

June 21, 2023

**TOWN OF AVILLA
AVILLA TOWN COUNCIL
MEETING**

108 S. Main St. Avilla, IN 46710

THOSE PRESENT: Phil Puckett, Bill Krock, Rita Grocock, Paul Shepherd, Matt Getts, Kevin Kelly, Andy Uhl, Kierston Wright, Glen Wills, Chad Rayle, Brian Carroll, Ann Freeman, Chris Arnett, Jim Parker, Bill ley, Nancy Helmer, Matt Brinkman

Town Council President, Phillip Puckett, Jr. called the meeting to order at 6:00 P.M.

Town Council President, Philip Puckett, Jr. opened -up the public meeting on Ordinance 1658-5-23 for allowing certain off-road vehicles on Avilla roadways for the 2nd reading at 6:00 P.M. after little discussion, Philip Puckett, Jr. closed the public hearing at 6:08 P.M. Paul Shepherd made a motion to approve the Ordinance 1658-5-23 on the 2nd reading. Philip Puckett, Jr. seconded the motion.

Vote: Ayes 2- Nays 1

Town Council President, Philip Puckett, Jr. opened-up the public meeting on Ordinance 1657-5-23 for allowing for snowmobiles on Avilla roadways only during emergency weather conditions at 6:08 P.M. Council President, Philip Puckett, Jr. voiced that this is for emergency weather situations only. The public meeting was then closed at 6:11 P.M. William Krock, Jr. made a motion to approve Ordinance 1657-5-23. Paul Shepherd seconded the motion.

Vote:

Ayes 3 – Nays 0

Town Council President, Philip Puckett, Jr. opened-up the public hearing on Resolution 744-6-23 granting a waiver on non-compliance on a tax abatement for Diversified Pattern at 6:11 P.M. Jim Parker, with Diversified Pattern, indicated that the Town Manger was supposed to do a follow up with his company and this did not happen, so he felt it was not their problem that it was not completed. Matt Brinkman, with region 3-A, spoke and said if the council agrees to Grant the Waiver of non-compliance, they will be able to keep the tax abatement. Philip Puckett, Jr. closed the public hearing at 6:14 P.M. Paul Shepherd made a motion approving Resolution 744-6-23. William Krock, Jr. seconded the motion.

Vote: Ayes 3 – Nays 0

Town Council President, Philip Puckett, Jr. opened-up the public hearing on Resolution 745-6-23 granting a waiver on non-compliance on a tax abatement for JEP, LLC at 6:14 P.M. Jim Parker, with JEP, LLC, indicated that the Town Manger was supposed to do a follow up with his company and this did not happen, so he felt it was not their problem that it was not completed. Philip Puckett, Jr. closed the public hearing at 6:15 P.M. Paul Shepherd made a motion approving Resolution 745-6-23. William Krock, Jr. seconded the motion.

Vote: Ayes 3 – Nays 0

Claims in the amount of \$1,147,163.18 were submitted to the council for approval. Paul Shepherd made a motion to approve the claims as submitted. William Krock, Jr. seconded the motion.

Vote: Ayes 3 – Nays 0

William Krock, Jr. made a motion to accept the minutes of the May 17, 2023, meeting as submitted. Paul Shepherd seconded the motion.

Vote: Ayes 3 – Nays 0

Town Managers Report – no town manager.

Superintendent's Report – Brian Carroll gave his report for the month.

Brian Carroll, Superintendent, received a quote from Truelove Brothers for a chute for the snowblower they purchased last year for \$1951.79. They just received the new Bobcat they ordered in 2021. After a brief discussion about whether the equipment will fit on future new bobcats, since we get a new one every year, Brian said it would be compatible for a few years. William Krock, Jr. made a motion to approve the purchase of the new chute for \$1951.79. This will be paid for out of the three utilities and MVH. Paul Shepherd seconded the motion.

Vote: Ayes 3 – Nays 0

Town Marshalls Report – Glen Wills gave his report for the month.

Fire Chiefs Report – Fire Chief Chad Geiger was absent.

Park Board Report – Park Board Member, Anne Freeman gave her report.

Clerk Treasurers Report, Rita Grocock, reported to the council that her office would be closed on Monday July 3, 2023, for the 4th of July Holiday. Her employees will be taking vacation time that day.

New Business:

Brian Carroll, Superintendent of Utilities, presented to the council a Right to Entry permission form from NIPSCO. This form allows their company to come onto the Town of Avilla's property to perform necessary work/improvements. If damage has occurred NIPSCO will restore that portion of your property at no expense to the town. After a brief discussion Paul Shepherd made a motion to approve signing the Right to Entry form. William Krock, Jr. seconded the motion.

Vote: Ayes 3 – Nays 0

Next Item on the agenda is Ordinance 1660-6-23, a Petition for Zoning Ordinance Amendment from light business to residential, located at 125 Baum Street. William Krock, Jr. made a motion to suspend the rules. Paul Shepherd seconded the motion.

Vote: Ayes 3 - Nays 0

Ordinance 1160-6-23 a Petition for Zoning Ordinance Amendment from light business to residential, located at 125 Baum Street was read on the 1st reading. Paul Shepherd made a motion to approve on the 1st reading. William Krock, Jr. seconded the motion.

Vote: Ayes 3 – Nays 0

Ordinance 1160-6-23 a Petition for Zoning Ordinance Amendment from light business to residential, located at 125 Baum Street was read on the 2nd reading. William Krock, Jr. made a motion to approve the 2nd reading. Paul Shepherd seconded the motion.

Vote: Ayes 3 – Nays 0

Ordinance 1659-6-23 amending the chart of permitted uses section IV of the code of laws of the of the Town of Avilla was presented to the council for approval. Paul Shepherd made a motion to suspend the rules. William Krock, Jr. seconded the motion.

Vote: Ayes 3 – Nays 0

Ordinance 1659-6-23 amending the chart of permitted uses section IV of the code of laws of the of the Town of Avilla was presented to the council for approval on the 1st reading. William Krock, Jr. made a motion to approve on the 1st reading. Paul shepherd seconded the motion.
Vote: Ayes 3 – Nays 0

Ordinance 1659-6-23 amending the chart of permitted uses section IV of the code of laws of the of the Town of Avilla was presented to the council for approval on the 2nd reading. Paul Shepherd made a motion to approve of the 2nd reading. William Krock, Jr. seconded the motion.
Vote: Ayes 3 – Nays 0

Last item on the agenda was to set an hourly rate to pay former Town Manager, William Ley, for his work now being conducted for the Town of Avilla in assisting with the Town Managers duties until a new Manager is hired and trained. He was asking for \$50.00 per hour. This will be paid as a sub- contractor, from accounts payable. He also had already turned in a previous bill from work performed from June 15, 2023 to present for \$541.50. Paul Shepherd made a motion to approve the payment of \$541.50 and to continue to pay him at a rate of \$50.00 per hour until the Town Managers Job has a replacement. William Krock, Jr. seconded the motion.
Vote: Ayes 3 – Nays 0

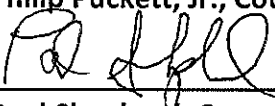
Open Discussion:

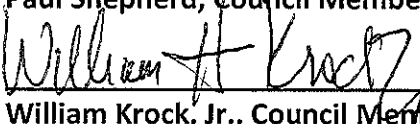
With no further business to conduct for the evening William Krock, Jr. made a motion to adjourn at 7:12 P.M. Paul Shepherd seconded the motion.

Vote: Ayes 3 – Nays 0

AVILLA TOWN COUNCIL


Philip Puckett, Jr., Council President


Paul Shepherd, Council Member


William Krock, Jr., Council Member

ATTEST:


Rita Grocock Clerk -Treasurer