

BOURBON TOWN COUNCIL MEETING

NOVEMBER 13, 2012

A regular meeting for the Town Council for Bourbon, Indiana was held on November 13, 2012, 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.

As its first order of business, Member McFarland indicated that there may be others interested in farming the tillable acres the town owns next to their settling ponds. Brian Clark, the current tenant was present and he indicated he was aware that the town wanted to open up the farming of this land for bids. Tim Gochenour was also present as an interested bidder for the lease of this land. Mr. Clark indicated that anyone bidding to farm this property had to be aware that there are restrictions on where any crops raised on the land can be sold due to the nature of irrigation from the town's settling ponds. It was agreed that the year to year lease with Mr. Clark would be terminated and he acknowledged as much in the course of the discussion and that bids would be received on leasing the tillable acres owned by the town at the next meeting of the council on December 11, 2012. Member McFarland moved to terminate the lease with Mr. Clark and asked that the Clerk-Treasurer advertise for potential bidders on leasing this land with bids being due by December 10, 2012, all subject to research by the town attorney on whether further steps must be taken to lease the ground in question, which motion was then seconded by Member Wattenbarger and unanimously approved by the Council.

Michael Phipps then appeared before the Council to discuss the ADA requirements the town is now facing. He had sent materials to the Town Council already on this matter. The town attorney also reviewed the requirements involved. After discussion, the Council asked the town attorney to prepare a resolution for their consideration at the next meeting and indicated that Roger Terry would be named as the ADA/504 coordinator. Mr. Terry and one of his employees will be attending a workshop on these changes in the meantime.

Bill Keyser then reported to the Council on the substandard building problems the town is having at two different locations. On the Long property, he reported that the owner paid the taxes in time to prevent it from going to tax sale. On the restaurant property, he reported that suit had been filed and that Summons was being served on the owner of this property. The Council then asked Mike Shoda about the reimbursement due for the generator problems the town had previously. He was asked to contact the company involved one more time, but if they did not respond within 10 days to contact the town attorney so a demand letter could be sent to this company.

Member Hanley then presented a quote he had obtained on the roof repairs/replacement for the park pavilion and indicated he was still waiting on another quote to come in. The Council agreed to table this matter until the second quote could be received.

The Clerk-Treasurer then presented to the Council an incentive grant request from Robert Wanemacher for repairs that he was making to his downtown apartments. After discussion, Member Wattenbarger moved to approve his request for a sum of up to \$2,500.00, which motion was seconded by Member Hanley and approved by the Council.

The Clerk-Treasurer then presented Ordinance 2012-06 to the Council, which provided for an increase in the town's waste hauling contract to \$13.89 per household from the previous charge of \$13.75 per household. After discussion, member McFarland moved to ~~suspend the rules with respect to this ordinance, so that it could be passed on all three readings~~, which motion was seconded by Member Wattenbarger and unanimously approved by the Council. Member McFarland then moved to pass Ordinance 2012-06 on three readings, which motion was seconded by Member Hanley and unanimously approved by the Council.

The Clerk-Treasurer also asked the Council about a bill she had received from Hostetler Landscaping for the reworking of the softball diamond. This apparently was approved by the little league, but no one asked who would be responsible for the bill. After discussion, the Council asked that the bill be resubmitted to the high school, since it was on their property and also to the little league for those groups to hopefully share the cost of this expense.

The Clerk Treasurer then reported to the Council on repairs that were required for a town fire truck. She asked for approval of the Council to pay for these repairs, amounting to approximately \$10,000.00 from the town's rainy day fund, if necessary. After discussion, Member Wattenbarger moved that her request be approved, which motion was seconded by Member McFarland unanimously approved by the Council.

A discussion was then had about the little league organization using the town's tax identification number to purchase goods and materials for not only the construction of the new concession stand, but possibly also for supplies being used as inventory for their concession stands. The town attorney indicated that this was not an appropriate use of the town's identification number although since the little league was a not-for-profit group, there may not be any serious problems with what was being done. Nevertheless, the Council decided to notify the little league that it should not use its identification number any longer and that they should either request the school to allow the use of their identification number or apply for one of their own.

Chief Martin then appeared before the Council to present his monthly report. He also asked about the creation of his reserve officer program and the policy manual that he had come up with for the same. He asked that this be approved. After discussion, Member McFarland moved to approve the request to start a reserve police program in Bourbon and

the policy that had been prepared regarding the same, which motion was seconded by Member Wattenbarger and unanimously approved by the Council.

Roger Terry next submitted his monthly report to the Council and indicated that all leaf pickups would be completed by the end of this month.

Ann Harro next appeared before the Council and complained about the storm drain behind her house at 114 North Main Street. Mike Shoda indicated that he would inspect the problem and report back to her and the Council on how it might be resolved.

Mr. Shoda then presented his monthly report to the Council. He also reported on the initial work being done at the Shells facility. He said that the contract the town had proposed with them had been approved by Shells and he asked the Council to approve that contract as well. After discussion, Member Hanley moved to approve the contract with Shells as recommended by Mr. Shoda, which motion was then seconded by Member Wattenbarger and unanimously approved by the Council. Mr. Shoda also discussed with the Council the need to replace a pickup truck, owned in his department with a new utility truck that had at least an 11-foot bed. He said that he had found such a truck for sale at cost of \$35,952.00, which he felt like was a very good buy for the town. He asked the Council for permission to purchase this truck to make sure that it was not sold to someone else. After discussion, Member McFarland moved to grant permission to purchase this truck on condition that Mr. Shoda look into trading in the pickup truck, which motion was then seconded by Member Hanley and unanimously approved by the Council.

Member McFarland then announced to the meeting that the town Christmas party would be held on December 7, 2012. Member Wattenbarger moved to approve his request to use Yellow River Barbeque as the caterer for this party, which motion was seconded by Member Hanley and unanimously approved by the Council.

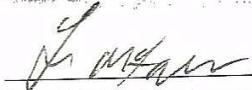
The Council then mentioned the deaths of a former employee of the town, William Peckham and a former Council Member, Kenneth Keller. The Council recognized both of them for their service to the Council and the town over the years.

Member Hanley then asked that the Council consider holding a Christmas decoration contest once again and that the town attorney and his family be asked to judge this contest. After discussion, Member Hanley moved to hold such a contest with prizes of \$100.00, \$75.00 and \$50.00 given to winners, which motion was seconded by Member McFarland and unanimously approved by the Council. Mr. Wagner indicated that he would consult with his family about judging the contest as requested.

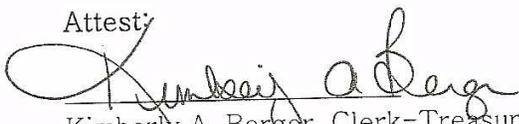
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There being no further business to come before the meeting, the meeting was thereupon duly adjourned.

Respectfully submitted:



Les McFarland, president

Attest:


Kimberly A. Berger, Clerk-Treasurer