

Spencer Town Council Regular Meeting  
November 7, 2022, 6:00 P.M.  
90 N. West Street  
Spencer, IN 47460

**Board Members present:** Jon Stantz, Dean Bruce, and Mike Spinks

**Also, Present,** Clerk Treasurer Cheryl Moke, John Hodge, Chief Foutch, Tony Floyd and Richard Lorenz

**IN THE MATTER OF APPROVAL OF MINUTES**

**Dean Bruce made a motion to approve the minutes from the previous meeting, seconded by Mike Spinks. The motion passed 3-0.**

**IN THE MATTER OF PUBLIC ISSUES**

Liz Vest spoke to the Council on behalf of the Worman Lewis HOA. They are requesting consideration to have their streets brought into the Town of Spencer. She explained the history of the HOA, which began back in the 90's and the problems they now have, particularly with clearing the snow from the streets. She said it was detrimental to the health and safety of the residents because of their age, which is 70% over the age of 70. Jon Stantz commented that he looked at the streets, noted the deterioration, and took the liberty to contact E&B paving to see what the cost would be to remove the concrete and pave them. The estimated cost was \$172,000. He went on to explain that he did not know what Mr. Lewis's intentions were, and Mr. Lewis never came to the council back when the HOA was formed to make sure the streets conformed with the Town's requirements. The problem is that the Town's equipment would not be able to maintain the streets because of the dead ends and the size of the equipment. Jon also stated that the Town's ordinances require the subdivision requesting the annex is required to bring the streets back up to the Town's specification first. Liz asked if he had any suggestions on what they could do, and Jon suggested looking into doing one street at a time. He asked to see the documents for the association. Liz Vest said she would provide them copies. Another suggestion was to talk to the Owen County Foundation or look into applying for grants. Jon said after the Board had a chance to look at the documents and they had time to consider, they would get back with her.

Next, Julie Coffin presented an event request for "Christmas at the Square" on Saturday, December 3, between 12 noon – 5 PM. Setup will begin at 10:00 A.M. Santa will be at the Tivoli, and they are planning on having an outdoor market on Market Street between Main and Washington. They are requesting the closure of Market Street, access to electricity, and the ability to decorate the parking meters.

**Mike Spinks made the motion to approve the request, seconded by Dean Bruce. The motion passed 3-0.**

Jon Stantz reported that funds from a MyPath grant will be made available to the Town for trees and landscaping along Main Street. Some of that money will go to Main Street Org for their work.

Next, Maureen Hayden with Commonwealth Engineers presented a series of documents for approval and updates for the various projects. First, for the Texas Pike Project:

- CEI recommends Town accept the Engineer's Bid Recommendation of accepting the low, responsive, responsible bidder of Reed & Sons Construction, Inc. for the Upon approval of Town, Town to execute the Owner's acceptance letter, as required by SRF post bid documentation.

**Jon Stantz made a motion to accept the recommendation, seconded by Mike Spinks. The motion passed 3-0.**

- With acceptance of Engineer's bid recommendation, Engineer recommends the Town give formal Notice of Award to Reed & Sons Construction, Inc., in the amount of \$457,143.84, which includes the acceptance of mandatory alternative 1 and 2.

**Jon Stantz made a motion to accept the recommendation, seconded by Dean Bruce. The motion passed 3-0.**

Next for the Sludge Dewatering Project:

- CEI recommends the Town accept Engineer's proposal recommendation of accepting the low, responsive, responsible proposal from Fournier Industries Inc. Upon approval of Town, Town to execute the Owner's acceptance letter, as required by SRF post bid documentation.

**Jon Stantz made a motion to accept the recommendation, seconded by Dean Bruce. Motion passed 3-0.**

- With acceptance of Engineer's proposal recommendation, Engineer recommends the Town give formal Notice of Award to Fournier Industries, Inc. in the amount of \$467,172.00, subject to construction cost index adjustment, when equipment is actually purchased. Mike Spinks made a motion to approve moving forward with the recommendation, subject to the clarification by SBOA, seconded by Dean Bruce. Motion passed 3-0. Pending Town utilizing cash on hand, Engineer recommends Town to pre-purchase equipment, contingent upon approval by SRF. Engineer to submit Owner's acceptance and Notice of Award to SRF for review and approval. Once approved by SRF, Town can enter into a formal purchase agreement with Fournier Industries, Inc.

**Mike Spinks made a motion to approve moving forward with the recommendation, subject to the clarification by SBOA, seconded by Dean Bruce. Motion passed 3-0**

Pay Applications 1 and 3 for the MVSP project were submitted for approval by CEI:

- Pay Application 1 to Graves Construction (Division A) in the amount of \$236,921.62 was presented.

**Jon Stantz made a motion to approve the payment, seconded by Dean Bruce. Motion passed 3-0.**

- Pay Application 2 to Inliner Solutions (Division B) in the amount of \$107,273.05 was presented.  
**Jon Stantz made a motion to approve the payment, seconded by Mike Spinks. Motion passed 3-0.**

Additional invoices for the three projects were presented for motion to approve.

- CEI invoice #54086 for Sludge Dewatering preliminary design - \$45,500  
**Mike Spinks made the motion, seconded by Dean Bruce. Motion carried.**
- CEI invoice #54087 for Sludge Dewatering - \$90.12  
**Jon Stantz made the motion, Dean Bruce seconded, motion carried.**
- CEI invoice #54085 for Texas Pike project - \$3,315.09  
**Mike Spinks made the motion, it was seconded and passed.**
- CEI Invoice #53985 for MCSP project - \$41,104.31  
**Jon Stantz made the motion, it was seconded and passed.**
- SIDC Invoice #1 for MCSP project 0 \$1,500.00  
**Mike Spinks made the motion, it was seconded and passed.**
- Archaeological Consultants invoice for Texas Pike - \$700.00
- **Jon Stantz made the motion, it was seconded and passed.**

**Jon Stantz made a motion to approve the letter of engagement from Barnes & Thornburg for Bond Council, seconded by Dean Bruce. Motion passed 3-0.**

#### **IN THE MATTER OF ECONOMIC DEVELOPMENT**

Jon Stantz asked the other two board members for their thoughts and recommendations in regard to a new high speed internet plan. He will be meeting with Marce King and a representative from the Internet company on Thursday. Mike Spinks made a comment that he is concerned about the proposal to create a new TIF district.

#### **IN THE MATTER OF THE REDEVELOPMENT COMMISSION**

Mike Spinks updated the Board about the upcoming planned meeting and public hearing.

#### **IN THE MATTER OF THE POLICE DEPARTMENT**

Chief Foutch requested permission to fill the full-time position with Jacob Wieneke.

**Mike Spinks made the motion to approve the hire, seconded by Jon Stantz. Motion passed 3-0.**

Chief Foutch requested permission to add Hunter Like to the reserve force.

**Jon Stantz made a motion to allow, seconded Mike Spinks. Motion passed.**

#### **IN THE MATTER OF THE BUILDING DEPARTMENT**

Nothing to report.

#### **IN THE MATTER OF THE STREET DEPARTMENT**

Tony Floyd presented a quote for approval for salt from Morton Salt in the amount of \$99.28/ton.

**Dean Bruce made a motion to approve the bid, seconded by Mike Spinks. Motion carried.**

**IN THE MATTER OF SEWER DEPARTMENT**

John Hodge gave a brief report on his department.

**IN THE MATTER OF PLANNING & ZONING**

Richard Lorenz gave an update.

**IN THE MATTER OF THE FIRE TERRITORY**

Jon Stantz gave an update.

**IN THE MATTER OF PARKS & RECS**

Nothing new to report.

**IN THE MATTER OF THE ATTORNEY.**

Nothing to report.

**IN THE MATTER OF OLD BUSINESS**

Jon Stantz asked the Board to read over the sample job description for the Town Manager and get any additional samples to him for future discussion.

**IN THE MATTER OF NEW BUSINESS**

**IN THE MATTER OF CLAIMS**

Claims were approved unanimously.

**IN THE MATTER OF ADJOURNMENT**

**A motion and a second to adjourn the meeting were made and passed unanimously. The meeting adjourned at 7:25 PM.**

Jon Stantz

Jon Stantz, President

Dean Bruce

Dean Bruce, Vice-President

Mike Spinks

Mike Spinks, Member

Attest Cheryl Moke

Cheryl Moke, Clerk-Treasurer