

April 20, 2022

**TOWN OF AVILLA
AVILLA TOWN COUNCIL
MEETING**

108 S. Main St. Avilla, IN 46710

THOSE PRESENT: Phil Puckett, Rita Grocock, Paul Shepherd, Glen Wills, Kevin Kelly, Brian Carroll, Chad Geiger, Joe McQueen, Gary Gatman, Karrie Craft, Scott Allen, Ryan McLaughlin, Ben Tackett, Jessica Balyeat, Tena Woenker.

Town Council President, Phillip Puckett, Jr. called the meeting to order at 7:00 P.M.

Town Council President, Philip Puckett, Jr., opened the public Hearing on Resolution 730-4-22 for Resolution Designating Certain Real Estate within the Town of Avilla as an Economic Revitalization Area at 7:02 P.M. after there was no input, Philip Puckett, Jr. closed the public hearing at 7:04 P.M.

Resolution 730-4-22 Resolution Designating Certain Real Estate within the Town of Avilla as an Economic Revitalization area was presented to the council for approval. Paul Shepherd made a motion to approve the resolution. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Town Council President, Philip Puckett, Jr., opened the public Hearing on Resolution 731-4-22 a Resolution Granting a Waiver for Non-Compliance for McLaughlin Furnace Group at 7:04 After there was no input, Philip Puckett, Jr. closed the public hearing at 7:06 P.M.

Resolution 731-4-22 Granting a Waiver for Non-Compliance to McLaughlin Furnace Group was presented to the council for approval. Paul Shepherd made a motion to approve the resolution. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Claims in the amount of \$515,478.86 was submitted to the council for approval. Paul Shepherd made a motion to approve the claims as submitted. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Paul Shepherd made a motion to accept the minutes of the March 16, 2022, and April 13, 2022, meetings as submitted. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 - Nays 0 1 Absent

Town Managers Report – was given by Tena Woenker.

Tena Woenker, Town Manager, asked the council for permission to attend a meeting in Indianapolis in May to learn what the new TIF laws are on expenditures that were recently passed. There will be no expense to the Town of Avilla for this meeting.

Superintendents Report – was given by Brian Carroll.

Brian Carroll, Superintendent, presented the council with a quote from Summit Street Sweeping for cleaning the streets this year. The cost this year is \$3600.00 for the Spring cleaning, and \$2500.00 for the Fall cleaning. For a total cost of \$6100.00. Brian then provided the council with a proposal from Pavement Solutions Inc. to do crack filling on the town's streets at a total cost of \$16,000.00. Paul shepherd made a motion to hire Summit Street Sweeping for a total cost of \$ 6100. 00. and Pavement Solution for \$16,000.00 for crack filling. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Superintendent, Brian Carroll, reported to the council that he would like to purchase a crimp tool that is used by the electricians. He had two quotes; Power Line Supply quoted \$2416.33 and Gray Company quoted \$2322.99. Paul Shepherd made a motion to approve the purchase from Gray Company for a cost of \$2322.99. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Brian Carroll, Superintendent, asked the council for permission to purchase a walk behind trencher for the Electric Department. He received two quotes to purchase one. One quote is for a Vermeer 20 hp for \$21,778.00 and the other quote is for a Ditch Witch 24 hp for \$17,752.00. Paul Shepherd made a motion to approve the purchase of the Ditch Witch for \$17,752.00 to be paid out of the Electric Fund. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Town Marshalls Report - was given by Glen Wills.

Glen Wills, Town Marshall, presented to the council pictures and a quote to purchase a 2010 Chevy Tahoe from Chicago Motors Inc. The cost of the vehicle is \$22,995.00 and a delivery charge of \$300.00 for a total cost of \$23,295.00. After some discussion about the vehicle, Paul Shepherd made a motion to approve the purchase. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Town Marshall, Glen Wills, presented the council with a quote to purchase a new Generac Generator for a back-up at the Police Department. The cost of the generator is \$11,090.81. Paul Shepherd made a motion to approve the purchase of the generator to be paid for out of Public Safety Funds, Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Glen Wills, Town Marshall, asked the council for permission to purchase a new digital speed sign to place on West Albion Street just down past the Methodist Church. He did not know the cost and indicated he was waiting on Town Manager, Tena Woenker, to provide him the information from a previously purchased sign. Paul Shepherd made a motion to approve the purchase of the sign not to exceed \$5000.00. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Fire Chiefs Report – was given by Chad Geiger.

Park Board Report – was given by Jessica Balyeat.

Clerk Treasurers Report, Rita Grocock reported to the council that customer Joy Sneary had filled her swimming pool due to having to make a necessary repair by damage created by the weather this year. Therefore, she did not wait for the Summer Sprinkler Credit to take effect on May 15, 2022. She is asking for relief on a portion of her sewer bill, the water was put in the pool and did not go down the sewer. The relief amount she requested is \$33.46. Paul Shepherd made motion to relieve her of \$33.46 off her sewer bill. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Rita Grocock, Clerk Treasurer, asked the council for clarification on how the extra comp hours above the 200-hour limit was to be paid out to the employees. Paul Shepherd made a motion to pay police officers out of the Public Safety Fund, and the one utility worker out of the three utilities. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Clerk Treasurer, Rita Grocock, reported to the council she needs clarification on how the overtime pay will be paid out for any overtime hours they receive after the employees have reached their 200-hour comp time limit each year. Paul Shepherd made a motion to pay Police Officer's overtime out after they have reached the 200-hour limit of comp time out of Public

Safety. Utility employees will be paid out of their prospective regular utility payroll funds. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Rita Grocock, Clerk Treasurer, asked the council on clarification as to which fund the Police On-Call Pay will be paid out of. After a brief discussion Paul Shepherd made a motion approve the On-Call Police Pay to come out of the General Fund. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Old Business:

Ordinance 1638-4-22 Amending Ordinance 1632-11-21 setting administrative fees and penalties for certain UTV Side-by-Side Vehicles used on Town of Avilla Roadways. Paul Shepherd made a motion to suspend the rules. Phil Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Ordinance 1638-4-22 Amending Ordinance 1632-11-21 setting administrative fees and penalties for certain UTV Side-by-Side Vehicles used on Town of Avilla Roadways was read for the 1st reading. Paul Shepherd made a motion to approve on the 1st reading. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Ordinance 1638-4-22 Amending Ordinance 1632-11-21 setting administrative fees and penalties for certain UTV Side-by-Side Vehicles used on Town of Avilla Roadways was read for the 2nd reading. Paul Shepherd made a motion to approve on the 2nd reading. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

New Business:

Resolution 732-4-22 Approving the Deduction of Assessed Valuation for Real Property Improvements for Solar Land LLC. Philip Puckett, Jr. read the Finding of Facts to Karrie Craft, of Solar Land LLC. They are requesting a ten-year tax abatement on the Real Property. Paul Shepherd made a motion to approve the Ordinance. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Resolution 733-4-22 Approving the Deduction of Assessed Valuation for Personal Property Improvements for Solar Land LLC. Philip Puckett, Jr. read the Finding of Facts to Karrie Craft, of Solar Land LLC. They are requesting a five-year tax abatement on the Personal Property. Paul Shepherd made a motion to approve the Ordinance. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Next on the agenda was the 2023 Community Crossing Engineering Proposal. After a brief discussion, a motion was made by Paul Shepherd to suspend it for now. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

A quote was submitted by Webb Concrete Construction, Inc. for the 2022 Sidewalk Replacement Program. The quote was outlines in several different categories to accommodate each individual situation at the site the sidewalks would be replaced (see quote). Tena said only two people were even interested in their sidewalk being replaced and did not want the Town's Payment Plan to complete it. Paul Shepherd made a motion to approve the quote from Webb Concrete Construction Inc. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Last item on the agenda was Ordinance 1639-4-22 Amending Salary Ordinance 1634-12-21 setting on-call pay for employees. Paul Shepherd made a motion to suspend the rules. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Ordinance 1639-4-22 Amending Salary Ordinance 1634-12-21 setting on-call pay for employees for employees was read on the 1st reading. Paul Shepherd made a motion to approve on the 1st reading. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

Ordinance 1639-4-22 Amending Salary Ordinance 1634-12-21 setting on-call pay for employees for employees was read on the 2nd reading. Paul Shepherd made a motion to approve on the 2nd reading. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

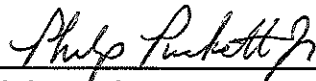
Open Discussion:

Scott Allen, with Noble Trails, was present to give a short briefing on the progress of the trails and to notify the council and the citizens of Avilla about an upcoming meeting on May 10, 2022, to be held at the library here in Avilla, to discuss starting the trails from Avilla to Kendallville.

With no further business to conduct for the evening Philip Puckett, Jr. made a motion to adjourn at 8:33 P.M. Paul Shepherd seconded the motion.

Vote: Ayes 2 – Nays 0 1 Absent

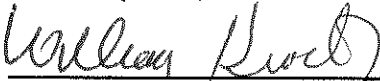
AVILLA TOWN COUNCIL



Philip Puckett, Jr. Council President



Paul shepherd, Council Member



William Krock, Jr., Council Member

ATTEST:



Rita Grocock Clerk -Treasurer