

Spencer Town Council Regular Meeting  
February 6, 2023, 6:00 P.M.  
90 N. West Street  
Spencer, IN 47460

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

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

**IN THE MATTER OF APPROVAL OF MINUTES**

**Mike Spinks made a motion to approve the minutes from the previous meeting, seconded by Jon Stantz. The motion passed 2-0.**

**IN THE MATTER OF PUBLIC ISSUES**

First item on the Agenda is the vacation of a portion of Lovers Lane located by Value Lube. A corner of the existing building resides on part of the platted street. The potential owner is requesting this portion be vacated. This vacation will not change the way the existing road is being maintained.

**Jon Stantz made a motion to approve the vacation seconded by Mike Spinks. The motion passed 2-0.**

Next, Liz Vest, on behalf of the residents of Lewis-Worman Addition requested to know what the next steps to providing Town services to their streets were. She provided evidence that the streets were dedicated to the Town of Spencer back in 1992. Previously, these have been maintained by the HOA. In Addition, they HOA has been paying for the three street lights on these roads. She also would like to have the street signs that say private drive signs removed, and replaced with "Dead End". The Attorney noted that street dedications are normally separate from the plat of the whole neighborhood. It also includes the acceptance of the dedication by the Town. There is no evidence that the acceptance took place, however, they will acknowledge the dedication of the streets and will begin maintaining the streets if they can agree on what will take place. Street repairs will take place over the next several years.

Next, the Community Crossing Matching Grants Contractor Award & Request for Funds was presented for approval. E&B was the lowest bidder and was accepted for \$189,404.50.

**Jon Stantz made a motion to accept the bid, seconded by Mike Spinks. Motion passed 2-0.**

Next, Richard Lorenz presented the Hearing Authority Termination Order in regard to the Hasselberg property. He also reported that there is a new violation which he recommends that it be referred directly to the prosecutor.

**Jon Stantz made a motion to sign the termination order, seconded by Mike Spinks. Motion passed 2-0.**

Next, Drew Flamion, with Commonwealth Engineers, present Amendment to Task Order 2022-01 Wastewater & Stormwater Utility Study. It now includes all the anticipated upgrades and additions currently being proposed.

**Jon Stantz made a motion to approve the additional task order in the amount of \$5,000. Mike Spinks seconded, it was passed 2-0.**

Invoices were presented for approval:

Commonwealth Invoice 55025 - \$27,498.48 (MCSP)	
54960	1,968.97 (Texas Pike Project)
54961	45,000.00 (Texas Pike Project)
54962	11,175.34 (Texas Pike Project)

**Jon Stantz made a motion to approve all four invoices, seconded by Mike Spinks. Motion passed 2-0.**

In regard to the SRF loan amount, the invoices paid to date on the Texas Pike and sludge dewatering projects will all be included in the loan funds.

In regard to the Town Manager position, there have been four interviews and the Board will try to get a couple more completed. They plan on having the position filled by mid March.

In regard to the BOT project update, the board continues to look at the costs. Tony Floyd said he is looking at costs to move the existing Riddle building on to the street department lot for storage.

Lastly, Apple Butter Festival has requested the dates of September 15-17 be reserved for their festival.

**Jon Stantz made a motion to hold the dates, seconded by Mike Spinks. Motion carried.**

Sam Hobbs asked if the Town had an ordinance regarding chickens. He said several towns around all have an ordinance allowing them. Jon Stantz suggested he get copies of those ordinances for the Board to review and consider adopting.

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

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

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

Chief Foutch presented an estimate to repair Commission #4 in the amount of \$1,690.50.

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

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

Nothing to report.

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

Tony Floyd gave a report on the street department.

#### **IN THE MATTER OF SEWER DEPARTMENT**

Drew Flamion presented an application for sewer permit for Four Oaks Development. Jon Stantz made a motion to approve, seconded by Mike Spinks. Motion passed 2-0.

**IN THE MATTER OF PLANNING & ZONING**

**IN THE MATTER OF THE FIRE TERRITORY**

**IN THE MATTER OF PARKS & RECS**

**IN THE MATTER OF THE ATTORNEY**

Richard Lorenz presented plats for approval and signature for Walnut Manor.

Jon Stantz made a motion to approve, seconded by Mike Spinks. Motion passed 2-0.

**IN THE MATTER OF OLD BUSINESS**

**IN THE MATTER OF NEW BUSINESS**

Mike Spinks he met with Duke Energy regarding updating the street lamps with LED lights. More information regarding the effectiveness of these lights will be needed.

**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 7:15 PM.

Mike Spinks

Mike Spinks, President

Jon Stantz

Jon Stantz, Vice-President

Dean Bruce

Dean Bruce, Member

Attest Cheryl Moke

Cheryl Moke, Clerk-Treasurer