

**MINUTES OF COUNCIL**  
**JUNE 22, 2010**

The Batesville City Council met in regular session on June 22, at 5:30 PM at the Municipal Building. Mayor Elumbaugh called the meeting to order. Councilmember Henley gave the invocation. Upon roll call, the following council answered present; Tommy Bryant, Margaret Henley, Davy Insell, Fred Krug, Douglas Matthews, Matt McDonald, and Richard O'Neal. Also present were the City Clerk and the City Attorney. Councilmember David Shetron was absent.

Councilmember Bryant moved to approve the minutes from the previous meeting. Councilmember Henley seconded and all voted for.

Councilmember Insell moved to approve the prepared agenda as amended. Councilmember Bryant seconded and all voted for.

**CITIZENS COMMENTS**

Mr. Greg Mohlke with the Moving Batesville Forward Recreation Task Force addressed the council regarding the land review committee for the proposed new sports complex. He said they had received several proposals and expected several more before the cutoff of this Friday. The committee will review all the proposals and come to the council with a recommendation.

**OLD BUSINESS**

None

**NEW BUSINESS**

**A) CONSIDER A TAX BACK RESOLUTION FOR ZILA CORPORATION**

Councilmember Bryant introduced a resolution to certify the City's endorsement of Zila Corporation to participate in the Tax Back Program as authorized by Section 15-4-2706(d) of the Consolidated Incentive Act of 2003. Mr. Stalker read the resolution in full. Councilmember Bryant moved to adopt the resolution and Councilmember Insell seconded. The roll call count was 7 for and 0 against. The resolution was given #2010-6-3-R.

**B) CONSIDER A RESOLUTION TO APPLY FOR A GIF GRANT FOR STREETSCAPE IMPROVEMENTS IN THE HISTORIC COMMERCIAL DISTRICT**

Councilmember Insell introduced a resolution authorizing the Mayor to apply for a GIF Funded Community Enhancement Grant in the amount of \$33,810.00. If granted, the funds will be used to improve the streetscape in the Historic Commercial District by adding new park benches, trash receptacles, cigarette waste receptacles, shelters in the pocket park, and a message board. Mr. Stalker read the resolution in full. Councilmember Bryant moved to adopt the resolution and Councilmember Henley seconded. The roll call count was 7 for and 0 against. The resolution was given #2010-6-4-R.

**C) CONSIDER AN ORDINANCE TO AMEND THE BATESVILLE ZONING CODE**

Code Enforcement Office Chad McClure addressed the council to explain the proposed changes to the Batesville Zoning Code. Mr. McClure said the Planning Commission had been working on the changes for several months and held a public hearing at their last meeting

regarding the proposed changes with no opposition from the public. After Mr. McClure explained the proposed changes, Councilmember Bryant introduced the ordinance. Councilmember Insell moved to suspend the rules and read the ordinance by title only. Councilmember Bryant seconded and the roll call count was 7 for and 0 against. Mayor Elumbaugh said the ordinance will be placed on the next meeting's agenda for the second reading.

**D) CONSIDER A RESOLUTION FOR A GIF GRANT FOR RENOVATIONS TO THE MILLER GYM**

Mr. Cecil Sherrill addressed the council to discuss the proposed resolution to apply for a GIF grant to renovate the old Miller Gym. Mr. Sherrill said currently the gym is rented out to the public for various reasons and the revenue generated helps with the upkeep and maintenance. He said a group has been formed to help raise funds to renovate the gym which is expected to cost approximately \$500,000.00. He said the group is concerned for our youth with the current drug problems and role models and wants the gym to be a safe place for our children. Plans are for activities for our youth as well as after school tutoring and possibly be used as a shelter. Councilmember Insell introduced the resolution which will authorize the Mayor to apply for the grant in the amount of \$50,000.00. Mr. Stalker read the resolution in full. Councilmember Insell moved to

adopt the resolution. Councilmember Bryant seconded and the roll call count was 7 for and 0 against. The resolution was given #2010-6-5-R.

#### **E) EXECUTIVE SESSION**

Councilmember O'Neal moved to go into executive session.

Councilmember Bryant seconded. All voted for. Upon returning from executive session, no decisions were made.

#### **F) ENGINEER'S REPORT**

City Engineer Damon Johnson addressed the council with his engineer's report. Mr. Johnson asked for approval to send Mr. Michael McDaniel to Erving, TX for pretreatment training for the Wastewater Treatment Plant. Mr. McDaniel is the pretreatment supervisor at the plant. The training is scheduled for August 2-5. Councilmember Krug moved to approve the out of state travel. Councilmember Bryant seconded and all voted for. Mr. Johnson said all departments were running smoothly even though they are running short because of summertime vacations.

Mr. Johnson said he was still awaiting word from FEMA on the Levy certification.

Phase 2 plans for the Wastewater Treatment Plant are still in the hands of the state agency waiting for approval. Once approval is made, we will be ready to advertise for bids. The Tunnel project is still ahead of schedule with approximately 250' left dig which should be completed in a couple of weeks.

The sewer line project for the new DHS Call Center is in the process of acquiring easements for the new sewer line.

#### **G) REVIEW OF MAY, 2010 FINANCIALS**

The council reviewed the May, 2010 financials.

#### **MAYOR COMMENTS**

Mayor Elumbaugh said he had a conflict with the next meeting scheduled for July 13<sup>th</sup>. He asked the council to reschedule the meeting for July 6<sup>th</sup>. Councilmember Bryant so moved and Councilmember O'Neal seconded. All voted for.

Mayor Elumbaugh asked the council to continue to keep the Yauch and Rhodes families in their prayers. Specialist Chris Yauch was killed last week while serving our country in Iraq. The Mayor said he was overwhelmed by the outpouring of support and patriotism that our community showed the families and was never so proud to be a citizen of the City of Batesville.

#### **LIAISON REPORTS**

None

#### **COUNCIL COMMENTS**

Councilmember Matthews said the construction of the new T-Hangers at the airport had begun and there is currently a waiting list for the hangers. This will be an additional source of revenue for the airport.

#### **ADJOURNMENT**

There being no further business, Councilmember Bryant moved that the meeting be adjourned. Councilmember Insell seconded and all voted for.

**DENISE M. JOHNSTON, CITY CLERK**

**RICK ELUMBAUGH, MAYOR**