

TOWN OF DANVILLE

Town Council Agenda

March 6, 2024

7:00 PM

- I. Establish Quorum, Call Meeting to Order**
- II. Pledge of Allegiance**
- III. Approval of Minutes (x2)**
- IV. Public Comment** – 3 minutes per person
- V. Public Meeting**
 - A. Proclamation: Vietnam Veterans Day – Town Manager
 - B. Ordinance 5-2024: Amendment to Salary Ordinance – Clerk/Treasurer
 - C. Resolution 4-2024: Surplus Property – Fire Department
 - D. Resolution 5-2024: B.O.T. Presentation – Utilities Director
- VI. Staff and Council Comments**
- VII. Claim Docket**
- VIII. Payroll Docket**
- IX. Adjournment**

NOTICE: The public meetings of the Danville Town Council conducted within these chambers shall be video recorded. Said recording will be part of the public records of the Town of Danville and shall be published upon the Town of Danville's website for public access. All individuals attending public meetings hereby give to the Town of Danville, their permission for said publication, which may contain their image or statements.

TOPIC SUMMARY

Approval of Minutes:

2/21/24: Work Study. *Will require a Vote.*

2/21/24: Council Meeting. *Will require a Vote.*

- A. Proclamation: Vietnam Veterans Day** – Town Manager will present a proclamation honoring Vietnam Veterans Day (3/29/24). This is requested by the DAR. *Will require a Vote.*
- B. Ordinance 5-2024: Amendment to the Salary Ordinance** – Clerk/Treasurer will present an ordinance to amend the salary ordinance to include payment to the members of the Host Future Fund Investment Committee. This is up for introduction only tonight. *No further action is required.*
- C. Resolution 4-2024: Surplus Property** – Fire Department will present a resolution to have radio equipment designated as surplus property. Radios were replaced over 10 years ago. Fire Department would like to donate them to an organization that will take them to Mexico where they can start a new life. *Will require a Vote.*
- D. Resolution 5-2024: B.O.T. Presentation** – Utilities Director will present information on which firm the committee would like to recommend to the Council for the Build/Operate/Transfer contract. **A public hearing will need to be gaveled open – comments taken – public hearing gaveled closed.** Council will need to consider Resolution 5-2024. *Will require a Vote.*

Staff and Council Comments

Claim Docket

Payroll Docket

Motion to Adjourn

*****Council Members are requested to sign documents after the close of the meeting*****

PROCLAMATION
A Proclamation by the Danville Town Council
To proclaim March 29, 2024 as Welcome Home Vietnam Veterans Day

WHEREAS, National Vietnam Veterans Day gives the opportunity for all Americans to recognize, honor and thank our Vietnam Veterans and their families for their service and sacrifices during the Vietnam War from November 1, 1955 – May 15, 1975; and

WHEREAS, this commemoration includes nine million Americans and makes no distinction who served in-country, in-theater, or were stationed elsewhere during those 20 years – all answered the call of duty; and

WHEREAS, during the conflict more than 304,000 service members were wounded, 75,000 disabled and 58,000 killed. Thousands spent time in prison camps and 1,584 are still Missing in Action; and

WHEREAS, the citizens of Danville and the State of Indiana have a tremendous amount of pride in our Vietnam veterans and military personnel for courageously representing our country; and

WHEREAS, we must never forget the debt we owe these men and women who have loyally served our nation in battle; we must never take for granted their contributions and sacrifices; and we must remember with honor those who have so unselfishly put themselves in harm's way so that we may live in peace, and

WHEREAS, March 29th has been designated as National Vietnam Veterans Day, and

WHEREAS, the citizens of Danville, acknowledge the courage, sacrifice, honor and positive achievements of our nations' Vietnam Veterans and their families, and firmly represent that we proudly welcome them home;

NOW, THEREFORE BE IT HEREBY PROCLAIMED, by the Danville Town Council of Danville, that March 29, 2024 be designated as **WELCOME HOME VIETNAM VETERANS' DAY** in Danville, Indiana and urge all citizens to reflect on this momentous document and to participate in any observance of this patriotic and iconic document that has helped shape our country.

PROCLAIMED AND SIGNED this 6th day of March 2024.



Attested By:

Chris Gearld, President

Michael Chatham, Vice President

Greg Irby

Bret Doub

Carrie Lofton, Clerk-Treasurer

David Potter

ORDINANCE 5-2024

**An Ordinance to amend Ordinance 2-2024
"2024 Salaries and Other Compensation for Officials, Employees
and Appointees of the Town of Danville".**

Whereas, the Danville Town Council approved and adopted Ordinance 2-2024 which established wages and salaries of employees of the Town of Danville;

Whereas, the original salary ordinance did not include the Host Future Fund Investment Committee;

Whereas, Section 18, can be amended;

Now, Therefore, be it ordained that Ordinance 2-2024 be amended as follows:

DEPARTMENT	POSITION	WAGE/SALARY	PAY METHODS	PAY METHODS	FUNDING
BOARDS	HOST FUTURE FUND INVESTMENT COMMITTEE	\$75.00	PER MEETING	DECEMBER	HOST

So approved this 20th day of March 2024.

TOWN OF DANVILLE

Attest:

Carrie E Lofton, Clerk-Treasurer

Christopher Gearld

Michael Chatham

Gregory Irby

Bret Doub

David Potter

Resolution 4-2024

**A RESOLUTION DECLARING CERTAIN PERSONAL PROPERTY OF THE TOWN OF DANVILLE
AS SURPLUS PROPERTY**

WHEREAS, the Town of Danville, Indiana (the "Town") owns certain personal property listed on Exhibit "A" of this Resolution;

WHEREAS, the Town, and its various departments, are no longer in need of the items listed on Exhibit "A";

WHEREAS, the Town desires to declare the items listed on Exhibit "A" as surplus property, and dispose of same pursuant to I.C. 5-22-22 et al.;

NOW, THEREFORE, BE IT RESOLVED by the Town Council that:

1. The items listed on Exhibit "A" of this Resolution are declared surplus property of the Town;
2. That the Town Manager is directed to dispose of the said property pursuant to I.C. 5-22-22 et al.;
3. The Clerk-Treasurer is authorized to execute any documentation to effectuate the transfer of the title for any of the items listed on Exhibit "A" to the new owner;
4. This Resolution shall be in full force and effect from and after its adoption.

Adopted by the Town Council of Danville on the 6th day of March 2024.

	<hr/>	Yea	Nay	Abstain
	Council President Chris Gearld			
Reviewed by:	<hr/>	Yea	Nay	Abstain
	Council Vice President Michael Chatham			
<hr/>	<hr/>	Yea	Nay	Abstain
Attorney for the	Council Member Greg Irby			
Town of Danville	<hr/>	Yea	Nay	Abstain
	Council Member Bret Doub			
	<hr/>	Yea	Nay	Abstain
	Council Member Dave Potter			

ATTEST:

Clerk/Treasurer Carrie E. Lofton

RESOLUTION 4-2024 SURPLUS INVENTORY

EXHIBIT "A"

MAKE/MODEL	SERIAL NUMBER	DESCRIPTION
Motorola XTS 5000R	721CC0823	Radio replaced 2014
5000R	721CC0839	Radio replaced 2014
5000R	721CC50841	Radio replaced 2014
5000R	721CC50840	Radio replaced 2014
5000R	721CC50843	Radio replaced 2014
5000R	721CC50845	Radio replaced 2014
5000R	721CC50850	Radio replaced 2014
5000R	721CC50852	Radio replaced 2014
5000R	721CC50853	Radio replaced 2014
5000R	721CC50855	Radio replaced 2014
5000R	721CC50857	Radio replaced 2014
5000R	721CC50858	Radio replaced 2014
5000R	721CC50860	Radio replaced 2014
5000R	721CC50861	Radio replaced 2014
5000R	721CC50862	Radio replaced 2014
5000R	721CC50863	Radio replaced 2014
5000R	721CC50866	Radio replaced 2014
5000R	721CCS50865	Radio replaced 2014
5000R	721CCS50874	Radio replaced 2014
5000R	721CEU3260	Radio replaced 2014
5000R	721CEU3261	Radio replaced 2014
5000R	721CC50871	Radio replaced 2014
5000R	721CGM2299	Radio replaced 2014
Motorola HT 440	402AGA0415	Radio replaced 2014
Motorola Astro	526ADG0404	Radio replaced 2014

Astro	526ADG0405	Radio replaced 2014
Astro	526ADG0406	Radio replaced 2014
Astro	526ADG0410	Radio replaced 2014
Astro	526ADG0411	Radio replaced 2014
Astro	526ADG0412	Radio replaced 2014
Astro	526ADG0413	Radio replaced 2014
Astro	526ADG0415	Radio replaced 2014
Astro	526ADG0416	Radio replaced 2014
Astro	526ADG0417	Radio replaced 2014
MOTOROLA IMPRESS	NO SERIAL # X13	CHARGER
MOTOROLA MINITOR 4	NO SERIAL # X5	CHARGER
MOTOROLA ML900	3433GN0367	Old MDT
ML900	3433GN0429	Old MDT
ML900	3433GN0356	Old MDT
ML900	3433GN0392	Old MDT
ML900	3433GN0373	Old MDT
ML900	3433GN0319	Old MDT
ML900	3433GN0422	Old MDT
ML900	T3YTW-V8F27	Old MDT
PANASONIC	5713AMZ214Y15005C	CHARGING CABLE
PANASONIC	5713AMZ214Y9220082C	CHARGING CABLE
PANASONIC	5713AMZ214Y15002C	CHARGING CABLE
PANASONIC	5713AMZ214Y03246C	CHARGING CABLE
PRYME PR-160	000597	HANDHELD RADIO
MOTOROLA MINITOR 2 SV	MD5XXP2332	Pager
MOTOROLA MINITOR 2 SV	MDXXE2BC3	Pager
MOTOROLA MINITOR 2 SV	NO #	Pager
MOTOROLA MINITOR 2 SV	MD5XXE2BC4	Pager
MOTOROLA MINITOR 2 SV	MD5XWG29L0	Pager

MOTOROLA MINITOR 2 SV	MD5XWG29LB	Pager
MOTOROLA MINITOR 2 SV	MD5XXP2333	Pager
MOTOROLA MINITOR 2	NO #	Pager
MOTOROLA MINITOR 2	NO #	Pager
MOTOROLA MINITOR 2	MD5BRA2CPP	Pager
MOTOROLA MINITOR 2	NO #	Pager
MOTOROLA MINITOR 2	MD5XXE2BC4	Pager
MOTOROLA MINITOR 2	R46BNC3310	Pager
MOTOROLA MINITOR 2	R46BNC3308	Pager
MOTOROLA MINITOR 2 DOCKING STATION	00026	Pager charger
MOTOROLA MINITOR 2 DOCKING STATION	00002	Pager charger
MOTOROLA MINITOR 2 DOCKING STATION	00650	Pager charger
MOTOROLA MINITOR 2 DOCKING STATION	00005	Pager charger
MOTOROLA MINITOR 2 DOCKING STATION	00020	Pager charger
MOTOROLA MINITOR 2 DOCKING STATION	02510	Pager charger
MOTOROLA MINITOR 2 DOCKING STATION	00041	Pager charger
MOTOROLA MINITOR 2 DOCKING STATION	00077	Pager charger
MOTOROLA MINITOR 2 DOCKING STATION	02508	Pager charger
MOTOROLA MINITOR 2 DOCKING STATION	00087	Pager charger
MOTOROLA MINITOR 2 DOCKING STATION	01467	Pager charger
MOTOROLA MINITOR 3	253BBG2C2N	Pager
MOTOROLA MINITOR 3	253BBG2C2K	Pager
MOTOROLA MINITOR 3	253BBG2C2M	Pager
MOTOROLA MINITOR 3	253BYC23RP	Pager
MOTOROLA MINITOR 3	253BBG2C2L	Pager

MOTOROLA MINITOR 3 DOCKING STATION	09019	Pager charger
MOTOROLA MINITOR 3 DOCKING STATION	09040	Pager charger
MOTOROLA MINITOR 3 DOCKING STATION	03874	Pager charger
MOTOROLA MINITOR 3 DOCKING STATION	09019	Pager charger
MOTOROLA MINITOR 3 DOCKING STATION	NO SERIAL 3 X10	Pager charger
MOTOROLA MINITOR 4	136WNC5064	Pager
MINITOR 4	A03KM59239BC	Pager
MINITOR 4	136WNC5065	Pager
MINITOR 4	136WMA2477	Pager
MINITOR 4	136WLW4426	Pager
MINITOR 4	136WMA2481	Pager
MINITOR 4	136WNC5066	Pager
MINITOR 4	136WMA2476	Pager
MINITOR 4	136WLZ3438	Pager
MINITOR 4	136WNC5070	Pager
MINITOR 4	136WNC5068	Pager
MINITOR 4	136WMA2427	Pager
MINITOR 4	136WLZ3489	Pager
MINITOR 4	136WMA2456	Pager
MINITOR 4	136WNC5067	Pager
MINITOR 4 CHARGER	09894	Pager charger
MINITOR 4 CHARGER	10777	Pager charger
MINITOR 4 CHARGER	06771	Pager charger
MINITOR 4 CHARGER	06778	Pager charger
MINITOR 4 CHARGER	09882	Pager charger
MINITOR 4 CHARGER	06763	Pager charger
MINITOR 4 CHARGER	06773	Pager charger
MINITOR 4 CHARGER	09034	Pager charger
MINITOR 4 CHARGER	09042	Pager charger

MINITOR 4 CHARGER	00543	Pager charger
MINITOR 4 CHARGER	09048	Pager charger
MINITOR 4 CHARGER	09048	Pager charger
MINITOR 4 CHARGER	06772	Pager charger
MINITOR 4 CHARGER	06760	Pager charger
MOTOROLA 5000R DOCKING CHARGER	03630	Pager charger
5000R DOCKING CHARGER	00012	Charger for 5000
5000R DOCKING CHARGER	00039	Charger for 5000
5000R DOCKING CHARGER	00042	Charger for 5000
5000R DOCKING CHARGER	03895	Charger for 5000
5000R DOCKING CHARGER	NO #	Charger for 5000
5000R DOCKING CHARGER	NO #	Charger for 5000
5000R DOCKING CHARGER	NO #	Charger for 5000
5000R DOCKING CHARGER	NO #	Charger for 5000
5000R DOCKING CHARGER	00048	Charger for 5000
5000R DOCKING CHARGER	00045	Charger for 5000
5000R DOCKING CHARGER	00094	Charger for 5000
5000R DOCKING CHARGER	00018	Charger for 5000
5000R DOCKING CHARGER	03612	Charger for 5000
5000R DOCKING CHARGER	NO #	Charger for 5000
5000R DOCKING CHARGER	NO #	Charger for 5000
5000R DOCKING CHARGER	00054	Charger for 5000
5000R DOCKING CHARGER	00015	Charger for 5000
5000R DOCKING CHARGER	00033	Charger for 5000
5000R DOCKING CHARGER	00030	Charger for 5000
5000R DOCKING CHARGER	NO #	Charger for 5000
5000R DOCKING CHARGER	00090	Charger for 5000
5000R DOCKING CHARGER	00078	Charger for 5000
5000R DOCKING CHARGER	NO #	Charger for 5000
5000R DOCKING CHARGER	NO #	Charger for 5000
5000R DOCKING CHARGER	NO #	Charger for 5000

5000R DOCKING CHARGER	02358	Charger for 5000
MOTOROLA VRM 850	508SGY0167	Radio replaced 2014
PLECTRON	58200A1-15438W	Radio replaced
MOTOROLA MDT	7365KN2927	Old MDT
HAVIS MOUNT	W585806	Mount/old MDT
MOTOROLA MINITOR V	136WNC5064	Pager
MOTOROLA MINITOR V	A03KMS9Z39BC	Pager
MOTOROLA MINITOR V	136WNC5065	Pager
MOTOROLA MINITOR V	136WMA2477	Pager
MOTOROLA MINITOR V	136WLW4426	Pager
MOTOROLA MINITOR V	136WMA2481	Pager
MOTOROLA MINITOR V	136WNC5066	Pager
MOTOROLA MINITOR V	136WMA2476	Pager
MOTOROLA MINITOR V	136WLZ3438	Pager
MOTOROLA MINITOR V	136WNC5063	Pager
MOTOROLA MINITOR V	136WNC5070	Pager
MOTOROLA MINITOR V	136WNC5068	Pager
MOTOROLA MINITOR V	136WMA2427	Pager
MOTOROLA MINITOR V	136WLZ3489	Pager
MOTOROLA MINITOR V	136WMA2456	Pager
MOTOROLA MINITOR V	136WNC5067	Pager
MOTOROLA MINITOR V CHARGER	09894	Pager charger
MINITOR V CHARGER	10777	Pager charger
MINITOR V CHARGER	09036	Pager charger
MINITOR V CHARGER	06771	Pager charger
MINITOR V CHARGER	06778	Pager charger
MINITOR V CHARGER	09882	Pager charger
MINITOR V CHARGER	06763	Pager charger
MINITOR V CHARGER	06773	Pager charger
MINITOR V CHARGER	09034	Pager charger
MINITOR V CHARGER	09042	Pager charger

[illegible]

To: Town Council
Town of Danville

From: BOT Review Committee

MEMORANDUM OF RECOMMENDATION

The undersigned hereby approve this Memorandum of Recommendation to memorialize their recommendation to the Town Council ("Council") of the Town of Danville, Indiana ("Town") that Bowen Engineering ("Bowen") be selected as the prospective developer and operator of the District's construction, repair, and/or transfer utility, infrastructure, and related site work sewer upgrades ("Project"), subject to further discussion and negotiation regarding an operating agreement.

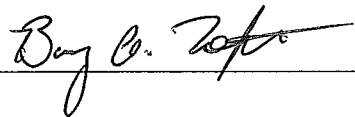
The undersigned reviewed the single proposal and qualifications submitted in response to a certain Request for Proposals/Qualifications ("RFPQ") through a Build-Operate-Transfer ("BOT") Process. The undersigned followed all notification and RFPQ requirements under IC 5-23.

The undersigned received a proposal from Bowen pursuant to the RFPQ. After a review and scoring process with respect to the Project and the respondents' experience and qualifications developing and operating similar projects, the undersigned recommend proceeding with negotiations with Bowen regarding a BOT agreement and delivery of the Project. This recommendation is based on Bowen's experience developing and operating similar projects in various other locations, along with its references. Further, the proposed team has demonstrated the desire and ability to work with the Town and the Council to meet functional needs and financial goals.

WHEREFORE, the undersigned, in their capacity as the RFPQ Review Committee hereby recommend that Bowen be selected as the prospective BOT developer for the Project.

Town Council of the Town of Danville

BOT Review Committee

By 

**TOWN COUNCIL
OF
THE TOWN OF DANVILLE
HENDRICKS COUNTY, INDIANA**

RESOLUTION 5-2024

**A RESOLUTION OF THE TOWN COUNCIL
SELECTING BUILD-OPERATE-TRANSFER DEVELOPER
FOR INFRASTRUCTURE IMPROVEMENTS**

WHEREAS, in accordance with I.C. 5-23, *et seq.* (the “Code”), the Town Council of the Town of Danville, Indiana (the “Council”) issued a request for proposals and qualifications (the “RFPQ”) for the construction, repair, and/or transfer utility, infrastructure, and related site work sewer upgrades (the “Project”);

WHEREAS, the Council received responses to the RFPQ and convened a committee which proceeded to review such proposals and make recommendations to the Council;

WHEREAS, following its review of the submitted proposals, the committee has recommended that the Council select respondent Bowen Engineering (“Bowen”) for discussion and negotiation of a prospective public-private partnership build-operate-transfer agreement (“BOT Agreement”) in accordance with the Code;

WHEREAS, not fewer than seven days before the date hereof, and as required by the Code, notice of the public hearing occurring on the date hereof was published in accordance with I.C. 5-14-3;

WHEREAS, the Council, having considered the recommendation of the committee, and having conducted a public hearing on the selection as required under the Code, now desires to: (a) select Bowen as the build-operate-transfer developer of the Project; and (b) authorize further negotiation with and execution of the BOT Agreement for development and operation of the Project.

ACCORDINGLY, be it resolved by the Town Council of the Town of Danville as follows:

1. **Selection.** Pursuant to and in accordance with the Code, the Council hereby: (a) selects Bowen as the developer of the Project under a BOT Agreement; and (b) authorizes further discussion and negotiation of the BOT Agreement terms.
2. **Document Authorization.** The Council authorizes the County officials and staff, acting in consultation with legal counsel and on behalf of the Council, to negotiate, finalize, and execute the BOT Agreement and any related agreements appurtenant to the BOT Agreement.
3. **Other Actions.** The officers of the Council hereby are authorized to take any and all actions, including executing and delivering any documents or certificates, that the President or any such officer deems to be necessary or reasonably appropriate to effect the resolutions set forth herein. Any such actions taken, including any documents or certificates executed and delivered, hereby are ratified, confirmed, and approved.
4. **No Conflict.** All ordinances, resolutions, and orders (or parts thereof) that conflict with the provisions of this Resolution hereby are repealed to the extent of such conflict.

5. **Severability.** If any section, paragraph, or provision of this Resolution is held to be invalid or unenforceable for any reason, then the invalidity or unenforceability of such section, paragraph, or provision shall not affect any of the remaining provisions of this Resolution.

6. **Effectiveness.** This Resolution shall be in full force and effect from and after its passage.

ADOPTED AND APPROVED at a meeting of the Town Council of the Town of Danville, Hendricks County, Indiana, held on the 6th day of March, 2024.

	<hr/>	Yea	Nay	Abstain
	Council President Chris Gearld			
Reviewed by:	<hr/>	Yea	Nay	Abstain
	Council Vice President Michael Chatham			
Attorney for the Town of Danville	<hr/>	Yea	Nay	Abstain
	Council Member Greg Irby			
	<hr/>	Yea	Nay	Abstain
	Council Member Bret Doub			
	<hr/>	Yea	Nay	Abstain
	Council Member Dave Potter			

ATTEST:

Clerk/Treasurer Carrie E. Lofton