

TOWN OF ADVANCE

MEETING MINUTES

LOCATION: TOWN HALL

March 13, 2023

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

Council Members: President Jim Caldwell, Dale Thompson, Amanda Lyles and David Lumpkin

Clerk Treasurer – Shari Johnson

Marshal: Brad Thomas

Attendees: Council Members: President Jim Caldwell, Amanda Lyles, Dale Thompson and David Lumpkin

Marshal: Brad Thomas

Clerk-Treasurer: Shari Johnson

Others in attendance: Scott Roby, Doug Meissel, Eric Bearmann, Deputy Hitch, Zac Perisho, Mike Green, John Riner, Reserve Bewley, Reserve Demaree, Legal Counsel, Amy Noonning, and Boone County Council President, Elise Neishalla.

President Caldwell called to order the Council Meeting at 19:01.

Pledge of Allegiance

Rules of Order

Councilman Thompson made a motion to approve the Sewer PER Agreement with Ladd Engineering for \$10,000.00. Councilwoman Lyles seconded. All in favor, motion carried.

CT Johnson explained that with the county growth and I & I on sewer plant, the expansion of the plant is needed and with extra SRF Funding possibly available for the next 4 years, the town needed to move forward.

Councilman Thompson made a motion for President Caldwell to sign all documents moving forward with SRF; Authorized Signatory and AMP Certification. Councilwoman Lyles seconded. All in favor, motion carried.

CT Johnson stated that the Asset Management Plan must be completed before SRF funds can be pursued. The AMP was done with the previous WWTP Project. The Authorized Signatory allows President Caldwell to move forward with signing all forms with SRF.

Councilman Thompson made a motion for Gary Ladd to work with Jon Query from HWC on the County Housing Study. Councilman Lumpkin seconded. All in favor, motion carried.

President Caldwell closed the Council Meeting and opened the public hearing for the CCD Ordinance to be read and considered.

CT Johnson explained that the CCD rate needed to be re-established and legislation had changed, that once the \$.05 on \$100.00 was established the rate would stay at \$.05.

CT Johnson read Ordinance 2023-04 Establishing the Cumulative Capitol Development Fund under Indiana Code 36-9-15.5.

President Caldwell asked if there were any questions or objections regarding the CCD re-establishment. No comments were presented.

Councilwoman Lyles made a motion to suspend the second reading and approve Ordinance 2023-04 on its first reading. Councilman Thompson seconded. All in favor, motion carried.

Councilman Thompson made a motion to approve Ordinance 2023-04. Councilman Lumpkin seconded. All in favor, motion carried.

P. Caldwell closed the public hearing and reopened the meeting.

Councilwoman Lyles made a motion to approve the Meeting Minutes from February 13, 2023. Councilman Lumpkin seconded. All in favor, motion passed.

Councilman Thompson made a motion to approve claims for March 13, 2023, in the amount of \$156,043.70. Councilwoman Lyles seconded. All in favor, motion passed.

The council signed off on reconciliation for February. Reconciliation was completed on March 7, 2023.

Park – No members present.

President Caldwell advised that Matt Bowen had resigned from the Park Board and keys were given to CT Johnson. P. Caldwell advised he spoke with Legal Counsel and only the park can utilize the 501C3.

P. Caldwell questioned if council members could be a part of the park board. Legal Counsel Nooning advised that one person cannot hold two lucrative positions with the Town, and she needed to verify with the state AGs office on what lucrative definition is. P. Caldwell advised he'd like to see someone from the Council be on the board. Councilwoman Lyles stated she could do that and not be paid for the park stipend, and she had a contact for the board; she stated she would like to get grants for the park.

CT questioned that the park has 4 seats and Legal Counsel Noonung advised if only three candidates could be found, there would still be a quorum.

Legal Counsel stated that the park board could be abolished, and the town council oversee the park's activities.

P. Caldwell stated a new board could be established and if nothing is being done to pull the rug out; the Council would do it themselves. With too much money invested in the park, P. Caldwell stated wants the park utilized.

CT Johnson stated she and Kristin Linton would be meeting with Jennifer Lawrence Boone County Solid Waste. Discussion ensued regarding inactivity of the board and CT advised it was leadership.

UMAC – Clerk-Treasurer Johnson presented report:

CT advised that Mr. Elless had Alliance of Indiana out checking for leaks. One leak was suspected by the fire department. Alliance will come back out and reinvestigate.

Gallons pumped for February were 672,000 gallons and billed were 583,200 leaving 88,800 gallons unaccounted for or 13%. Alliance is checking for leaks. The new generator was picked up and is at the sewer plant. Manhole inspections are beginning done. The treatment plant ran 100,000 gallons/day during extensive rain; infiltration is happening. Need Council's determination on lead line replacement.

Hopper Excavating – CT Johnson read report:

Work completed in February was locates, water disconnect, work orders checking for leaks.

Upcoming: Patching pot holes and capping of unused septic tanks.

IMPA – CT Johnson read report:

In February there were 4 service requests, no poles were replaced, and there were no outages.

IMPA Commissioner's President Caldwell:

President Caldwell advised there are issues on infrastructure and vandalism. Need to find ways to power system if coal has to be eliminated.

Elise Neishalla, Boone County Council President:

Don Lamb was appointed to the State Department of Agriculture. A caucus was held, and Ken Hedge replaced that position at large that Mr. Lamb held. President Neishalla stated she appreciated Advance's collaboration with the County. She appreciated the Town contributing their opioid funds to help with a match for a potential grant. Some requests of the grant were mental health, recovery homes, additional counselor for the children's home, and addiction recovery.

Discussions ensued.

John Riner, county councilman shared that the grant is a good collaborative thing. He also shared that 500 drug tests are done monthly and there is a large quantity who fail through probation. CT questioned if these were tests for only adult probation or youth too, and Mr. Riner advised he wasn't sure, but advised that there are different circumstances for adults vs. children.

Councilman Thompson made a motion to approve the unrestricted opioid fund to the County Match for \$91.00. Councilman Lumpkin seconded. All in favor, motion carried.

Councilwoman Lyles stated she wanted extra money that came in to the town fund the police department. P. Caldwell stated the police department could write their own grants.

Mr. Riner advised he didn't know if the county would be approved for the grant.

Discussions ensued.

Councilman Thompson made a motion to approve the IMPA Quarter 2 Tracking Factor. Councilwoman Lyles seconded. All in favor, motion carried.

For the Solar Agreement with IMPA, P. Caldwell made a recommendation of \$100,000.00 or \$200,000.00. If a resident's solar messes up the Town's Solar Park, their insurance would cover it.

Councilman Thompson made a motion for the Solar Agreement with IMPA be \$200,000.00 Liability Coverage that residents must carry. Councilwoman Lyles seconded. All in favor, motion carried.

Fire – President Caldwell read report:

For the month of February, the fire department had 6 EMS, 1 Fire, 1 Power Line down, 2 False Alarms, and 3 Cancelled in Route.

Police – Marshall Thomas:

There were 8 runs in February. Discussion of runs ensued.

Code Enforcement of 407 S. Main is still ongoing. Notices of violations have been delivered and the Health Department has been there as well.

The Verizon sales representative was contacted, and Air Cards are updated for free. Laptop estimates are being done.

Reserve Smith completed his pre-basic training and is ready to move onto FTO. Mike Green was sworn in as a Reserve. Reserve Green is an FTO instructor and active shooter trainer.

Discussions ensued regarding programs.

Legal Counsel Nooning discussed Hill Code Violations. The APC hired a new director. Compliance will be moved to court. The Health Department can assist as well. Citations have been placed on Mr. Hill's door and Legal Counsel Nooning advised she would assist M. Thomas in writing a letter to Mr. Hill. P. Caldwell questioned the timeframe that the Town would be in court. Legal Counsel advised something could be filed with the court within the next few weeks and request a hearing. P. Caldwell advised this process has taken too long, and the Town needs to move forward with other violations.

Councilman Thompson stated he wanted Marshall Thomas to address Mr. Miller's property beside park as the location is embarrassing with too much garbage in the front yard. Legal Counsel questioned if citations had been done previously and M. Thomas stated a letter was previously sent and cleanup was done. P. Caldwell stated either citations need to begin, or another letter sent; however, Town's financials only allow for a few properties to be cleaned up due to funds for legal fees. M. Thomas stated if too many properties are being cited it gets confusing for him.

Clerk-Treasurer – Shari Johnson:

Fund and appropriation reports were presented without comment. She ran an additional report through current. The sewer utility has only gained since January 1, 2023, \$1439.50. Spending has to be diligent with the sewer funds. Regarding Trash, CT calculated the Town should be out of a deficit by hopefully the end of March.

Councilman Thompson made a motion to approve CT adjustments for the month of February 2023, in the amount of -182.73. Councilwoman Lyles seconded. President Caldwell abstained from approving the fire department adjustment; motion passed.

TRECS update; usually funds don't start coming in until March.

CT questioned Legal Counsel if the Council had to completely read Ordinances. She advised they could be summarized but a copy must be made available for residents to read, prior to the meeting.

Legal Counsel summarized the ARPA Ordinance 2023-02; An Ordinance of the Town of Advance, Indiana Town Council Approving an American Rescue Plan Act Plan.

Councilman Thompson made a motion to suspend the second reading and consider Ordinance 2023-02 on its first reading. Councilwoman Lyles seconded. All in favor, motion carried.

Councilman Thompson made a motion to approve Ord. 2023-02. Councilwoman Lyles seconded. All in favor, motion carried.

CT Johnson read Ordinance 2023-03; An Ordinance Creating a New Funds for the Town of Advance.

Councilman Thompson to suspend the seconded the reading and Consider Ord. 2023-03 on its first reading. Councilwoman Lyles seconded. All in favor, motion carried.

Councilwoman Lyles made a motion to approve Ord. 2023-03. Councilman Thompson seconded. All in favor, motion carried.

Councilman Thompson made a motion to approve the Bucy Construction Estimate to maintain the Town Hall roof for \$1260.00. Councilman Lumpkin seconded. All in favor, motion carried.

CT will be having surgery. Will update Council when more information is received.

Old Business:

Veolia – updated agreement – tabled.

Sidewalk Ordinance enforcement questioned was questioned by Councilman Lumpkin. Legal Counsel stated she would need to review the Ordinance. Purchasing of signage and verification of ordinance ensued.

Car computers – tabled.

Baker Tilly grants – P. Caldwell requested to table.

Councilwoman Lyles made a motion to approve 120 H2O to conduct the lead and copper assessment for \$2000.00. Councilman Thompson seconded. All in favor, motion carried.

Councilman Thompson made a motion to approve Council Chrome Books purchase for \$249.99. Councilwoman Lyles seconded. All in favor, motion carried.

New Business:

Billing Disputes: None presented.

Request to Speak:

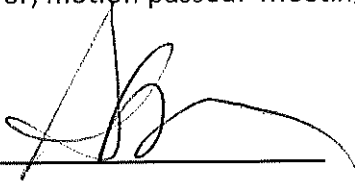
Eric Bearman spoke requesting assistance from the Town to put in a handicapped ramp and door installed and what the Council considered.

P. Caldwell stated Town property cannot be given away and the property would have to be purchased from the Town and Legal Counsel stated appraisals would also need to be done. Mr. Bearman questioned if the Council had a chance to look at the property and P. Caldwell said yes.


Councilman Lumpkin made a motion to not approve giving Town land away for a handicapped ramp. Councilwoman Lyles seconded. All in favor, motion carried.

Councilman Thompson made a motion to adjourn the meeting. Councilwoman Lyles seconded. All were in favor, motion passed. Meeting adjourned at 20:26.

X



Clerk Treasurer

X 

President

The next Council meeting is scheduled for Monday April 10, 2023 at (19:00) 7:00 p.m. at the James L. Caldwell Fire Department, 106 E. Wall St., Advance, IN.