

The August 23, 2011 meeting of the Newtown Village Council was called to order at 7:00 p.m. by Mayor Curt Cosby, who led the Pledge of Allegiance to the Flag.

Councilmembers: Brian Burns (absent) Mark Kobasuk
Doug Evans Curt Tiettmeyer
Joe Harten (arrived 7:05pm) Daryl Zornes

Solicitor: Doug Miller

Fiscal Officer: Keri Everett

Police Chief: Tom Synan

Short Park Trail Easement

Mayor Cosby will meet with HCPD next week to walk the trail to ensure everyone is on the same page.

Checklist

Mr. Tiettmeyer made a motion to approve the 8-23-2011 Checklist for \$59,206.61, seconded by Mr. Kobasuk. All Aye. (Mr. Burns and Mr. Harten-absent) Motion Carried.

Mr. Harten joined the meeting at 7:05pm.

Resolution, New Expenditure Line

Mr. Tiettmeyer made a motion to suspend the rules, seconded by Mr. Zornes. Motion Carried.

Mr. Tiettmeyer made a motion to adopt RESOLUTION NO. 24-2011 A RESOLUTION ADDING A NEW EXPENDITURE LINE IN THE GENERAL FUND AND RECONCILING THE BUDGET AND AMENDING APPROPRIATIONS FOR CALENDAR YEAR 2011, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion. Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Evans-Yes, Mr. Kobasuk-Yes, Mr. Harten-Yes. Mr. Burns-absent. Motion Carried.

Resolution, Authorizing Settlement

Mr. Tiettmeyer made a motion to have a First Reading of A RESOLUTION AUTHORIZING A SETTLEMENT OF A PROPERTY DISPUTE, DISPENSING WITH THE SECOND AND THIRD READINGS, AND DECLARING AN EMERGENCY. Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Evans-Abstain, Mr. Kobasuk-Yes, Mr. Harten-Yes. Mr. Burns-absent. Motion Carried.

Website Committee

The website committee will meet Tuesday, August 30th at 6:00pm.

Police Department Renovation

Mr. Tiettmeyer made a motion to approve an amount not to exceed \$22,000 (from the General Fund Contingency Line) for Police Department renovations, seconded by Mr. Zornes.

Discussion

Mr. Evans asked if a contractor was doing the project. Mayor Cosby said various contractors and the maintenance department are doing the work.

All Aye. (Mr. Burns-absent) Motion Carried. (Rescinded)

Due to Evans Landscaping being on the vendor list for PD renovation, Mr. Evans would like to abstain from the previous motion. Therefore,

Mr. Tiettmeyer rescinded his previous motion and Mr. Zornes rescinded his second.

Mr. Tiettmeyer made a motion to approve an amount not to exceed \$22,000 (from General Fund Contingency Line) for Police Department renovations, seconded by Mr. Zornes. Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Evans-Abstain, Mr. Kobasuk-Yes, Mr. Harten-Yes. Mr. Burns-absent. Motion Carried.

Solicitor Miller reminded Mayor and Council, as with using Cosby Electric for a Village project, a reason needs to be stated for using Evans Landscaping.. Mayor Cosby said Mr. Evans gave the Village a break in the price and was able to have the dumpsters delivered the next day. Mr. Evans said he gave the Village the dumpsters at half price to cover his labor.

Long-Term Long-Range Building Committee

The Long-Term Long-Range Building Committee will meet Monday, August 29th at 7:30pm, following the Planning Commission meeting.

Council Minutes

Mr. Zornes made a motion to approve the August 9, 2011 Council Minutes, seconded by Mr. Tiettmeyer. All Aye. (Mr. Burns-absent) Motion Carried.

Little Dry Run Traffic Signal

Two loop detectors for traffic lights at Little Dry Run need to be replaced; the cost is \$3,000. Mr. Dickerson asked Bruce Brandstetter why these were not included in the original bids and was told that Council wanted this on an alternate line, which is not covered by J.K. Meurer's contract. Loop detectors recognize when a vehicle is approaching the light, which causes the light to turn green. Bruce Brandstetter did have this in a handout, which was in addition to the project; therefore, Ms. Everett had already added this into the dollar amount. Capital Electric is the primary contractor the Village uses for all traffic signaling and conflict managers.

Mr. Evans made a motion to approve an amount not to exceed \$3,000 to replace the two loop detectors at Little Dry Run. Mr. Tiettmeyer seconded the motion.

Discussion

Mr. Dickerson said, typically, there is a 30% markup from a contractor when they subcontract a project out. The Village saved around \$500 by out-sourcing this job.

All Aye. (Mr. Burns-absent) Motion Carried.

Short Park Paving

Mr. Dickerson presented Council with estimates from J.K. Meurer for paving at Short Park. The estimate is \$5,650 with \$5,600 left in the parks line. Mr. Dickerson will encourage J.K. Meurer to do the project for \$5,600 Rack Seven quoted \$5,890 for the paving project.

Mr. Zornes made a motion to approve an amount not to exceed \$5,600, providing J. K. Meurer will do the project for \$5,600. Mr. Harten seconded the motion. Roll call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Evans-Abstain, Mr. Kobasuk-Yes, Mr. Harten-Yes, Mr. Burns-Absent. Motion Carried.

Flagg Spring Cemetery

Expanding Flagg Spring Cemetery has been discussed in the past. Mr. Dickerson asked Council to please consider expanding the one section in the loop of the cemetery, which has been probed by Mr. Dickerson. Records indicate that this section has not been platted. Mr. Dickerson is currently working on GIS mapping the cemetery; this new section would be added into this process.

In the past, Flagg Spring Cemetery was managed by the Odd Fellows and when they went out of business, the Village of Newtown was ordered by the courts to take it over, explained Solicitor Miller. The Odd Fellows were known to have sold a grave more than once; the Village would not be responsible for any inherited problems. Solicitor Miller said no one should have a deed to a plot in this area since it has never been platted.

Meagan Toothman, 24 year old varsity cheerleading coach for Turpin High School, died August 22 of injuries sustained August 13 when a stage collapsed at the Indiana State Fair. Meagan's family would like to bury their daughter in Newtown's Flagg Spring Cemetery. Mr. Dickerson asked Mayor and Council to please consider expanding this section to accommodate Meagan's family.

After more discussion, Council decided to donate a plot in the newly expanded area.

Mr. Evans made a motion to expand the section in the loop of the cemetery for plotting and donate a plot to Meagan Toothman, seconded by Mr. Kobasuk. All Aye. Mr. Burns-Absent. Motion Carried.

Little Miami Fire Board Update

Mr. Kobasuk was unable to attend the last meeting; he gave a report submitted by Terry Fairley. The new fire station is on target for October; everything is progressing well. The asphalt would have been too low in front of the bays; therefore, they will pour concrete, which will recall some of the money in the contingency fund.

Martin Marietta Mining

Solicitor Miller presented a copy of the brief that was filed; Martin Marietta's brief is due September 26th. The Village of Newtown's reply brief is due a couple of weeks after that; we argue the beginning of November.

Mr. Tiettmeyer made a motion to adjourn at 7:25pm, seconded by Mr. Zornes. Motion Carried.

Transcribed by Becky Fairley