

TOWN OF ADVANCE

MEETING MINUTES

LOCATION: ADVANCE TOWN HALL

AUGUST 14, 2017

7:00 PM

112 N. Main – P. O. Box 67 Advance, IN 46102 Phone: (765) 676-6611 – Fax (765)  
676-6696

Email: [advanceCT@townofadvance.com](mailto:advanceCT@townofadvance.com)

Council Members: Matt Johnson, Melody Fry, Dale Thompson, and Jim Caldwell

Clerk Treasurer – Shari Johnson

Marshal: Position Vacant

**Attendees:** Council Members: Melody Fry, Jim Caldwell and Dale Thompson

Clerk-Treasurer: Shari Johnson

Others in attendance: Troy Elless, Keith Cromwell, Jerry Parsley, Dan Fry, Craig Parks, Chris Rettig, David Gregory, Jeff Hopper, Nancy Hopper, Bill Stombaugh, Randy Hill, Bob Hill, Brad Thomas, Dan Bewley, and Lisa Henry

Councilwoman Fry called to order the Council Meeting at 7:00 p.m.

**Pledge of Allegiance**

**Rules of Order were read by Councilwoman Fry**

**Craig Parks – County Engineer**

Councilman Caldwell presented County Engineer Craig Parks with an award in recognition to Mr. Parks for his extensive help in aiding the Town of Advance in completing of the Community Crossing Grant.

Mr. Parks stated that two applications were submitted for mill work, and the cost of these projects is \$43332.61. The Town requested 75% of that cost, and the

Town's cost would be under \$11,000 and these are estimates. If the Town would be awarded the grant, then the Town would be brought into the County's contract to save the Town money.

The second application was for crack filling and the cost would be \$4700 and \$3500 was requested. Mr. Parks was optimistic that the Town would receive the full requested amount.

Clerk-Treasurer Johnson questioned Mr. Parks in regards to reporting that might be required by LTAP. Mr. Parks clarified that the report is currently for towns over 20,000 in population; however, reporting may become a requirement in the future.

### **Past Marshall Recognition – Jerry Parsley**

Councilman Caldwell presented past Town Marshall, Jerry Parsley with a Certificate of Recognition for his service to the Town being a peace officer, built the Park and thanks for all he did for the Town of Advance.

### **Chris Rettig – IMPA, Economic Rider**

Chris Rettig from IMPA spoke on the Economic Development Rider and the purpose is to encourage job creation, business's to invest in community, and to grow community and IMPA's electric load. This program has only been available since the spring and IMPA is seeing if this will be a profitable program for communities. Market power is currently at a lower cost and can attract businesses to the community.

#### **Requirements:**

The business must increase their load by 1 Mega Watt and receive a discount.

The business must invest \$1,000,000 to the community.

If the Town wants to pursue, an Ordinance must be adopted by the Town and business must agree to terms as well.

The discount for power would be a straight pass through to the business. Interest will be assessed through January 1, 2019 communities utilizing this program. The

program will be discontinued after this date if not much interest is shown, but will honor rates for the next 5 years after to customers.

Power costs are low and IMPA can purchase power 3 to 4 years out at a lower rate, and can extend these lower prices to customers.

Randy Hill asked if the pass through would be a percentage or dollar amount and Mr. Rettig stated dollar amount. Secondly question any business three phase that signed up last year and Mr. Rettig stated it would have to be a current business.

Councilwoman Fry read Ordinance 2017-05, Ordinance Adopting an Economic Rider. Councilwoman Fry stated the Council should wait until President Johnson is available to review and discuss. Clerk-Treasurer Johnson stated she would forward information to President Johnson to review.

#### **Dan Fry – APC**

Mr. Fry presented Clerk-Treasurer Johnson to have in the CTs office of the Boone County Thoroughfare if anyone wishes to view. This plan has not been updates since 1998. Craig Parks spoke that the purpose of the plan develops ROW (right of way) for future roadways and was not for local roads, and was for changes that could affect zoning. The County is working to keep this plan fresh.

Councilman Thompson made a motion to accept the Meeting Minutes from July 25, 2017. Councilman Caldwell seconded. All in favor, motion passed.

#### **Police – Brad Thomas, Marshall**

Mr. Thomas' first day was today and was checking out equipment. A Meet and Greet is scheduled for Wednesday, August 16, 2017 from 7-9pm. Mr. Thomas' focus will be patrol, vandalism and keeping kids busy and Golf Cart fees for 2017-2018.

#### **Clerk-Treasurer – Shari Johnson**

No questions were presented by the Council for the Fund or Appropriation Reports.

Mr. Babyak's restoration work was completed.

Restoration work still needs to be done at the Town Hall and Mr. Babyak will be reviewing as well as Mr. Janitz had been contacted. No remodeling of the entryway will be done until the Restoration is completed.

Dates need to be established for the Budget for the Public Hearing. Tentatively the date for the Public Hearing is September 11, 2017 and the Budget Adoption is October 2, 2017.

Ray's Contract needed to be signed and adopted.

Councilman Thompson made a motion to accept Ray's Contract. Councilman Caldwell seconded. All in favor, motion passed.

Invoices from Hopper's needed to be approved for pay.

Councilman Caldwell made a motion to approve the Catch Basin Repair of \$1505, Storm Cleanup for \$322.50, Cold Patch \$182, and Leak repair on SR 75.

Councilman Thompson seconded. All in favor, motion passed.

Councilman Caldwell made a motion to authorize Councilwoman Fry to sign the IMPA Tracker Agreement with IMPA. Councilman Thompson seconded. All in favor, motion passed.

### **Utilities – Troy Elless, UMAC**

Mr. Elless stated 1,852,000 gallons were pumped, 837,000 gallons were billed for and a loss figured of 1,150,000. These results should improve the next month.

The Consumer Confidence Annual Drinking Water Report was completed.

Councilman Thompson questioned the chlorine pump went out. The Town had a back up and Mr. Elless stated that this was the first one he had changed out in 20 years.

CT stated the Dixon invoice approved in the previous meeting of \$2250, should actually be \$2700.

Councilman Caldwell made a motion to amend the payment to Dixon from \$2250 to \$2700. Councilman Thompson seconded. All in favor, motion passed.

### **ISC- No one present**

#### **Hopper – Keith Cromwell**

Mr. Cromwell gave the report stating streets were cleaned for storm cleanup. A catch basin was fixed at the Town Hall. Hydrovac was run at several locations and the water leak was found on SR 75. Meters were read and disconnect letters and disconnects were done.

Upcoming work is to install a new meter yoke at a resident's home, stone a driveway at Sewer Plant, fix a drain on Cherry Street, fix Storm Drain at the Fire Station.

Two holes were on SR 75 trying to find the leak. The difficulty in finding the leak were 2 tiles one 8 inches and one 6 inches above the leak and the leak had probably been happening for years.

#### **Park – Dan Bewley**

Mr. Bewley stated at the last Park meeting, Stacy Sutphin was still looking for grant money. The estimate to complete the restroom at the Park was received and Mr. Bewley spoke with Menards store manager about getting a discount for materials. The scouts were contacted about the park picnic bench damage and the scouts are anxious to repair. A sign was found for trail closed and put up. The kid's basketball goal still needs to be repaired. Lisa Henry stated she knew a welder who could do this. Councilman Caldwell stated that the goal was behind the Utility Building.

The new tether ball won't hold air. And Marshall Thomas stated he wanted to keep the kids busy, and the Park Board will work with the Marshall to come up with programs for the kids.

Dale Childers could be contacted to cut down loose limbs at the park.

## **Fire – Keith Cromwell**

Mr. Cromwell reported for the month of July there were 8 EMS runs, 2 fires and 2 MVAs.

Councilman Caldwell spoke about a donation letter from Sheriff Nielsen for funds to treat officers with PTSD. Marshall Thomas stated he would contact Sheriff Nielsen regarding this and would like to offer his time.

Discussion ensued.

## **Claims:**

Councilman Caldwell made a motion to approve the Claims dated August 14, 2017. Councilman Thompson seconded. All in favor, motion passed.

Councilwoman Fry stated that all claims are reviewed prior to the meeting.

CT Johnson failed to print the report for the Council to sign and will present at the next meeting.

## **Old Business:**

Legal Counsel Amy Nooning addressed deed restrictions for the vacant gravel lot in town. Her recommendation was that the Council draft an Ordinance of what they would not want on the lot. CT Johnson will take the recommendations of the Council and forward to Ms. Nooning to draft the Ordinance. This would be on the September agenda.

Surplus items, the lease of the Utility Building and the Library Building are just awaiting ads for the paper. Items need to be sold out of the Utility Building before the lease can be done.

Discussion of the purchase of new Christmas lights for the Town was held. CT Johnson stated that donations were requested and some received. To receive a discount on lights would be available until August 31, 2017. There are 16 poles in Town on Main Street. Banners cost \$200 per light pole and that could be tabled. The lights can be disbursed. LED lights would be preferred and the cost ranges

from \$300 - \$600 per light fixture. Councilman Caldwell questioned where the money would come from to pay for it. Light fixtures with a discount would be \$1820.00.

Councilman Caldwell made a motion to approve \$1820.00 on new Christmas lights for downtown. Councilman Thompson seconded. All in favor, motion passed.

CT Johnson stated a purchasing Ordinance is required by State for all Contractors on behalf of the Town and herself and deputy. Legal Counsel Nooning stated Indiana law dictates statutes and the Ordinance reiterates these statutes and gives authority to the Council to make small purchases under \$50,000. And Authorized Purchasers for the Town would be The Park President, Clerk, Deputy and contractors.

Councilwoman Fry read Ordinance 2017-06 Adopting Purchasing Policies.

Randy Hill questioned if the Deputy Clerk would have purchasing authorities and CT Johnson stated no, as Deputy was not listed on the Ordinance.

Councilman Caldwell stated there was an error under solicitation from County to Town corrected. Council would approve this Ordinance with that change being made. The Ordinance would not need to be read again but would be voted on and tabled until the next meeting.

Councilwoman Fry read Resolution 2017-09, a Resolution to Amending Resolution 2010-12.

Legal Counsel Nooning reiterated that purchases can be made up to \$500 without approval. CT Johnson can get the Council President to authorize purchases up to \$5000. This Resolution will be tabled and voted on at the next Council meeting.

Before reading Ordinance 2017-07, CT Johnson spoke to the LEP plan. She stated any municipality that receives federal funding, the Town must provide to individuals who cannot speak English a means to communicate and wrote a policy to speak to that. After researching, the community had <1% who didn't speak English very well.

Legal Counsel Amy Nooning read Ordinance 2017-07, an Ordinance Adopting a Limited English Proficiency Language Access Plan (LEP) for the Town of Advance.

This Ordinance will also be tabled and voted on at the next Council meeting, with amendments to USA Translator's Contract.

## **New Business**

CT Johnson stated she received a Purchase Order from INDOT, and it was for the Town's full amount, and did not reflect Town Engineer's fees from Gary Ladd as deducted.

CT Johnson received a request from a resident who has a business in Town and they also have a dumpster at their business and wanted their home service removed from their bill and only use their business dumpster. CT Johnson wanted the Council to open discussion regarding this and their recommendations in how to proceed.

Councilwoman Fry stated that the contract is set for so many homes on the contract and that what the Town is billed.

Councilman Thompson agreed to disagree. He stated if there is a resident who is a business owner, then the resident would need to request to have their own residence removed BEFORE the contract is accepted.

Councilwoman Fry posed the question, what if a resident was removed from home service and is found to be putting trash out at their home? Councilman Thompson stated they would be billed and back-billed for months they were not paying.

CT Johnson asked if they could be removed for the current year? Councilman Thompson stated since the contract had already been accepted for this year. Next year, residents could opt to not be on the contract, but would need to notify the Clerk, prior to the contract being accepted.

Randy Hill posed in the past being on the Council, at that time, had to check with legal counsel before removing to make sure people could be removed, some taxing and government activity cannot exempt. Mr. Hill stated he agreed with Councilman Thompson that once the contract is set, then they could not be removed. CT Johnson stated that this individual had stated they had just established a dumpster service and it was after the fact of the contract being signed.

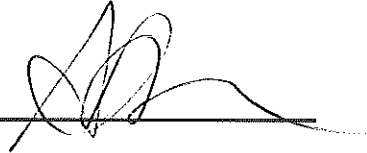


No billing disputes were presented.

Councilman Thompson made a motion to adjourn at 20:39. Councilman Caldwell seconded. All in favor, motion passed.

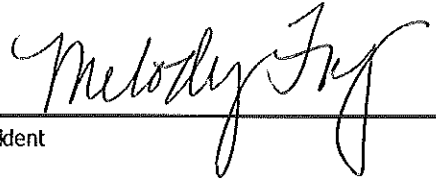
X

Clerk Treasurer

A handwritten signature in black ink, appearing to be 'A. D.', written over a horizontal line.

X

President

A handwritten signature in black ink, reading 'Melody Fry', written over a horizontal line.