

**LOWELL TOWN COUNCIL
REGULAR MEETING
APRIL 22, 2013**

The regular meeting of the Lowell Town Council was called to order on Monday, April 22, 2013 at 7:00 P.M. by President Edgar Corns. The Pledge of Allegiance was recited followed by a moment of silence. Clerk-Treasurer Judith Walters called the roll. Members present were Craig Earley, Robert Philpot, Donald Parker, Phillip Kuiper, and Edgar Corns. Also present were Director of Public Works Greg Shook, Interim Police Chief Erik Matson, Building Official Tom Trulley, Town Administrator Susan Peterson, Town Attorney Jack Kramer, Fire Chief Clint Gorball, Fire Board President Paul Fuller, two members of the media, and sixteen citizens.

TREASURER'S REPORT - March 2013

Councilman Kuiper made a motion to approve the March 2013 Treasurer's Report, seconded by Councilman Parker and carried by voice vote.

APPROVAL OF MINUTES

Councilman Kuiper made a motion to approve the April 4th joint work session and the April 8th regular meeting, study session, and executive session, seconded by Councilman Parker and carried by voice vote.

APPROVAL OF VOUCHERS

President Corns stated he reviewed White Vouchers #1359 - #1415, White-Police #4071 - #4075, Water #2234 - #2256, Waste Water #3195 - #3217, and Stormwater Utility #5000 - #5001 and recommended all of the vouchers for payment. Councilman Kuiper made a motion to approve the vouchers as listed, seconded by Councilman Earley and carried by voice vote.

ORDINANCES & RESOLUTIONS

1st & 2nd reading - Ordinance #2013-05 Zone Change - 101 W. Oakley from I-2 to A-1 - Councilman Earley made a motion to approve the 1st reading of Ordinance #2013-05, seconded by Councilman Parker and carried by roll call vote. Councilman Kuiper made a motion to set the rules aside, seconded by Councilman Parker and carried by roll call vote. Councilman Kuiper made a motion to adopt Ordinance #2013-05 by name and

title only, seconded by Councilman Philpot and carried by five ayes on roll call vote. Councilman Kuiper made a motion to set the rules back in to order, seconded by Councilman Philpot and carried by five ayes on roll call vote.

UNFINISHED BUSINESS

Public Works Department Update - Public Works Director Greg Shook explained the drawing that the Councilmen received before the meeting for the planned parking lot expansion for the Town Hall. Director Shook stated the total cost for the parking lot would be \$55,410, and we are here to find out if the Council would like to move forward with that. Councilman Kuiper asked

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how many parking spots will be gained. Mr. Shook stated thirty-nine spots. Clerk-Treasurer Judith Walters stated the funds will come out of the Cum Capital Development Fund if that is what the Council wishes to use. Councilman Parker made a motion to approve the request and to use the money from the CCD Fund, seconded by Councilman Earley and carried by roll call vote.

Director Shook stated the Council received an e-mail from him regarding Powell Ditch that shows a discussion between Craig Hendricks of SEH and the County Drainage Board regarding the discharge of the water. Mr. Shook asked if the Council would like to have a meeting with Craig Hendricks and the property owners so that Mr. Hendricks can explain what we are actually going to get out of this. He stated the last time he was here he did explain that this will not solve all of our problems, especially when it comes to heavier rains, and that is important for the property owners to understand. Discussion followed. The Council asked Mr. Shook to speak with the property owners and try to get together a date for them to hold an informational meeting.

WWTP Improvement Project - Approve Pay Request #33 - Thieneman Construction - Partial Payment #12 - \$4,800.00 (\$4560.00 to contractor, \$240.00 to retainage) and forward to SRF for payment - Councilman Parker made a motion to approve pay request #33, seconded by Councilman Kuiper and carried by five ayes on roll call vote.

Approve Police Pension Secretary Bond - Councilman Kuiper made a motion to approve the Police Pension Secretary Bond for Todd Angerman, seconded by Councilman Parker and carried with five ayes on roll call vote.

Give permission to Town Council President & Clerk-Treasurer to sign loan documents

and sales contract for new aerial fire truck - Councilman Earley made a motion to allow the Town Council President and Clerk-Treasurer to sign the loan documents and sales contract for the new aerial fire truck, seconded by Councilman Kuiper and carried by five ayes on roll call vote.

Give permission to Clerk-Treasurer to pay property/casualty/work comp insurance premium voucher by April 30th renewal date - Councilman Kuiper made a motion to allow the Clerk-Treasurer to pay the insurance premium voucher, seconded by Councilman Earley and carried by five ayes on roll call vote.

NEW BUSINESS

Act on hot dog vendor for Evergreen Park - As only one bid had been received, Councilman Parker made a motion to approve Jeff Riley as the hot dog vendor for Evergreen Park, seconded by Councilman Earley. Councilman Kuiper asked if they needed permission to sell beverages like the vendor before. Director Shook stated that was not a request, and they did write down "beverages not sold in park". The motion carried with five ayes on roll call vote.

Act on using Cumulative Funds for generator at Police Station - President Corns stated that the generator at the Police Station has stopped working, and that he contacted Commissioner Scheub to see if we could receive any 911 money to replace it. Commissioner Scheub told Mr. Corns that he does not control those funds anymore and that the Police Chief needed to send a letter in

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requesting the funds, and then the Police Chiefs and Fire Chiefs will act on it. President Corns stated he has not heard anything back about using those funds, but he will keep trying. Councilman Parker made a motion to approve the request for a generator in the amount of \$27,715 seconded by Councilman Earley. Councilman Earley asked if we receive 911 funds, will that also go towards the generator. Mrs. Walters explained that she will use money from the Cum Capital Improvement Fund, and if we receive 911 money, those funds will go back in to the CCI Fund. The motion carried with five ayes on roll call vote.

ANNOUNCEMENTS

President Corns announces the next regular meeting will be held on Monday, May 13th at 7:00 P.M., with a Study Session at 6:30 P.M.

Councilman Parker stated he saw some of the town employees out during the rain storm last week, and he wanted to let Director Shook know that they did a great job putting up the barricades and preparing. Councilman Earley asked how many inches we got. Mr. Shook stated he was not sure, but it was enough that the wastewater treatment plant filled the equalization basin and they had an overflow event.

MEDIA QUESTIONS/PUBLIC COMMENTS

Melanie Csepiga, The Times, asked if the aerial fire truck that was discussed is the same one that was talked about at the other meeting that was \$500,000. Mrs. Walters stated that was correct, it is the demo model that we talked about at a previous meeting. Fire Chief, Clint Gorbball, stated the hold did run out that we had on that truck, but the dealer that we were dealing with took a risk and purchased that truck in hopes that we would move forward with our purchase. Councilman Earley asked where the truck was currently. Chief Gorbball stated it is more than likely in Florida, and we should expect delivery in about thirty to forty-five days. Ms. Csepiga asked about how much the generator would cost for the Police Station. President Corns stated around \$27,000. Ms. Csepiga asked who the new hot dog vendor was. Mrs. Walters stated it is Bootsie's Buns, Jeff Riley from Lowell.

Angie Fletcher, Lowell Tribune, asked if the generator will be replaced right away at the Police Station, or if they have to wait. President Corns stated it will be replaced right away. Councilman Kuiper stated if we get money from the 911 fund, we will just replace the money we use from the Cum Fund.

American Legion Commander Dan Cooper, 565 Indiana Avenue, stated he would like to announce that as of June 1st, the Legion will be hosting a farmer's market which will initially be bi-monthly. There will be fresh produce from local farmers, select local merchants, as well as local crafters and food vendors. Mr. Cooper stated we have some people that will be helping with the public relations to help promote the farmer's market as well. Mr. Cooper also thanked the fire department for coming out in a timely fashion to fix the ball on the top of their flag pole that was shredding the flag. He also stated that he spoke to two of the Fire Department personnel about a fundraiser for the new truck or to purchase new equipment.

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President Corns stated that he had an issue because he approached the Legion about the Lowell Labor Day Festivals and told Mr. Cooper that the ladies from the Chamber of Commerce and Sue Peterson needed to know if they were going to be able to hold the

festivities there by the end of April. He asked if they have come to any sort of decision.

Mr. Cooper stated the executive board got together and had a meeting and got back to the Chamber with what was needed. Mr. Cooper stated it is in their court now, but he is ready to help whenever a decision is made.

ADJOURNMENT

With no further questions or comments, Councilman Parker made a motion to adjourn at 7:22 P.M, seconded by Councilman Philpot and carried by voice vote.

Edgar Corns, President

Attest:

Judith Walters
Clerk-Treasurer

