

The Ellettsville, Indiana, Town Council met for a regular meeting on Monday, December 12, 2022, at the Ellettsville Town Hall Meeting Room located at 1150 West Guy McCown Drive. William Ellis called the meeting to order at 6:30 p.m. Jimmie Durnil said the prayer followed by Sandra Hash leading the Pledge of Allegiance.

Roll Call: Members present were William Ellis, President; Trevor Sager; Vice President; Scott Oldham; Dan Swafford and Pamela Samples. Sandra Hash, Clerk Treasurer; Michael Farmer, Town Manager and Darla Brown, Town Attorney were also present.

Supervisors participating: Denise Line, Kip Headdy, Kevin Patton and Jeff Farmer were present.

Police Officer Recognition – Alec Leggio

Jimmie Durnil, Town Marshal explained that on Thursday morning last week there was an incident at school when a gun was reported on the premises by a student. He presented Officer Leggio a plaque to recognize his effort in preventing what could have been a disaster. Dr. Jerry Sanders, school Superintendent thanked the staff and Officer Leggio for protecting the school every day and especially on this day. Valerie DeWar, Chamber of Commerce board of directors presented and thanked Officer Leggio with a gift from them. The Chamber also had a gift for the student that reported the gun, Jimmie Durnil will take it to her at the school tomorrow.

Approval of the Minutes

William Ellis entertained a motion for approval of the minutes of the regular meeting and Work Session November 28, 2022. Dan Swafford so moved. Trevor Sager seconded. Roll call vote: William Ellis – yes; Scott Oldham – abstain; Trevor Sager - yes; Dan Swafford – yes; Pamela Samples - abstain. Motion Carried.

Accounts Payable Vouchers and Payroll

William Ellis entertained a motion to pay Accounts Payable Vouchers and Payroll. Trevor Sager so moved. Dan Swafford seconded. Roll call vote: William Ellis – yes; Scott Oldham – yes; Trevor Sager – yes; Dan Swafford – yes; Pamela Samples – yes. Motion Carried.

Resolutions

Resolution 25-2022 Surplus Street Department

Kip Headdy, Street Commissioner explained a few years ago Fleet Management through Enterprise ordered 3 trucks for the Fire Department that were delayed so long they were supposed to be cancelled, but they recently came in. The Planning Department truck will be traded in, and the Department of Public Works are requesting to surplus 2 trucks, a 2019 Chevy Silverado on the Street’s fleet and a 2012 Chevy Silverado 1500 on the Utilities fleet. The equity on these vehicles goes toward the lease price of the new vehicles. The new vehicles are both 2022 4-door Dodge Ram pick-ups. There will be a couple more trucks later that they will surplus as they transfer to lease vehicles. They will be approved for surplus separately. The Planning Department’s vehicle for example, will go from \$511.30 to \$313.00 by using the equity in the current vehicles for a new vehicle. Scott Oldham made a motion to approve Resolution 25-2022 Surplus Street Department. Trevor Sager seconded. Roll call vote: William Ellis – yes; Scott Oldham – yes; Trevor Sager – yes; Dan Swafford – yes; Pamela Samples – yes. Motion Carried.

Ordinances on First Reading

Ordinance 2022-18 to Create a Fund for Local Income Tax Economic Development

Sandra Hash, Clerk Treasurer requested to create a stand-alone fund as instructed by The State Board of Accounts for receiving Local Income Tax Economic Development. It will be isolated and needs created before we begin receiving the draws.

Ordinances on Second Reading

Ordinance 2022-15 as amended Fixing of the Salaries for Budget Year 2023

Sandra Hash, Clerk Treasurer explained that we are in the process of updating the personnel policy. This firm suggested a lot of things be moved into the Salary Ordinance. She was not comfortable putting everything in the Salary Ordinance until they passed the personnel policy. This created a time issue and she has not changed it other than one spelling error on the last page and requested to accept the policy as originally presented. Trevor Sager made a motion to approve Ordinance 2022-15 as amended Fixing of the Salaries for Budget Year 2023. Scott Oldham seconded the motion. Roll call vote: William Ellis – yes; Scott Oldham – yes; Trevor Sager – yes; Dan Swafford – no; Pamela Samples - yes. Motion Carried.

Envision Ellettsville Update

Dan Rarey, Ellettsville Chamber of Commerce discussed he was pleased with the turn out for the 2 recent workshops. There were 7 Plan Commission attendees, 3 council and 6 Town employees. He appreciated everyone coming.

New Business

Bynum Fanyo Utilities Contract Discussion

Jeff Farmer discussed the following changes to the existing contract between the Town of Ellettsville and Bynum Fanyo Utilities (BFU). He presented a summary to council for review. Also presented was a list of employees currently assisting with the operations on behalf of Bynum Fanyo Utilities. Jeff discussed the Town Manager salary would be added to original contract and paid directly to BFU to avoid two different W-2's and pension considerations. The dollar amount would be void from the contract upon termination or resignation. He requested the 3% cap on the yearly amount be increased to 5%. Currently it is tied to the Consumer Price Index (CPI) which has been flat due to low inflation but due to increased inflation they are requesting the increase. Sandra Hash, Clerk Treasurer requested a rate structure every year along with the CPI statement so it is clear for the auditors to match what the contract states compared to the checks. He requested a 5-year extension on the contract. The existing contract runs through 2027 and would result in the contract ending in 2032. He also mentioned the name has also changed from Bynum Fanyo Utilities to BFU Inc. and will need changed on the contract. Pamela Samples questioned paying the Town Manager through BFU instead of the Town. Michael Farmer stated it was for personal reasons such as retirement and didn't want it to be an issue for him. Jeff Farmer explained it is just added to the list of duties in the contract to provide Town Manager as an additional duty. Sandra Hash stated it does save the Town money because if he was added as an employee, they would have to add him to PERF at 14.2% a year and pay matching Social Security and Medicare at 7.65% a year. William Ellis was not comfortable with extending a contract longer than the length of a term of a council member. He suggested adding the Town Manager to the contract but not extending it. Dan Swafford mentioned the salary already being in the budget and it would need moved to avoid double paying because it usually gets used by other departments. Sandra Hash will have to do a resolution to transfer it from Personal Services to Miscellaneous Professional Services. Dan Swafford requested once the contract is finalized he would like a Work Session to discuss it with the Town Attorney. Scott Oldham suggested an Evergreen clause to separate the salary from the rest of the contract to include raises and cover salaries in the future when the current Town Manager leaves. Jeff Farmer will write it up and have Darla Brown, Town Attorney check it. Council agreed it should be discussed once that is done in a Work Session. BFU bills for January in February so there is time. Council agreed to add to the January 9th, 2023 agenda with a possibility of a Work Session prior to discuss.

MOU between the Town of Ellettsville, The Ellettsville Department of Parks and Recreation and the Ellettsville Youth Sports League

Darla Brown, Town Attorney explained the attorney, Dan Seir, for the Ellettsville Youth Sports League was out of Town until next week but explained he did receive it and will review it with his clients and get back with her. She requested to table. Sandra Hash reported that Martha Heidenreich, president of Ellettsville Youth Sports sent her a job description for the new part-time position and will be transferring the electric and water/sewer bill to the Town's

name. She also sent a check for \$2,000.00 to open the checking account and cover those bills until they start recruiting for baseball.

Bloomington Economic Development Corporation (BEDC) has 4 seats for the Town of Ellettsville – 1- Town Council 1- Town Manager 2-General Member Seats

Michael Farmer, Town Manager explained he is an ex officio member on this Corporation and didn't realize there were so many different seats and needs guidance on how to proceed to fill those. He recommended Denise Line, Planner filling one of those positions. Jennifer Pearl, President of BEDC, explained they serve all of Monroe County and in terms of the seats, the executive for the local government sits on the executive committee along with one council member that participates in monthly meetings. The two additional liaisons are invited to the monthly board meetings. It is important that Ellettsville is represented. Pamela Samples has shown interest. William Ellis is currently serving on the board. Jen Pearl explained that the seat are decided amongst the council and the Town Manager or lead liaison. William Ellis stated the appointments are generally done in January so they could do it then. The first meeting is January 5th so the first meeting would be missed. Jen suggested a proxy from council would be welcome. Dan Swafford suggested since Pam was interested that William designated her as his proxy. Jen Pearl accepted the designation.

Michael Farmer, Town Manager apologized that he did not get this on the agenda but he has been working with Lynn Stafford from Drive Clean Indiana to bring innovation and new ideas to the Town. Lynn Stafford gave a short presentation on supporting natural energy and securities in the advancement of affordable fuels and implement sustainable transportation solutions. They work with Town's and cities to introduce EV charging stations, new vehicles, fleet replacement programs which results in tax credits. He would like to develop a plan to work with them to achieve the goals to a cleaner Town.

Privilege of the Floor

Ron Vandeventer, Building Inspector thanked Mike Farmer, Council and all the supervisors for the raise. He also mentioned Ellettsville Youth Sports is a great program. He thanked all the employees for taking care of everything in the Town and as a resident they are special and considered family and he appreciates them.

Jen Pearl, President of Bloomington Economic Development thanked the Town for their engagement and support with the Economic Vitality Project.

Chris Clouse, Deputy Fire Chief recognized some of their long-time employees. Kip Headdy-20 years, Ronnie Vandeventer-20 years and Kenny Parrish-25 years with the Fire Department.

Supervisor Comments

Michael Farmer addressed the newspaper article labeled the dangerous mile. He has complained to the Herald Times about their hurried, sensationalized story that came from a CATS TV broadcast and nobody addressed him with any concerns. Any meetings he has ever conducted with INDOT have been very informative and nothing has ever been said what could or couldn't be done in the areas listed in the articles. They will research the accidents and how they affect the highway and how the highway affects the Town. He isn't happy about it but he is looking into it and they are doing what they should be doing. Scott Oldham said based on the last research, the accidents are mostly because of not stopping at the red light. Speeding is not the issue so please keep that in mind when speaking about sensationalized journalism.

Michael Farmer addressed the raises, he stated they were well deserved and explained it isn't just him to be thanked it was the department heads that put everything together and the board that approved it.

Jimmie Durnil, Town Marshal said he had attended the latest Ellettsville Youth Sports meeting and they are all excited about becoming a part of the Town and it will be great for Ellettsville and the kids.

Jeff Farmer loved seeing all the employees in attendance and is proud to be a co-worker. He also mentioned a flooding problem at the Wastewater Plant and they need to move a junction box that will take quite an effort to re-route the water around the plant. He has a couple of prices from Tom Headdy and T&M to take down about 25 trees. Tom Headdy was at \$4,000.00 and T&M was \$6,800.00. He would like to take the low bid from Tom Headdy and get the job done. This will be paid from the Wastewater budget. Dan Swafford made a motion to approve the bid of \$4,000.00 to remove the trees at the Wastewater Plant and come from the Wastewater budget. Scott Oldham seconded. Roll call vote: William Ellis – yes; Scott Oldham – yes; Trevor Sager – yes; Dan Swafford – yes; Pamela Samples - yes. Motion Carried.

Kevin Patton, Fire Chief thanked the council for the Salary Ordinance and budget approval. It puts the Fire Department closer to the competition and hopefully it slows the revolving door.

Kip Headdy, Street Supervisor thanked council for the Salary Ordinance and also said the Street Department wrapped up leaf collection for the year.

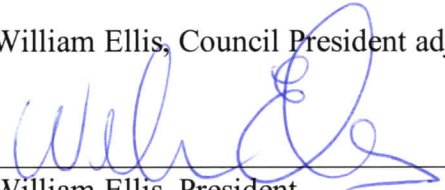
Denise Line, Planner also thanked the council for the Salary Ordinance and also announced she was awarded a Community Impact Grant from the Community Foundation of Bloomington to move the Old Log Cabin to Town Hall to sit along the Heritage Trail. The grant was in the amount of \$44,152.00 total project cost is estimated at \$88,304.00. That will include moving the cabin and site preparation. The matching amount will come from the ARPA funds. It will probably be relocated in the fall of 2023 so they can prepare the site.

Jimmie Durnil, Town Marshal thanked Denise Line for all her work on the grant to move the cabin and for the Salary Ordinance.

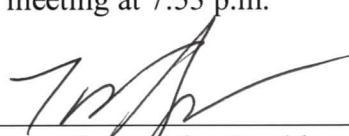
Sandra Hash, Clerk Treasurer also thanked Town Council for approving the Salary Ordinance.

Adjournment


William Ellis, Council President adjourned the meeting at 7:53 p.m.




William Ellis, President



Trevor Sager, Vice President



Scott Oldham



Pamela Samples

Dan Swafford



Sandra Hash, Clerk Treasurer, IAMC, MMC