

## BOURBON TOWN COUNCIL MEETING

AUGUST 10, 2021

A regular meeting of the Town Council for Bourbon, Indiana was held at 6:00 p.m. on Tuesday, August 10, 2021, with Council Members, Ward Byers, Les McFarland, Terry Clemens, Clerk-Treasurer Kimberly Berger and Attorney Alex Hoover present in person. The meeting was opened to the public and livestreamed via the Town of Bourbon Facebook page.

MINUTES: Member Clemens made a motion to approve the minutes of the July 13<sup>th</sup> meeting, which was seconded by Member McFarland and carried by a vote of 3 Ayes, 0 Nays.

NEW BUSINESS: President Byers presented a quote from HWC for a new phone system for the town in the amount of \$5,583.49. Member Clemens motioned to accept the quote, Member McFarland offered the second and the motion passed 3 Ayes, 0 Nays. President Byers presented Ordinance 2021-06 that addresses commercial tree services and debris removal. Member Clemens motioned to approve Ordinance 2021-06 on first reading, Member McFarland seconded the motion and it passed on first reading 3 Ayes, 0 Nays. Ordinance 2021-7 was introduced addressing construction in the town right of ways. Member McFarland motioned to suspend the rules, Member Clemens added the second. Then Member McFarland motioned to approve Ordinance 2021-07 on all three readings, Member Clemens seconded the motion and the motion passed 3 Ayes, 0 Nays.

OLD BUSINESS: There was no old business to bring before the council.

### REPORTS FROM DEPARTMENT HEADS:

Ms. Berger asked for approval of claims #3573 - 3654 in the amount of \$197,354.98. Member McFarland motioned to approve the claims, Member Clemens offered the second and the motion passed 3 Ayes, 0 Nays. Ms. Berger presented Resolution 2021-11 to reduce the 2021 budget. The funds being reduced are as follows: Rainy Day Fund, \$20,000.00, Cumulative Capital Development, \$50,000.00, Local Roads and Streets, \$25,000.00, and the Cumulative Capital Improvement fund, \$25,000.00. Member Clemens motioned to approve Resolution 2021-11, Member McFarland seconded the motion and the motion passed 3 Ayes, 0 Nays. Ms. Berger announced that the 2022 Public Hearing on the budget will be at the September 14, 2021 meeting. Berger submitted a request from Sheila Ullery from the sidewalk improvement fund. The match from the town would be \$1,350.00. Member McFarland motioned to approve the request, Member Clemens seconded the motion and the motion passed 3 Ayes, 0 Nays. That request depletes the fund for this budget year.

William Martin, Police Chief submitted his monthly report. Martin asked permission to purchase 5 Sig Sauer 9 mm handguns and 5 Sig Sauer 45 caliber handguns to replace the current department guns from the Police Donation fund and the Law Enforcement Continuing Ed fund.

The quote was from Vance's Law Enforcement with trade in values included in the amount of \$2,802.84. Without trade in value the quote was \$4,452.84. Martin asked if the Officers could purchase their duty weapons at the trade-in value. Member Clemens motioned to approve the request, Member McFarland added the second and the motion passed 3 Ayes, 0 Nays. Martin also presented a request to install Plate Readers in town. The Prosecutor's office is paying for the readers and the yearly fee. Discussion ensued and Member Clemens asked to table the request pending more information, Member McFarland and President Byers agreed to revisit it next month.

Roger Terry, Street Department Supervisor, presented his activity report and reported that Niblock should begin our road improvements around August 25<sup>th</sup> and it will last for a period of 3 to 5 days.

Steve Stacy, Water/Wastewater Superintendent was not present. In his absence President Byers gave a brief update of the cleaning and camera process analyzing the infiltration issues for our Stellar Wastewater project.

Chuck Dewitt, Zoning Department, stated that he has been working with Don Wampler that owns the property at 108 N. Thayer to have them deed North Street back to the town.

Dewitt introduced Ordinance 2021-5 to allow and set fees to citizens requiring variances. Member Clemens motioned to pass Ordinance 2021-5 on first reading, Member McFarland seconded the motion and it passed 3 Ayes, 0 Nays.

Dewitt stated that the agreement that Karen Holm's signed on February 16, 2021, is about to expire, that required her to bring the property at 606 N. Washington in compliance. Attorney Alex Hoover stated that he had an inspection date of August 26<sup>th</sup> with Ms. Holm and her attorney Mr. Vanderpool. Mr. Hoover requested that Mr. Dewitt attend the inspection also. Discussion ensued. Member McFarland stated that he did not want to wait until the next meeting to address this situation if she is not in compliance and instructed Mr. Hoover to start proceedings right away. Member Clemens agreed.

Mike Chapman, Fire Chief was not present.

TOWN ATTORNEY: Mr. Hoover stated that he had spoken to Mr. Dale Jackson, owner of the home at 408 E. Liberty Street that had caught fire in the spring. Mr. Jackson stated that Carl Schaetzle has a life estate to live in the home. Chuck Dewitt stated that there is no power or water hooked up at the residence presently. Mr. Schaetzle was in attendance at the meeting and he stated that he is not currently living in the home, but his pets are still there. He said that he is working 12 hour days and 7 days a week and has not had time to do any work. Mr. Schaetzle stated that the home does not have any structural damage according to the Fire Department. He asked if he could have 6 months to repair the home. Member McFarland asked if he would be willing to have Mr. Dewitt come into the home and inspect it. Mr. Schaetzle responded not

without his attorney present. Mr. Hoover was asked to set up a time for an inspection to take place and Mr. Schaetzle was instructed to present a timeline for repairs at the September meeting.

Mr. Hoover stated that the agreement for the McVicker property located at 122 N. Main Street has been signed and agreed to reimburse the town for painting of the building. Member Clemens stated that he was more concerned about the condition of the windows in the building. Discussion ensued concerning the danger that the windows pose to citizens walking on the sidewalk. Member McFarland motioned to add the cost of replacing the windows to the agreement, Member Clemens seconded the motion and it passed 3 Ayes, 0 Nays. Discussion ensued if we deemed the property unsafe or a nuisance if we could file a lien against the property to collect our costs when the property sells.

PATRON'S COMMENTS: Stephen Fink of 106 W. Park Avenue was inquiring about the trails program and offered his assistance in helping them move forward.

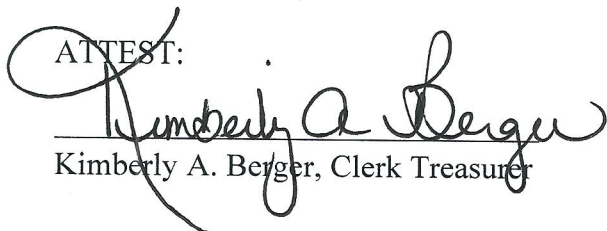
Anna Gilsinger asked if a structural engineer has looked at the property at 122 N. Main. The Council did not know if that had taken place. She also stated that there are historical grants available for exterior work. Ms. Gilsinger was told that our downtown was not a historical district and she graciously volunteered to help with that if that is something that the town would like to pursue.

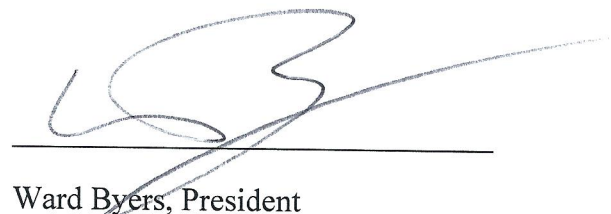
COUNCIL MEMBER COMMENTS: President Byers stated that the Pickle Ball Equipment and the Basketball goal posts are on back order for the new Sports Court. He did announce that we are on schedule to have the old asphalt milled this month. Byers said that as of today, the Sports Courts are fully funded as we have received our match from the State. President Byers stated that the new playground equipment will be installed in September.

Member McFarland inquired about the Habitat Home grants on East Center Street. President Byers stated that the bids are supposed to be let the third week of August and the Town of Bourbon is still scheduled to have two new homes constructed on that property.

ADJOURNMENT: Being no further business to come before the Council, Mr. Clemens made the motion to adjourn at 7:09 p.m., a second was offered by Member McFarland and carried by a vote of 3 ayes, 0 nays.

ATTEST:

  
Kimberly A. Berger, Clerk Treasurer

  
Ward Byers, President