

## BOURBON TOWN COUNCIL MEETING

August 13, 2024

A regular meeting of the Town Council for Bourbon, Indiana was held at 6:00 p.m. on Tuesday, August 13, 2024, with Council Members, Les McFarland Terry Clemens, Jonah Best, Clerk-Treasurer Kimberly Berger, and Attorney Alex Hoover present in person. The meeting was opened to the public and livestreamed via You Tube.

### PLEDGE OF ALLEGIANCE

MINUTES: Member Best made a motion to approve the minutes of the July 9, 2024, regular meeting, Member Clemens offered the second and it passed 3 Ayes, 0 Nays.

OLD BUSINESS: Ordinance 2024-06 was reintroduced after passing on first reading at the July meeting that addressed changes to Chapter 3 of the current zoning ordinance. Member Clemens motioned to pass Ordinance 2024-06 on the second reading, Member Best offered the second and the motion passed 3 Ayes, 0 Nays. The Ordinance will be finalized at the September 10, 2024, meeting.

NEW BUSINESS: Clerk-Treasurer asked for permission to place the Town's name on a list for an IFA grant that would allow the town to hire a water apprentice through a program through the Alliance of Indiana Rural Water. This grant provides the funding for this intern for a period of approximately 2 years. Member Clemens motioned to approve this request, Member Best seconded the motion and it passed with a vote of 3 Ayes, 0 Nays.

Quotes were presented for the installation of a generator at the EMS building. Banner Electric's quote was for \$10,934.50 and a quote from Live Oak Electric in the amount of \$11,274.00 was discussed. Member Clemens motioned to accept the quote from Banner Electric, Member Best seconded the motion since the Town is already under a service contract with Banner Electric and it passed with a vote of 3 Ayes, 0 Nays.

President McFarland opened a discussion concerning electric bikes and scooters operating within the Town's limits. He felt due to the speed, some regulations needed to be in place. Attorney Hoover informed the Members of the State Statute. Members Best and Clemens felt that it was not pertinent at the moment to pursue regulations.

Member Best asked to solicit quotes on the replacement of the metal roof at the Park Pavilion. Currently, there is damage to the skylights and the pattern is obsolete.

REPORTS FROM DEPARTMENT HEADS: Ms. Berger asked for approval of claims 6656 to 6749 in the amount of \$580,925.79. Council Member Clemens motioned to approve the claims, Member Best offered the second and the motion passed 3 Ayes, 0 Nays.

Clerk-Treasurer Berger asked for approval of Pay App #15 for Crosby Construction in the amount of \$50,279.31. Member Best motioned to approve Pay App 15, Member Clemens seconded the motion, and it passed with a vote of 3 Ayes, 0 Nays.

Change Order #3 in the amount of \$10,637.00 which addressed additional pipe stands, fencing modifications, Nipsco pole change, Knox box and time extension for the project was introduced for approval. Member Clemens motioned to approve Change order 3, Member Best seconded the motion and it passed with a vote of 3 Ayes, 0 Nays.

Berger informed the Council that Steve Walsh was recently notified by the State of Indiana that he successfully passed his DSM Water Works Operator and WT3 Water Works Operator exam and is now dual certified in both Wastewater and Water. Berger stated that starting with Pay 18 Walsh's pay will be increased to \$25.62 per hour as stated in the salary ordinance.

Chad Nifong was introduced by Ms. Berger. Nifong has been the farmer of the Town of Bourbon's acreage since 2013. His contract with the Town will expire as of 12/31/2024. He asks to renew the contract as it is currently written. Member Best questioned the procedure since he was new to the Council. Berger stated that the Town did not need to advertise this and that we have been extremely happy with the work Nifong has done in the past. Member Best motioned to extend the contract beginning 01/01/2025, Member Clemens seconded the motion, and it passed with a vote of 3 Ayes, 0 Nays.

Request to increase Petty Cash for General fund to \$100.00 from \$50.00 due to the excess of sending ordinance violations certified mail. Member Clemens motioned to approve, Member Best seconded the motion and it passed with a vote of 3 Ayes, 0 Nays.

Clerk-Treasurer Berger reminded the Council that the public hearing on the 2025 budget will take place at the September 10<sup>th</sup> council meeting and that the adoption of the budget will be on September 24<sup>th</sup> at 6:00 p.m.

Chief Martin submitted the Police Department's monthly report. Martin brought up the issue of school drop off on Thayer Street. Martin stated that he had been approached by Superintendent Jeremy Riffle about placing no parking signs along Thayer Street south of Florence Street. Martin stated that in order for the town to be able to enforce that, it would have to be in Ordinance form through the Town. It was suggested that the Council needs to witness the drop-off procedure before moving forward.

Roger Terry submitted the activity reports for the street and utilities department. Terry informed the council that Pavement Solutions had begun crack sealing for the upcoming micro surfacing that will begin in approximately 2 weeks. This work is the Community Crossings project that was approved previously. Member Clemens inquired about the abundance of brush on North Thompson Street. Terry stated that the homeowner had the tree professionally removed and by ordinance, it was their responsibility to dispose of it.

Susie Schaetzle, Plan Director gave an update on the Plan Commission and BZA meetings that was held on August 12, 2024. Schaetzle stated that the Plan Commission approved the division of lots on the Gerald Anderson property and will be providing the Ordinance to the Council for approval in September. She also informed the Council that the BZA approved a variance for Kids Kingdom Daycare facility for 39% lot coverage. This new facility will be located on Shaffer Road. Schaetzle also stated that she will be sending Maria Silva, owner of the property at 412 W. North Street, a letter in regard to the fence on the property.

Kimberly Berger gave the report for Chad Stepp, Bourbon Fire Department Chief. She advised the council that the department had 4 calls last month, 2 medic assists, 1 Signal 9 and a response to an illegal fire within town limits that they distinguished.

TOWN ATTORNEY: Attorney Hoover reported on the McVicker case. He stated he filed the abatement on July 24<sup>th</sup> and she had 30 days from August 1<sup>st</sup> to report to the court. Ms. McVicker reached out to Attorney Hoover and Clerk-Treasurer Berger with a copy of the quotation and proof that 50% had been paid down for the windows to be replaced. Hoover stated that he felt we need to keep the abatement in place to make sure that the work is completed in a timely manner.

PATRON'S COMMENTS: Lonny Berkey was present to give an update on Summerfest weekend. Berkey was complimented on a successful weekend.

Dena Wattenbarger stated that she had personally pulled weeds in the downtown area prior to the Summerfest so that the area looked nice. She inquired if concrete or asphalt could be installed at the EMS Building where the limestone is at the corner due to the excessive weeds.

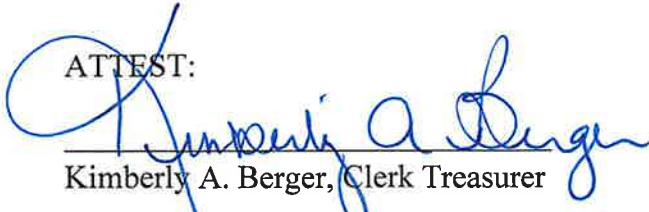
Charlie Spoor was present to address the overpopulation of feral cats in town. She stressed the problems that can occur with such a large population as well as being frustrated about the cats spraying around her home and an infestation of fleas in her yard. Member Best stated that he had spoken to Dan and Donna Klingerman and they said they would be willing to donate to getting a Neuter Scooter to hold a spay/neuter event in town. Best stated that he did not feel taxpayer dollars should be used for this and is looking into options to help to come up with a program to deal with this.

COUNCIL MEMBER COMMENTS: President McFarland thanked members of the Triton High School Government class for attending.

Member Best questioned if the fencing at the Town Facility on Ecker Street had been completed, in which Roger Terry stated was not. He also encouraged the members to visit the school at the drop off in the morning to better address the concerns and issues with the traffic.

ADJOURNMENT: Being no further business to come before the Council, Member Clemens made the motion to adjourn at 7:00 p.m., a second was offered by Member Best and the motion carried by a vote of 3 Ayes, 0 Nays.

ATTEST:

  
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Kimberly A. Berger, Clerk Treasurer

  
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Les McFarland, President