

**LOWELL TOWN COUNCIL
REGULAR MEETING
DECEMBER 27, 2010**

The regular meeting of the Lowell Town Council was called to order on Monday, December 27, 2010 at 7:00 P.M. by President Phillip Kuiper. The Pledge of Allegiance was recited and a moment of silence was observed. Clerk-Treasurer Judith Walters called the roll. Members present were Shane Tucker, David Gard, and Phillip Kuiper. Absent were Donald Huseman and John Alessia. Also present were Town Attorney Gregory Sobkowski, Director of Public Works Greg Shook, Town Administrator Susan Peterson, Director of Community Development Wilbur Cox, Police Chief John Shelhart, Street Superintendent Frank Lovely, three members of the media, and twenty six interested citizens.

TREASURERS REPORT

Councilman Tucker made a motion to approve the Treasurer's Report for November, 2010 as presented, seconded by Councilman Gard and carried by voice vote.

APPROVAL OF MINUTES

Councilman Gard made a motion to approve the minutes from the December 13th regular meeting. The motion was seconded by Councilman Tucker and carried by voice vote.

APPROVAL OF VOUCHERS

President Kuiper stated that he had reviewed White Vouchers #2663-2730, Water Vouchers #2773-2811 and Waste Water Vouchers #3696-3722 and recommended them for approval. Councilman Tucker made a motion to approve the vouchers as listed, seconded by Councilman Gard and carried by voice vote.

ORDINANCES & RESOLUTIONS

2nd Reading - Ordinance #2010-08 - Adopt Fire Hydrant Fee - Councilman Gard made a motion to adopt Ordinance #2010-08, seconded by Councilman Tucker. On roll call vote the motion carried with three ayes.

Resolution #2010-18 - Transfer of Funds - M.V.H. Funds - Councilman Tucker made a motion to approve the transfer of funds within the MVH budget for the purchase of a used 1-ton dump truck. The transfer would include \$9,000.00 from line 224 garage and motor, \$23,000.00 from line 241 salt, etc., \$1,000.00 from line 311 training and \$1,000.00 from line 382 tree trimming and transfer \$4,000.00 to line 352 equipment maintenance and \$30,000.00 to line 441 equipment replacement. The motion was seconded by Councilman Gard and carried by voice vote. Clerk-Treasurer Judith Walters asked the motion to include payment after listed for five days, and the motion was amended to include.

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Resolution #2010-19 - Reduce 2010 Budget - General Fund - \$175,000., Park Fund - \$11,000.00 M.V.H. Fund - \$60,000. Cumulative Sewer Fund - \$75,000., Metro Police Pension Fund - \$25,000., Cumulative Capital Development Fund - \$150,000., and Cumulative Building & Fire Fighting Fund - \$65,000. Councilman Gard made a motion to approve Resolution #2010-19, a Resolution to reduce existing appropriations in the 2010 Budget as required by Department of Local Government Finance.. The motion was seconded by Councilman Tucker. Clerk-Treasurer Judith Walters explained that by reducing line items in the 2010 budget that we are not using, allows for required funding for the 2011 budget, as it changes your cash balance proposed in the 2011 budget. The motion carried by voice vote.

UNFINISHED BUSINESS

Water Infrastructure Improvement Plan - Approve Invoice (\$163,200.00) for 960 meters to Underground Pipe & Valve and forward to SRF for payment. Director of Public Works Greg Shook stated 1400 meters have been installed, which is not quite half and they hope to be done by the end of next year. Councilman Gard made a motion to approve the invoice for payment, seconded by Councilman Tucker. The motion carried by voice vote.

NEW BUSINESS

Swearing in Ceremony - Clerk-Treasurer Judith Walters swore in Cedar Creek Township Board Members Marcia Quale and Randall Wietbrock and for Town Council Ward 4 - Councilman Kuiper.

Presentation to Shane Tucker - President Kuiper present a plaque to Councilman Shane Tucker for his dedication and service as Councilmember in Ward 2. President Kuiper stated it has been an honor and privilege to serve with him and considers him a friend. Councilman Tucker stated thank you.

ANNOUNCEMENTS

President Kuiper wished everyone a Happy New Year!

President Kuiper announced the next regular meeting will be on Monday, January 10, 2011 at 7:00P.M.

A Town Forum with Congressman Visclosky will be held on Friday January 14th at 5:00 P.M , here at the Town Hall.

MEDIA QUESTIONS/PUBLIC COMMENTS

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A member of the media asked for a list of the 2010 budget reductions.

Kathleen White asked about the status of Costas Foods. Director of Community Development Wilbur Cox explained the building is in foreclosure and there is no one to maintain it. The Town did some work on the outside of the building and put a lien on it.

Scott Pickering, 1608 Dewey Dr., thanked the Council.

Bob Hill, Rock and Roll Outpost, asked how business owners are suppose to enforce the no smoking ordinance if customers won't comply. President Kuiper responded that like any other problem they incur, they should call the police department.

Diane Flesch commented on the constitution..

There being no further business or discussion, Councilman Gard made a motion to adjourn, seconded by Councilman Tucker and carried at 7:20 P.M.

Phillip Kuiper, President

Attest:

Judith Walters
Clerk-Treasurer