoda then appeared before the Council and asked for permission to attend the classes in Bloomington in March that he normally goes to each year. This request was approved. Mr. Shoda also asked for permission to proceed with the capital improvements budgeted for the water and wastewater departments. After discussion, Member Hanley moved and Member Wattenbarger seconded that Mr. Shoda could proceed with the capital improvements budgeted for his department, which motion was then unanimously approved by the Council.

Bill Keyser then appeared before the Council and reported on the citations that he issued recently and the replies that he had received to the same. He also asked about the possibility of posting signs concerning no alcohol usage in the parks and otherwise detailing park rules. The Council asked that he work with Mr. Terry in ordering Mr. Terry in ordering these signs and approved the purchase of signs for the parks not to exceed \$500.00 in cost on the motion of Member McFarland, which was seconded by Member Wattenbarger and unanimously approved by the Council.

Member Hanley asked Mr. Keyser about the old News-Mirror building and its status. Mr. Keyser reported that the owner had been in touch with him about two weeks ago that they were working on fencing the back of this building. Member Hanley asked that he continue to monitor the status of this property.

Member Wattenbarger then thanked the Council and everyone else who expressed their condolences on the loss of his father.

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Member McFarland asked the town attorney if he could draft contracts for the Little League Director and the Little League Concessions Supervisor, which the town provides salaries for. He agreed to provide the town attorney with more information so those contracts could be drafted for consideration at the next meeting.

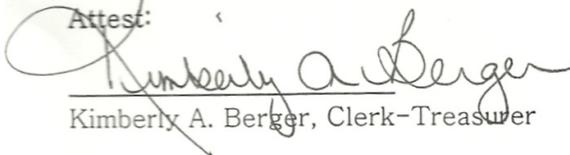
There being no further business to come before the meeting, the meeting was thereupon duly adjourned.

Respectfully submitted:



Les McFarland, president

Attest:



Kimberly A. Berger, Clerk-Treasurer