

BOURBON TOWN COUNCIL MEETING

AUGUST 8, 2023

A regular meeting of the Town Council for Bourbon, Indiana was held at 6:00 p.m. on Tuesday, August 8, 2023, with Council Members, Ward Byers, Terry Clemens, Les McFarland, Attorney Alex Hoover, and Clerk-Treasurer Kimberly Berger present in person. The meeting was opened to the public and livestreamed via You Tube.

PLEDGE OF ALLEGIANCE

MINUTES: Member Clemens, made a motion to approve the minutes of the July 11, 2023, meeting, Member McFarland asked for a correction to the minutes changing the word bullying to criticize. Member Clemens, after discussion rescinded his motion. Member McFarland moved to accept the minutes with the change, Member Clemens seconded and carried by a vote of 3 Ayes, 0 Nays.

PRIDE OF BOURBON AWARD: President Byers presented the Pride of Bourbon award to Jason Lemler, owner of Lemler Oil. The Lemler's recently remodeled one of their buildings to reinstate it to the original historic look.

OLD BUSINESS: There was no old business to come before the Council.

NEW BUSINESS: Jessica Beatty, Executive Director of Marshall County Tourism gave an overview of their activities and provided each member with a booklet showcasing their activities throughout Marshall County. President Byers thanked her for the grant opportunities that has come to Bourbon and to promote tourism within our Town.

President Byers asked for approval of Pay Application #3 for Crosby Construction in the amount of \$43,297.65. Member McFarland motioned to approve Pay App #3, Member Clemens offered the second and the motion passed 3 Ayes, 0 Nays.

President Byers asked for a motion to open a public hearing to discuss Ordinance 2023-09. Member McFarland motioned to open the hearing, Member Clemens offered the second and the motion passed 3 Ayes, 0 Nays. Jayne Fuller asked if there had been any clarification on whether fencing had to be installed with outdoor seating, and President Byers stated only if alcohol was being served. Ms. Kim Kephart asked if the ordinance would be available to the business owners and asked that the ordinance be read aloud. She also inquired about if there was a specific timeframe to have the outdoor seating removed if there was a scheduled event or weather issue. President Byers stated that he felt it would just be common sense. President Byers read the ordinance and checked with Ms. Kephart if she had additional questions or comments. Member McFarland motioned to close the public hearing, Member Clemens offered the second and the motion passed 3 Ayes, 0 Nays. Member McFarland motioned to approve Ordinance 2023-09 on first reading, Member Clemens offered the second and the motion passed 3 Ayes, 0 Nays. Then

Member Clemens suspended the rules and pass Ordinance 2023-09 on all three readings, Member McFarland offered the second and the motion passed 3 Ayes, 0 Nays.

President Byers informed the Council that he has been working with The Troyer Group on renovations for the park building to bring the wiring, restrooms, etc. up to code. The Town has the opportunity to apply for an OCRA grant for up to \$500,000.00 with a 10% match to be provided by the Town. President Byers asked for approval to apply for the grant. Member McFarland had several questions concerning the financing of the project and was questioning our last OCRA grant that had several amendments that caused additional funding towards the project. Clerk-Treasurer Berger revisited the decision of the council to not pursue the penalties against the contractor for not fulfilling their obligation of the contract. President Byers reminded Member McFarland that the park building match would be from the general fund. Member Clemens motioned to move forward with the application, Member McFarland offered the second and the motion passed 3 Ayes, 0 Nays.

REPORTS FROM DEPARTMENT HEADS: Ms. Berger asked for approval of claims 5616-5703 in the amount of \$276,403.06. Member McFarland motioned to approve the claims, Member Clemens offered the second and the motion passed 3 Ayes, 0 Nays.

Berger informed the Council that the public hearing on the 2024 budget will be held on September 12, 2023, at 6:00 p.m. and the 2024 Budget adoption will be on Tuesday, September 26, 2023, at 6:00 p.m. She also informed the council that Marshall County will be holding an early voting for the Municipal election at the Matchett Event Center on Saturday, October 28th from 9:00 a.m. until 2:00 p.m. Regular voting will take place on Tuesday, November 7th from 6:00 a.m. to 6:00 p.m.

Chief Martin submitted the Police Department's monthly report. Chief Martin submitted the resignation of Taylor Sahlhoff effective August 18, 2023. Martin asked permission to continue the search for 2 additional officers and asked to raise the clothing allowance for the officers from \$750.00 to \$1,000.00 per year. Member McFarland motioned to accept this change to the budget for 2024, Member Clemens offered the second and the motion passed 3 Ayes, 0 Nays.

Roger Terry, Supervisor of Public Works, presented the activity reports of the departments. Member McFarland thanked Mr. Terry and the crew for brush pick up after a recent storm.

Chad Stepp, Fire Chief, was not in attendance.

TOWN ATTORNEY: Mr. Hoover informed the Council that he had nothing to share after clarification on Ordinance 2023-09.

PATRON'S COMMENTS: Jayne Fuller inquired about the option of a 5-member Town Council for the future. Ms. Fuller stated that she felt it would bring more diversity and offer more opinions and ideas. Attorney Hoover stated that he had looked into that option at one point, but

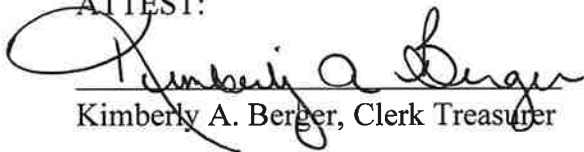
it was the discretion of the Town Council and at that point, they chose to keep a 3-member Council. Jonah Best agreed with Ms. Fuller.

Jonah Best inquired about where the Council was in finding a replacement for the Zoning/Planning employee. Member McFarland stated that he was waiting for a proposal from Marshall County. Mr. Best asked about proceeding with the application from another applicant. Member McFarland stated he would try to get an interview set up.

COUNCIL MEMBER COMMENTS: Member McFarland stated that there would be a Redevelopment meeting on August 9th at 6:30 p.m.

ADJOURNMENT: Being no further business to come before the Council, Member McFarland made the motion to adjourn at 6:29 p.m., a second was offered by Member Clemens and carried by a vote of 3 Ayes, 0 Nays.

ATTEST:


Kimberly A. Berger, Clerk Treasurer


Ward Byers, President