

TOWN OF DANVILLE

Town Council Agenda

September 4, 2024

7:00pm

- I. Establish Quorum, Call Meeting to Order**
- II. Pledge of Allegiance**
- III. Approval of Minutes**
- IV. Public Comment** – 3 minutes per person
- V. Public Meeting**
 - A. Wishes to be Heard: Street Closure – Code Enforcement**
 - B. Wishes to be Heard: Street Closure – Code Enforcement**
 - C. Proclamation: Suicide Prevention and Awareness Month – Town Manager**
 - D. Military Banners – Town Manager**
 - E. 2025 Danville Chamber of Commerce Contract – Town Manager**
 - F. 2025 Marion Township Fire Contract – Town Manager**
 - G. Ordinance 18-2024: Amendment to Salary Ordinance – Clerk/Treasurer**
 - H. Ordinance 20-2024: Super-Voluntary Annexation – Town Planner**
 - I. Ordinance 21-2024: Super-Voluntary Annexation – Town Planner**
 - J. Ordinance 22-2024: Super-Voluntary Annexation – Town Planner**
 - K. Resolution 18-2024: Surplus Property – Town Manager**
 - L. CER: Utility Truck – Water Department**
 - M. BZA Appointment – Town Manager**
 - N. South Interceptor – Utilities Director**
 - O. East Interceptor – 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:

8/21/24: Council Meeting. *Will require a Vote.*

- A. Wishes to be Heard: Street Closure** – Code Enforcement Officer will present a request for a street closure on September 14, 2024. Requested street is Jefferson Street from Clinton Street to Main Street. The request is on behalf of the Studebaker Club. *Will require a Vote.*
- B. Wishes to be Heard: Street Closure** – Code Enforcement Officer will present a request from the Danville Community School Corporation to conduct street closures for their Homecoming Parade scheduled for October 4, 2024. *Will require a Vote.*
- C. Proclamation: Suicide Prevention and Awareness** – Town Manager will present a proclamation to declare September as Suicide Prevention and Awareness month. *Will require a Vote.*
- D. Military Banners** – Town Manager will present a request from the Wa-Pe-Ke-Way Chapter of the National Society Daughters of the American Revolution to install military banners around Downtown Danville for 2025-2026. *Will require a Vote.*
- E. 2025 Danville Chamber of Commerce Contract** – Town Manager will present the 2025 Greater Danville Chamber of Commerce contract. There are no changes from 2024 in the contract. *Will require a Vote.*
- F. 2025 Marion Township Fire Contract** – Town Manager will present the 2025 Marion Township Fire Protection contract. The only change from 2024 is the provided dollar amount for service. *Will require a Vote.*
- G. Ordinance 18-2024: Amendment to Salary Ordinance** – Clerk/Treasurer, along with Fire Chief, will present an amendment to the Salary Ordinance to create a new title for civilian EMT and stipend for Paramedics. This will not create any new hires, only titles. This was introduced on 8/21/24 and is up for adoption tonight. *Will require a Vote.*
- H. Ordinance 20-2024: Request for Super-Voluntary Annexation (Introduction)** – Town Planner will present a request for Super-Voluntary Annexation of the property located at 4296 East Main Street. The petitioner is Norman Blume. A timeline of the annexation process has been included in the packet. This is up for introduction only tonight. *Requires no further action.*
- I. Ordinance 21-2024: Request for Super-Voluntary Annexation (Introduction)** – Town Planner will present a request for Super-Voluntary Annexation of the property located at 501 Sycamore Lane. The petitioners are Bubba & Amy Stultz. A timeline of the annexation process has been included in the packet. This is up for introduction only tonight. *Requires no further action.*
- J. Ordinance 22-2024: Request for Super-Voluntary Annexation (Introduction)** – Town Planner will present a request for Super-Voluntary Annexation of the property located at 556 Sycamore Lane. The petitioners are Larry and Kathy Witte. A timeline of the annexation process has been included in the packet. This is up for introduction only tonight. *Requires no further action.*
- K. Resolution 18-2024: Surplus Property** – Town Manager will present a resolution to dispose of surplus property as described in Exhibit A (IT/Computer Equipment). This will be managed by our IT Provider. *Will require a Vote.*
- L. CER: Utility Vehicle** – Water Department will present a Capital Expenditure Request to spend funds on a new Utility Vehicle. 3 Quotes have been obtained. *Will require a Vote.*
- M. BZA Appointment** – Town Manager will present names of applicants for the Board of Zoning Appeals. This is a Council President appointment. *Will require a Vote.*
- N. South Interceptor** – Utilities Director will be seeking consensus to negotiate with Bowen Engineering to procure a Guaranteed Maximum Pricing contract for the South Sanitary Sewer Overflow Diversion Improvement. *A request for consensus is all that is required at this time.*
- O. East Interceptor** – Utilities Director is seeking to exercise a contingency project associated with the East Interceptor based on savings from the current construction project. This will extend the current project north. *Will require a Vote.*

Staff and Council Comments

Claim Docket

Payroll Docket

Motion to Adjourn

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

Town of Danville Administration
49 N Wayne St, Suite 120
Danville, IN 46122
Phone: (317) 745-4180

TOWN OF DANVILLE

SPECIAL EVENT/FOR-PROFIT PARTY APPLICATION

Minimum 30-Day Notice Prior to Event Date



APPROVED

Note:
For all questions or concerns
relating to special events, please
contact Code Enforcement.
Email: brout@danvillein.gov
Phone: 317-745-4180 ext 1004

GENERAL EVENT INFORMATION

Event Name: International Drive Your Studebaker Day Luncheon

Event Location: Mayberry Cafe

Event organizer has permission of property owner to host this event on his/her property.
(Letter granting permission is attached/included.)

Event Date(s): 09/14/24 Event Hours of Operation: 12:30pm - 4:00pm

Set-Up for Event: Date(s): 09/14/24 Hours: 11:30am

Dismantling Event: Date(s): 09/14/24 Hours: 4:00pm

Alternate Date (if applicable): _____ Admission Fee (if applicable): _____

Estimated Attendance: 25 Private or Public Event: Private

Type of Event: (Check all that apply)

- | | | |
|--|--|---|
| <input type="checkbox"/> Festival | <input type="checkbox"/> Parade | <input type="checkbox"/> Car Wash for Fundraising |
| <input type="checkbox"/> Sporting Event/Run/Walk | <input type="checkbox"/> Arts and Craft Fair | <input type="checkbox"/> Circus |
| <input type="checkbox"/> Raffle | <input type="checkbox"/> Concert | <input type="checkbox"/> Grand Opening |
| <input type="checkbox"/> Carnival/Rides | <input type="checkbox"/> Fundraiser/Charitable Event- | |
| <input type="checkbox"/> Annual/Recurring Event | <input type="checkbox"/> Other, please describe: _____ | |

General Description of Event: Public display of Studebaker vehicles around Mayberry Cafe.

ORGANIZATION INFORMATION

Sponsoring/Planning Organization: Studebaker Drivers Club - Indy Chapter

Organization is registered with the State of Indiana as a Non-Profit Organization

Address: _____

Phone: _____ Email: _____

Web Site: _____

Event Manager: Mark Enlow

Address: 5875 Crestview Avenue, Indianapolis, IN 46220

Phone: 317-694-3885 Cell Phone: _____

*Email: menlow@indy.rr.com

Onsite Contact: _____ Phone: _____

Address: _____

Cell Phone: _____ Email: _____

Permit No. SEP 24-109 (to be completed by staff)

TOWN OF DANVILLE

Please check all that will apply to your special event. If you are unsure, please checkmark and add any necessary notes/comments.

- PROPOSED LAYOUT AND/OR ROUTE INCLUDED (**Mandatory**)
- SECURITY PLANS (**Mandatory**)
- TRAFFIC CONTROL/EMERGENCY EVACUATION PLANS (**Mandatory**)
- STREET CLOSURES (DPW)
- PARKING RESTRICTION NOTICE (APPROX. 12 HOURS PRIOR TO EVENT): Event space.
- MUSICAL ENTERTAINMENT (Bands, DJ, etc.)
- OTHER ENTERTAINMENT (Rides, Inflatables, etc.) _____
- MASS GATHERING (OVER 5000 PEOPLE)
- TENT(S) OVER 200 SQUARE FEET
- FOOD VENDOR(S)
- LIQUOR- SOLD OR GIVEN AWAY
- MERCHANDISE/CRAFT VENDORS
- COURTHOUSE LIGHTING (STRING LIGHTS)

Fees:

- \$100 Per Road - Street Closures
- \$200 Non-Refundable Fee - For-Profit Parties ****Only For Events That Charge For Admission****
- \$50 Non-Refundable Admin Fee

Total Assessed Fees: \$150⁰⁰ (to be completed by staff)

The undersigned affirms under penalty for perjury that the answers, representations and information provided in this application are true and correct. Furthermore the undersigned agrees to abide by all ordinances and law regulating the described activities.

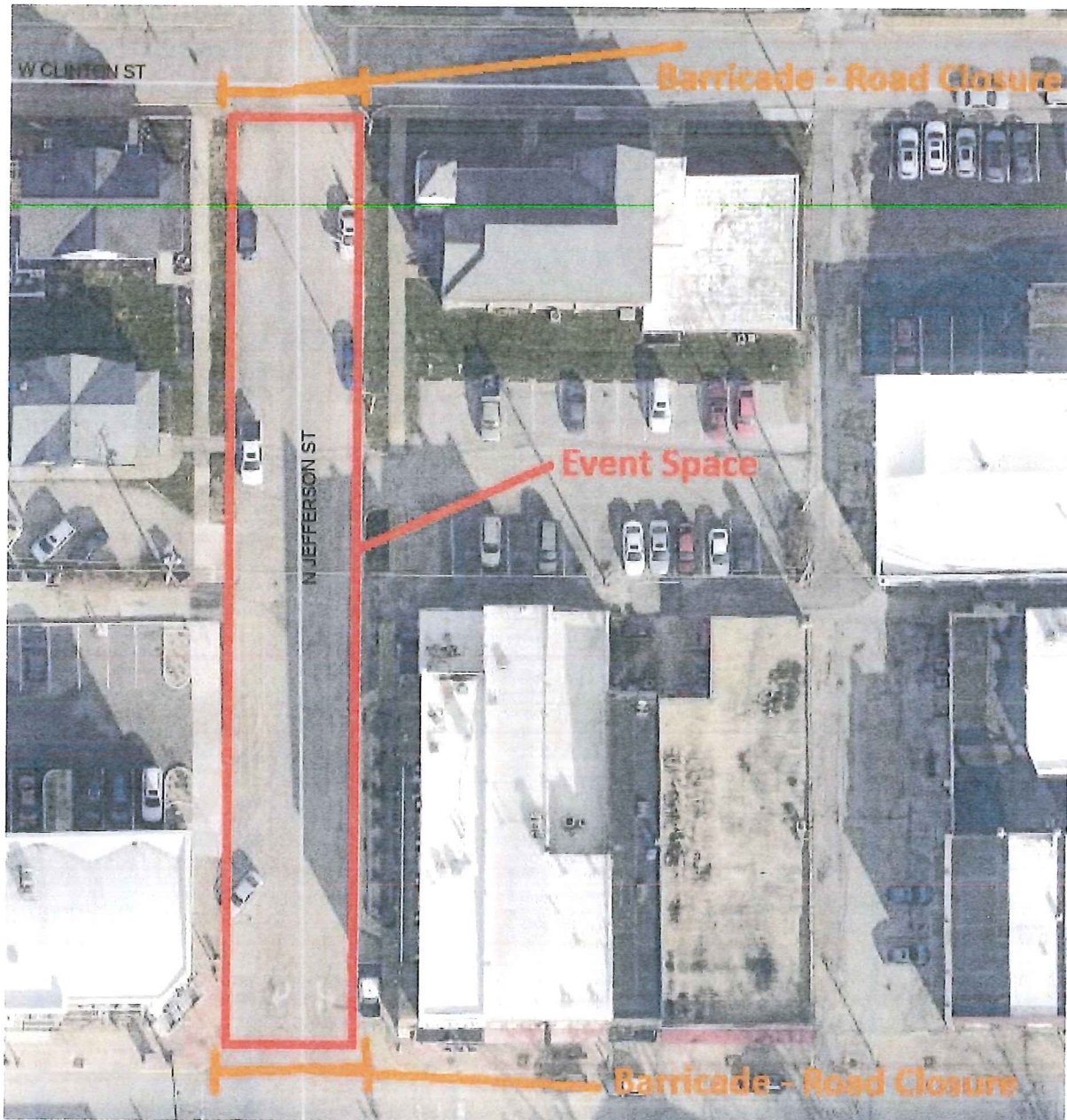
Signature

Name Printed
Town of Danville Administration
Special Event/For-Profit Party Application

Date

Permit No. SEP 24-109 (to be completed by staff)

Event Map



- Security Plans
 - Relatively small event with low security risk. Will rely on DPD for assistance in the event of an issue.
- Traffic Control
 - Requesting barricades to block N Jefferson Street from Clinton Street to Main St (US-36).

Town of Danville Administration
49 N Wayne St, Suite 120
Danville, IN 46122
Phone: (317) 745-4180

TOWN OF DANVILLE

SPECIAL EVENT/FOR-PROFIT PARTY APPLICATION

Minimum 30-Day Notice Prior to Event Date



APPROVED

Note:
For all questions or concerns
relating to special events, please
contact Blaine Rout in Town
Administration.
Email: brout@danvillein.gov
Phone: 317-745-4180 ext 1004

GENERAL EVENT INFORMATION

Event Name: Homecoming Parade
Event Location: S. Washington, Marion, S. Kentucky, W. Mill St., Mackey Rd., Westview

Event organizer has permission of property owner to host this event on his/her property.
(Letter granting permission is attached/included.)

Event Date(s): October 4, 2024 Event Hours of Operation: 5:30-6:30 PM

Set-Up for Event: Date(s): October 4, 2024 Hours: 4:00-5:30 PM

Dismantling Event: Date(s): October 4, 2024 Hours: 6:30-7:00 PM

Alternate Date (if applicable): _____ Admission Fee (if applicable): _____

Estimated Attendance: _____ Private or Public Event: Public

Type of Event: (Check all that apply)

- | | | |
|--|--|---|
| <input type="checkbox"/> Festival | <input checked="" type="checkbox"/> Parade | <input type="checkbox"/> Car Wash for Fundraising |
| <input type="checkbox"/> Sporting Event/Run/Walk | <input type="checkbox"/> Arts and Craft Fair | <input type="checkbox"/> Circus |
| <input type="checkbox"/> Raffle | <input type="checkbox"/> Concert | <input type="checkbox"/> Grand Opening |
| <input type="checkbox"/> Carnival/Rides | <input type="checkbox"/> Fundraiser/Charitable Event- | |
| <input type="checkbox"/> Annual/Recurring Event | <input type="checkbox"/> Other, please describe: _____ | |

General Description of Event: Community Homecoming Parade through town before the DCHS football game

ORGANIZATION INFORMATION

Sponsoring/Planning Organization: DCHS Student Council

Organization is registered with the State of Indiana as a Non-Profit Organization

Address: 100 Warrior Way

Phone: 317.745.6431 Email: sherald@danville.k12.in.us

Web Site: https://hs.danville.k12.in.us/

Event Manager: Shelley Herald

Address: 100 Warrior Way

Phone: 317.745.6431 ext. 2001 Cell Phone: 317.373.0385

*Email: sherald@danville.k12.in.us

Onsite Contact: Nikki Anderson Phone: 317.745.6431 ext. 2000

Address: 100 Warrior Way

Cell Phone: 707.480.5102 Email: vanderson@danville.k12.in.us

Permit No. SEP 24-110 (to be completed by staff)



Please check all that will apply to your special event. If you are unsure, please checkmark and add any necessary notes/comments.

- PROPOSED LAYOUT AND/OR ROUTE INCLUDED **(Mandatory)**
- SECURITY PLANS **(Mandatory)**
- TRAFFIC CONTROL/EMERGENCY EVACUATION PLANS **(Mandatory)**
- STREET CLOSURES (DPW)
- MUSICAL ENTERTAINMENT (Bands, DJ)
- OTHER ENTERTAINMENT (Rides, inflatables, etc.) _____
- MASS GATHERING (OVER 5000 PEOPLE)
- TENT(S) OVER 200 SQUARE FEET
- FOOD VENDOR(S)
- LIQUOR- SOLD OR GIVEN AWAY
- MERCHANDISE/CRAFT VENDORS
- COURTHOUSE LIGHTING (STRING LIGHTS)

Fees: **Barricades/DPW closures on square/DPD Temporary traffic control elsewhere.**

- \$100 Per Road - Street Closures
- \$200 Non-Refundable Fee - For-Profit Parties **Only For Events That Charge For Admission**
- \$50 Non-Refundable Admin Fee

Total Assessed Fees: \$250⁰⁰ (to be completed by staff)

The undersigned affirms under penalty for perjury that the answers, representations and information provided in this application are true and correct. Furthermore the undersigned agrees to abide by all ordinances and law regulating the described activities.

Shelley Herald

Digitally signed by Shelley Herald
Date: 2024.08.21 14:41:55 -04'00'

Signature

Shelley R. Herald _____

8/21/2024

Name Printed

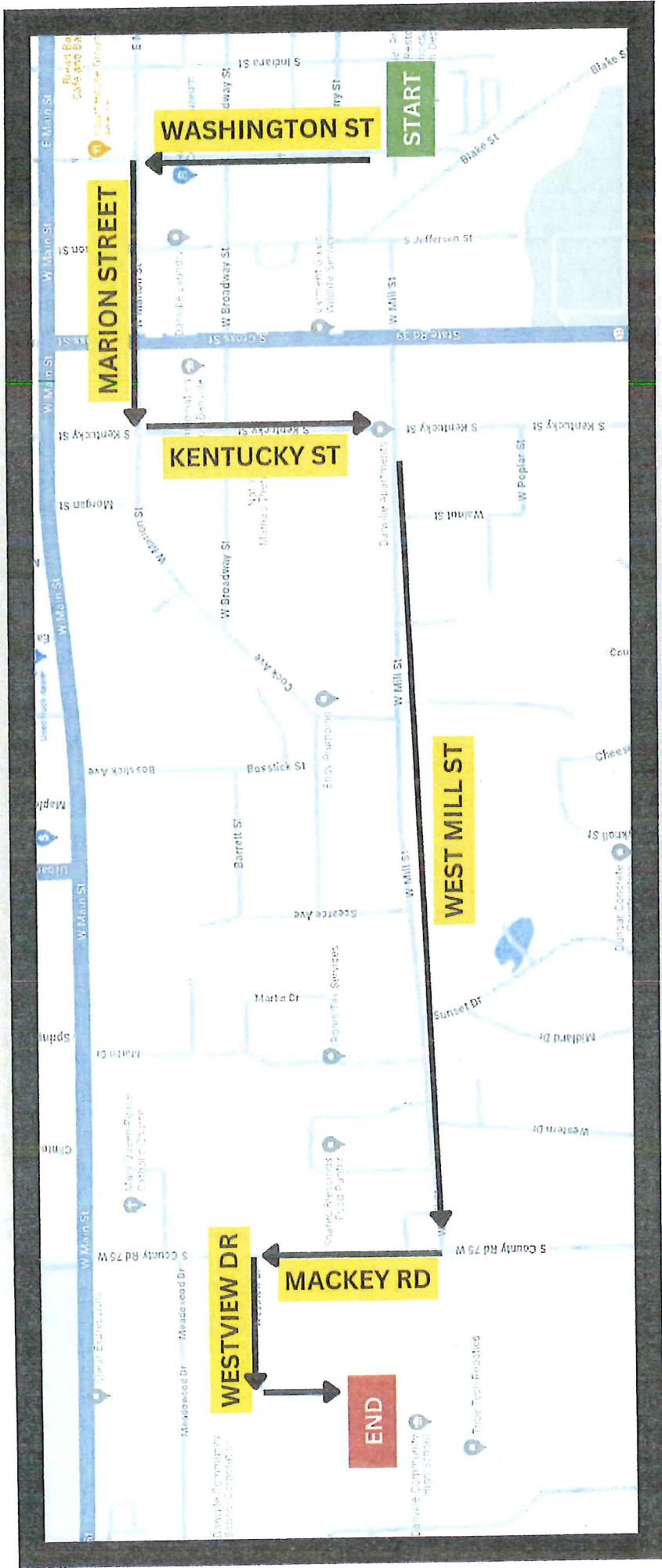
Date

Town of Danville Administration
Special Event/For-Profit Party Application

Permit No. SEP24-110 (to be completed by staff)

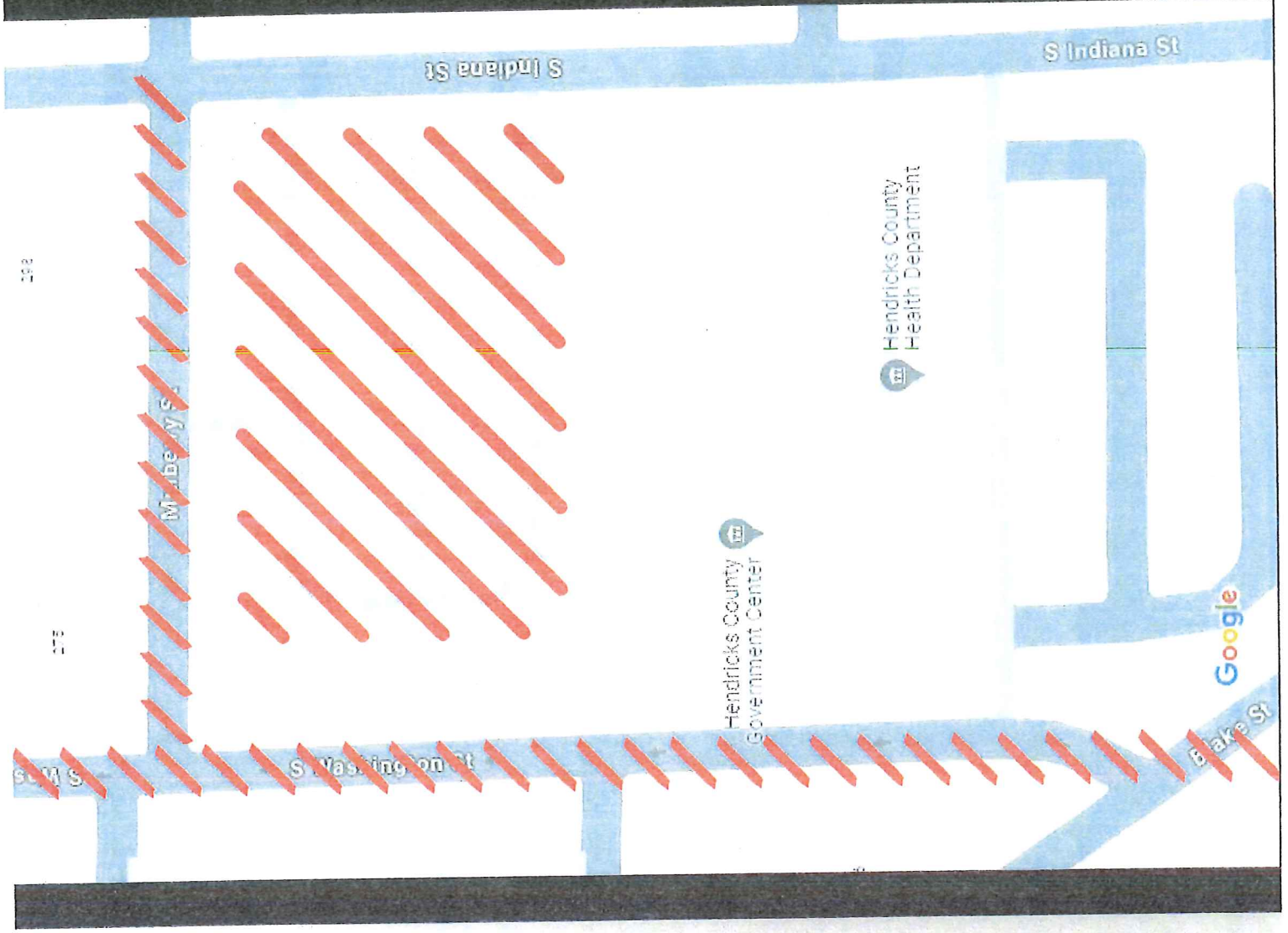
Danville Homecoming Parade Route

October 4, 2024 - 5:30 pm



Danville Homecoming Staging Areas

October 4, 2024
4:00-6:00 pm



PROCLAMATION
A Proclamation by the Danville Town Council

Designation of September as Suicide Prevention and Awareness Month

WHEREAS suicide is a serious public health issue that affects people of all ages, races, genders, and socioeconomic backgrounds, and each life lost to suicide is a tragic and devastating event that impacts families, friends, and communities; and

WHEREAS the town of Danville is committed to increasing awareness about suicide prevention, promoting mental health and wellness, and supporting those who are affected by suicide; and

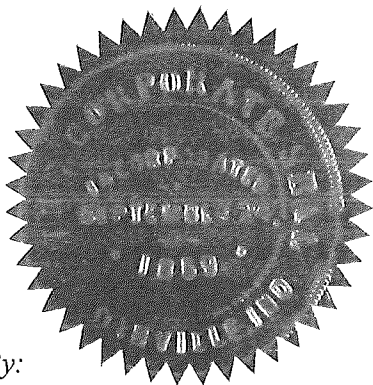
WHEREAS September is recognized nationally as Suicide Prevention and Awareness Month, providing an opportunity to educate our community about the warning signs of suicide, the importance of mental health, and the resources available for those in need and

WHEREAS wearing purple and teal during the month of September is a visible symbol of support for suicide awareness and prevention, and serves to remind us of all the importance of reaching out to those who may be struggling;

NOW THEREFORE, the Danville Town Council hereby proclaims September as Suicide Prevention and Awareness Month in the town of Danville; and

BE IT FURTHER RESOLVED that the Town Council encourages all citizens to wear purple and teal during the month of September to show their support for suicide prevention and awareness, to help build awareness, and to foster a community of compassion and care.

PROCLAIMED AND SIGNED this 4th day of September 2024.



Attested By:

Chris Gearld, President

Michael Chatham, Vice President

Greg Irby

Bret Doub

Carrie Lofton, Clerk-Treasurer

Dave Potter

Mark Morgan

From: Rhonda Beck <rhondajb7408@yahoo.com>
Sent: Thursday, August 29, 2024 2:40 PM
To: Mark Morgan
Subject: Military Banner Program for 2025-2026

Caution: This is an external email. Please take care when clicking links or opening attachments. If in doubt, please contact the helpdesk.

It is that time of year again. As Wa-Pe-Ke-Way Chapter, National Society Daughters of the American Revolution (NSDAR) begins planning for the 2025-2026 military banner program, we are happy to announce that two additional Hendricks County communities have now been added to the program. The towns of Stilesville and Lizton approached the chapter and will proudly display banners for the 2025-2026 year. This brings the total to 14 communities in and around Hendricks County, Wa-Pe-Ke-Way Chapter has partnered with to bring the overwhelmingly popular program to the area honoring residents who serve in the military.

In addition, Indiana DAR has added the banner program as one of its many committees as Wa-Pe-Ke-Way Chapter has assisted numerous chapters throughout the state of Indiana to bring the program to their communities to honor residents who proudly served or are serving in the United States Armed Forces.

The chapter respectfully requests permission to again partner with the Town of Danville to offer military banners to its residents for display from May 2025 to May 2026.

As in the past, the Chapter will handle all aspects of the process; marketing, collecting photos, working with the printer, collecting orders and payment, pick up and delivery of banners to Danville and retrieval of banners in May 2026 to be distributed to participants. There is no cost to the town with the exception on in kind services to mount banners and remove when the program year ends.

As you know, the process is lengthy and deadlines for submission to our printer for production is typically December 1st so banners may be available in time for display. Therefore, we hope to have your response so that marketing may begin in mid to late September.

As reported previously, funds earned from the banner program allow the chapter to provide various programs or expand current programs in giving back.

In addition to the many other projects, the chapter has now raised enough funds and received approval from our National Society to erect a historic marker to be placed on the grounds of the Hendricks County Court House honoring those Revolutionary War Patriots known to be buried in Hendricks County. This marker, which will have 20 patriot's names inscribed on it, is the only historic marker in the county dedicated to those who fought for

our independence in the Revolutionary War. A plaque acknowledging the sacrifices of area Civil War veterans will also be mounted on the marker.

This marker will be dedicated on November 10th, with a community celebration. The dedication will also celebrate the chapter's 100th anniversary as well as the County's 200th Bicentennial. We hope you and other town officials will join us for this dedication and reception to follow in the Court House rotunda.

We await your response of approval for the military program for 2025-2026 year in Danville. If you need any additional information from our chapter, I would be happy to answer questions or attend a Council meeting if needed.

Respectfully,

Rhonda Beck,

National Vice Chair Membership Retention 2022-2025

Indiana State Corresponding Secretary 2024-2027

Indiana State Regent's Project Promotions & Research Team Chair 2024-2027

Indiana State Vice-Chair, DAR Service for Veterans, Military Banners 2024-2027

Honorary Regent Wa-Pe-Ke-Way Chapter, NSDAR

National Society Daughters of the American Revolution

phone: 815-953-2101

**2025 AGREEMENT
BETWEEN THE TOWN OF DANVILLE
AND
GREATER DANVILLE CHAMBER OF COMMERCE**

This is an agreement as of this 4th day of September 2024, between the Town of Danville, Hendricks County, Indiana, an Indiana municipal corporation (hereinafter referred to as the TOWN), and the Greater Danville Chamber of Commerce, an Indiana not-for-profit corporation (hereinafter referred to as the CHAMBER).

WHEREAS, the TOWN and the CHAMBER have agreed to work cooperatively to achieve common community and economic development goals; and

WHEREAS, it has been agreed that the CHAMBER would be responsible for certain community and economic development activities on behalf of the TOWN and will produce greater community public relations, activities and programs, as well as market potential, while promoting a superior quality of life for the citizens of Danville; and

WHEREAS, the TOWN had adopted a Capital Improvement Plan to provide for the allocation of economic development income tax whenever possible to promote the development of infrastructure; and

WHEREAS, the TOWN recognizes the necessity of maintaining a business/commerce and community development program to ensure the future financial vitality of the TOWN.

NOW, THEREFORE, the TOWN and the CHAMBER do mutually agree as follows:

SECTION ONE

Scope of Services

1. Expansion and Retention Efforts. CHAMBER shall identify needs of existing businesses and industries within the TOWN and with TOWN cooperation shall work to

appropriately satisfy these needs in order to allow for the retention or expansion of these businesses and industries. Methods used shall include, but are not limited to:

- a. The conducting of individual meetings with Danville employers;
- b. Providing potentially available resources to existing and potential Danville business owners; and
- c. Identification of common problems to Danville Businesses and the holding of informational programs regarding them.
- d. Keep current inventory of all businesses (commercial, retail, industrial and office) available in Danville, including internet-based businesses to the extent such information for internet-based businesses is available and reasonably ascertainable.

2. New Business Development The CHAMBER, in partnership with the Hendricks County Economic Development Partnership and similar entities, will use its best efforts to identify and attract new industrial, light industrial, and office parks and businesses, including, but not limited to, corporate headquarters facilities, to the TOWN.
3. Economic Development Funding. Assist the TOWN in developing policies on tax abatement, tax increment financing, economic development income tax, impact fees, and state economic development funds. The TOWN shall invite the Executive Director or other representative of the CHAMBER to participate as an ex-officio member of boards and/or commissions which serve the Town in developing these policies,
4. Marketing and Promotion Programs. The CHAMBER will assist the TOWN in marketing and promotion programs that will include, but not be limited to; investigating the use of Indiana's Grant Program to leverage existing resources with State Grant Funds.

SECTION TWO

Information, Reports, and Documents

1. Annual Report. The CHAMBER shall provide to the TOWN information concerning the programs, scope of services and activities of the CHAMBER on a quarterly basis. Such reports shall include, at a minimum, the following information;
 - a. Summary of non-confidential meetings, formal communications and assistance provided to business and industry;
 - b. Summary of marketing activities provided and the results of those activities;
 - c. Summary of any other activity related to the scope of services.

The CHAMBER agrees to establish and maintain fiscal control and accounting procedures to assure the proper accounting of all funds paid by the TOWN to CHAMBER under this Agreement. Financial statements shall be submitted to the TOWN on a quarterly basis. Un-audited financial statements shall be submitted to the town annually.

SECTION THREE

Evaluation

The CHAMBER agrees to cooperate fully with the TOWN in an ongoing evaluation system. The purpose of such an evaluation system will be to determine the progress of the CHAMBER in achieving its purposes; and to evaluate the benefit of the TOWN of the activities and services of the CHAMBER. Specifically, the CHAMBER will present an annual report to the TOWN at a Town Council meeting during the time of year within which the TOWN is developing its budget for the following year. Additional meetings with the Town Council, site visits, and written reports on particular areas of interest may be required by the TOWN.

SECTION FOUR

Payments by Town to Chamber

In consideration of the services to be performed by the CHAMBER, the CHAMBER shall be permitted to maintain an office in Suite 100 of the Danville Town Hall, and a total sum of Forty five thousand dollars (\$45,000) shall be paid to the CHAMBER by the TOWN for services for the year 2025. Said dollar amount shall be paid in quarterly increments (March 31, June 30, September 30, December 31) upon CHAMBER submission of proper claims. The amounts of subsequent annual fees, if any, shall be mutually determined by the Danville Town Council during the evaluation process as described in SECTION THREE herein in the event this Agreement is extended or renewed by the TOWN and CHAMBER or a different Agreement is mutually agreed upon.

SECTION FIVE

Officers and Directors Bonds

As a protection against loss, CHAMBER shall maintain a surety bond covering its Treasurer, Executive Director, employees and Board of Directors at all times during the term of the Agreement, in such amount as specified by the Town.

SECTION SIX

Independent Contractor

It is agreed that the TOWN is interested in the results of the community and business/commerce development activities obtained by the CHAMBER and that the CHAMBER shall perform its duties and activities as an independent contractor with sole control of the manner and means of performing the services required under this Agreement. The CHAMBER shall complete this AGREEMENT according to its charge and control of the CHAMBER and

which shall not otherwise be subject to control or supervision by the TOWN. The CHAMBER is, for all purposes arising out of this Agreement, an independent contractor, and neither the CHAMBER nor the CHAMBER employees shall be deemed an employee of the TOWN, by reason of this Agreement or for any other reason.

SECTION SEVEN

Non-Assignment

Uris Agreement and the monies to become due and services provided shall not be assigned by either party without the written consent of the other party.

SECTION EIGHT

Termination

1. Events Causing Termination. This agreement shall terminate upon the following events:
 - a. Voluntary or involuntary dissolution of the CHAMBER, or a request from the CHAMBER, granted by the TOWN, to terminate its duties under this Agreement;
 - b. Expiration of the term of this Agreement without renewal thereof;
 - c. Termination by the TOWN for cause pursuant to subparagraph 2 of this Section Nine.
2. Termination for Cause. If through any cause, the CHAMBER shall fail to fulfill in a timely and proper manner its obligations under this Agreement, or if the CHAMBER shall be in breach of any provisions, covenants, agreements, or stipulations of this contract, the TOWN shall thereupon have the right to terminate this Agreement by giving written notice to the CHAMBER of such termination and specifying the effective date of such termination, at least sixty (60) days before the effective date of the termination.

SECTION NINE

Administration

The terms and provisions of this Agreement shall be administered on behalf of the TOWN by the Town Council. Unless law otherwise requires, all necessary notices, submissions and approvals shall be given to or by the Town Council.

SECTION TEN

Notices

All notices, approvals, demands, requests or other documents required or permitted under this Agreement, other than by routine communications necessary for the day-to-day operation of the scope of services defined herein, shall be deemed properly given if hand delivered or sent by United States certified registered mail, postage prepaid, at the following addresses:

As to the TOWN: Town Manager
 49 North Wayne Street
 Danville, IN 46122

As to CHAMBER: Executive Director
 Danville Chamber of Commerce
 P.O. Box 273
 Danville, IN 46122

SECTION ELEVEN

Amendments

This Agreement may only be amended by written instrument executed by the parties hereto, acting therein by their duly authorized representatives.

Any amendment (s) hereto must be approved by the Town Council in writing.

The TOWN or the CHAMBER may request changes in the Scope of Services to be performed hereunder. Such changes, including any increase or decrease in the amount of compensation for the CHAMBER shall be incorporated in written amendments to this Agreement.

SECTION TWELVE

Severability

If any term or provision of this agreement or the application thereof to any person or circumstances shall, to any extent, be held invalid or unenforceable, the remainder of this Agreement, or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable shall not be affected thereby, and shall remain effective to the fullest extent permitted by law.

SECTION THIRTEEN

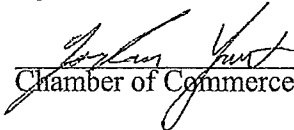
Term

The term of this AGREEMENT shall extend from January 1, 2025 to December 31, 2025 and shall automatically expire on said date unless terminated for cause pursuant to SECTION NINE.

IN WITNESS WHEREOF, the TOWN and CHAMBER have executed this agreement on
the date above first written.

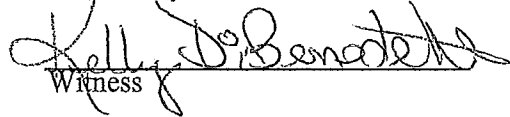
GREATER DANVILLE CHAMBER OF COMMERCE

By:



Chamber of Commerce Board President

Attested by:



Witness

TOWN OF DANVILLE, A MUNICIPAL CORPORATION

By:

Town Council President

Attested by:

**INTERLOCAL AGREEMENT BETWEEN THE TOWN OF DANVILLE AND
MARION TOWNSHIP CONCERNING FIRE PROTECTION AND RESCUE
SERVICES**

WHEREAS, Ind. Code § 36-1-7 *et seq.* provides that governmental entities may enter into interlocal agreements to exercise authorized powers;

WHEREAS, the Town of Danville, Indiana ("Town") and the Marion Township Trustee and his/her Advisory Board ("Township") are Indiana political subdivisions, as defined in Ind. Code § 36-1-2-13; and

WHEREAS, the Town and the Township now desire to enter into this Interlocal Agreement ("Agreement") whereby the Town will furnish fire protection and rescue services on call to the Township.

NOW, THEREFORE, the Town and the Township hereby agree as follows:

1. Purpose. The purpose of this Agreement is for the Town and the Township to advance their mutual interest in and concern for the adequate provision of fire protection and rescue services within the Township.

2. Services and Consideration. The Town agrees to furnish fire protection and rescue services ("Services") on call to the Township. In consideration for provision of the Services, the Township agrees to pay to the Town the sum of forty-four thousand, four hundred and one dollars and forty-two cents (\$44,401.42). Payment to the Town shall be made in three (3) payments. Nine thousand, four hundred and one dollars and forty-two cents (\$9,401.42) will be paid in January 2025. Two (2) equal payments of seventeen thousand, five hundred dollars (\$17,500.00) shall be paid from the Township's June 30, 2025, and December 31, 2025, distributions from the Hendricks County Auditor.

3. Duration. This Agreement shall be effective on January 1, 2025, and shall bind the Town and the Township until December 31, 2025, or until termination pursuant to Section 8 of this Agreement.

4. Administration. This Agreement shall be administered through a joint board composed of representative(s) of the Town and representatives(s) of the Township. The Town's clerk-treasurer is responsible for receiving, disbursing, and

accounting for monies involved in this Agreement.

5. Staffing and Supplying. The Town agrees to furnish and pay for all equipment necessary for provision of the Services. Upon termination of this Agreement, all equipment previously provided shall remain property of the Town. The Town will supply the Town's fire and rescue personnel for provision of the Services.

6. Insurance. The Town shall be solely responsible for insurance, compensation, and other employment requirements for the Town's fire and rescue personnel, except those insurance requirements so specified by law which require shared costs.

7. Termination. This Agreement may be terminated by the Town or the Township upon ninety (90) days prior written notice to the other party.

8. Recording and Filing. Pursuant to Ind. Code § 36-1-7-6, before this Agreement takes effect, it must be recorded with the Office of the Hendricks County Recorder. Not later than sixty (60) days after this Agreement takes effect, it must be filed with the State Board of Accounts for audit purposes.

9. Counterparts. This Agreement may be executed in counterparts, each of which when so executed shall be deemed to be an original, and such counterparts, together, shall constitute but one and the same instrument, which shall be sufficiently evidenced by any such original counterpart.

10. Modification. This Agreement shall not be modified except by a written instrument executed by the Town and the Township.

11. Entire Agreement. This Agreement contains the complete and entire

agreement between the Town and Township concerning the subject matter hereof. There are no oral promises, conditions, representations, understandings, interpretations or terms of any kind as conditions or inducements to the execution hereof or in effect between the Town and Township.

12. Notices. Any notice required to be sent pursuant to this Agreement shall be in writing and shall be sent to either the Town or the Township at the address listed below, or such other address as either party may designate in writing to the other party.

Town of Danville
Attn: Mark Morgan - Town Manager
49 North Wayne Street
Danville, IN 46122

Marion Township Trustee's Office
Attn: Glenn Klaum - Trustee
7699 West CR 100 North
Danville, IN 46122

TOWN OF DANVILLE

Attest:

Carrie Lofton, Clerk – Treasurer

Chris Gearld

Bret Doub

Dave Potter

Greg Irby

Michael Chatham

TOWNSHIP TRUSTEE

TOWNSHIP BOARD

ORDINANCE 18 - 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 salary ordinance needs amended to add Section 18: Full-Time Civilian Medic Stipend effective September 6, 2024 pay date and add the positions of FF/Medic – 3 Year, Civilian EMT, & Part-time Civilian EMT;

Whereas, the Wage & Salary Section can be amended.

Now, Therefore, be it ordained that Ordinance 18 - 2024 be amended as follows:

The Town will provide each Full-Time Civilian Medic with a \$2,000 annual stipend, this will be prorated for the current year.

DEPARTMENT	POSITION	WAGE/SALARY	PAY TYPE	FUNDING
Fire	FF/Medic (1) – 3 Year	\$2,769.24	BI-WEEKLY SALARY	GENERAL
Fire	Civilian EMT	\$1,923.07	BI-WEEKLY SALARY	GENERAL
Fire	Part-time Civilian EMT	\$21.00	Per Hour	GENERAL

So approved this 21st day of August, 2024.

TOWN OF DANVILLE

Christopher Gearld

Attest:

Carrie E Lofton, Clerk – Treasurer

Michael Chatham

Gregory Irby

Bret Doub

David Potter

Blume Super-Voluntary Annexation Timetable

4296 East Main Street

Aug 20th Petition was filed for annexation into the Town of Danville.

Aug 23rd Legal notice submitted to *The Republican*.

Petitioner submits public hearing notice for both annexation and zoning to run one time in The Republican on August 29th and petitioner sends notice via certificate of mailing to adjacent property owners on or before August 29th

Aug 29th Notice of public hearings on annexation and zoning appears in *The Republican*. Minimum 20-day waiting period begins before public hearing may be held on annexation ordinance.

Sept 4th **Annexation ordinance is introduced.**

Sept 17th 20-day waiting period ends. Public hearing on annexation slated for regularly scheduled Town Council meeting.

Sept 18th **Town Council holds public hearing on annexation.**

Sept 19th Minimum 14-day waiting period begins before Council can take final action on annexation.

Oct 9th **Plan Commission holds public hearing on zoning.**

Oct 2nd 14-day waiting periods ends. Town Council may take final action on annexation at next regularly scheduled meeting.

Oct 16th **Fiscal plan is adopted by Town Council.**
Town Council adopts annexation ordinance.
Town Council adopts zoning ordinance.

Oct 18th Clerk-Treasurer submits public notice on approved annexation to paper.

Oct 24th Public notice on approved annexation is published.
30-day waiting period begins before annexation can be recorded.

Nov 23rd 30-day waiting period ends.

Nov 25th *Clerk-Treasurer records annexation with County and files annexation with the appropriate agencies.*

ORDINANCE NO. 20-2024

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF DANVILLE, INDIANA,
ANNEXING TERRITORY TO THE TOWN OF DANVILLE,
PLACING THE SAME WITHIN THE CORPORATION BOUNDARIES THEREOF
AND MAKING THE SAME A PART OF THE TOWN OF DANVILLE**

**LENNAR HOMES OF INDIANA, INC., BY BRIAN J. TUOHY, ATTORNEY
SUPER-VOLUNTARY ANNEXATION**

WHEREAS, the Town Council ("Council") of the Town of Danville, Indiana ("Town" or "Danville") has received a petition ("Petition") requesting that certain territory generally located in part of the Part of the Southwest Quarter of Section 5 in Township 15 North, Range 1 East, and part of the Southeast Quarter of Section 6, Township 15 North, Range 1 East, Washington Township, Hendricks County, Indiana, as hereinafter described ("Annexation Territory"), be annexed by Danville; and

WHEREAS, this Petition has been signed by all (i.e. 100%) of the property owners within the Annexation Territory; and

WHEREAS, the Council deems it desirable and in the best interests of the Town to annex the Annexation Territory; and

WHEREAS, this Annexation Territory is generally located in the vicinity of 4296 East Main Street and is fully described in the attached legal descriptions (Exhibit A) and illustrated on the attached map (Exhibit B); and

WHEREAS, where the legal description attached as Exhibit A describes land that is contiguous to a public right-of-way that has not previously been annexed, the Annexation Territory shall include the contiguous public right-of-way even if it is not described in Exhibit A, except to the extent prohibited by I.C. § 36-4-3-1.5(c); and

WHEREAS, where the parcel of property within the Annexation Territory is adjacent to a parcel of property within the existing Town limits, the Annexation Territory boundary shall conform to and match the boundary of the existing Town limits so long as it does not result in adding or removing parcels of property from the Annexation Territory depicted in Exhibit A; and

WHEREAS, the Annexation Territory consists of approximately 27.93 acres, and is contiguous to the existing Town limits; and

WHEREAS, prior to adoption of this Ordinance, the Council, by resolution, will have adopted a written fiscal plan and definite policy for the provision of services of both a non-capital and capital nature to the Annexation Territory that meets the requirements of I.C. § 36-4-3; and

WHEREAS, the terms and conditions of this annexation, including the written fiscal plan, are fairly calculated to make the annexation fair and equitable to property owners and residents of the Annexation Territory and of the Town; and

WHEREAS, prior to the final adoption of this Ordinance, the Town will have conducted a public hearing pursuant to proper notice issued as required by law; and

WHEREAS, the Council finds that the Annexation pursuant to the terms of this Ordinance is fair and equitable and should be accomplished.

NOW THEREFORE, BE IT ORDAINED by the Town Council of the Town of Danville, Indiana, as follows:

1. The above recitals including Exhibit A are incorporated herein by this reference as though fully set forth herein below.
2. In accordance with I.C. § 36-4-3-5.1 and other applicable laws, the Annexation Territory is hereby annexed to the Town and thereby included within its corporate boundaries pursuant to the terms of this Ordinance.
3. The Annexation Territory is assigned to Council District (Ward) No. 3.
4. All prior Ordinances or parts thereof that may be inconsistent with any provision of this Ordinance are hereby superseded. The paragraphs, sentences, words, and Annexation Territory of this Ordinance are separable, and if a court of competent jurisdiction hereof declares any portion of the Ordinance or the Annexation Territory unconstitutional, invalid, or unenforceable for any reason, such declaration shall not affect the remaining portions of the Annexation Territory or this Ordinance.
5. The effective date of this annexation shall be as soon as allowed by law following its adoption, execution, and publication as required by law.

Introduced on September 4th, 2024 and adopted by the Town Council of the Town of Danville, Indiana, on October 16th, 2024.

THE TOWN COUNCIL OF THE TOWN OF
DANVILLE, INDIANA

Christopher Gearld

Michael Chatham

Gregory Irby

Bret Doub

David Potter

ATTEST:

Carrie E. Lofton, Clerk-Treasurer

"I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law."

Lesla Ternet
Document prepared by: Lesla Ternet

2024 - 2199

PETITION FOR ANNEXATION

[This petition shall be considered filed when presented at a Town Council meeting.]

Common Address of Property: 4296 E Main Street

[attach legal description and map showing location of property]

Petitioner Name(s): Lennar Homes of Indiana, LLC by Brian J. Tuohy, Attorney

Mailing Address of Petitioner: 50 S. Meridian Street, Suite 700, Indianapolis, IN 46204

Petitioner's Phone Number: 317-638-2400

Petitioner's Email: btuohy@tbmattorneys.com

Property Owner's Name (if not Petitioner) Norman L. Blume

Property Owner's Mailing Address: 6047 Timberbend Drive, Avon, IN 46123

Tax ID / Parcel Number: 32-10-05-300-007.000-022

of Persons Living on Property: _____ Acreage: Approx. 27.929 ac +/-

Zoning Sought: R-2 Current County Zoning: AGR

Present Use of Property: Single-family residence and agricultural

Plans for Changes in Use of Property: Retain existing single-family residence and develop approximately 40 new single-family homes

Reasons for Seeking Annexation: Petitioner believes annexation is in the best interest of the future residents of this proposed neighborhood because the utility and emergency services will be provided by Danville. Also, the Four Oaks neighborhood immediately west of the site is within the Town of Danville.

Electrical Service Provider: _____ Existing Sidewalks: Yes / No

Existing Utilities: Well _____ Septic _____ Other _____ Well to be abandoned: Yes / No

Lennar Homes of Indiana, LLC by Brian J. Tuohy, Attorney
Name(s) of Petitioner(s) - printed or typed *Brian J. Tuohy, Attorney*

K M Blume Kevin Blume Personal Representative
Signature(s) of Petitioner(s): _____

8-20-24
Date

[attach affidavit of consent to annexation signed by all owners of the property to be annexed who have not signed this document as petitioner(s)]

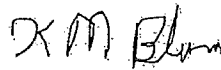
Debra Hunt Received by 8-20-24 Date

**AGREEMENT NOT TO REMONSTRATE AGAINST ANNEXATION FOR
CONNECTION TO THE TOWN OF DANVILLE'S SANITARY SEWER
AND/OR WATER DISTRIBUTION SYSTEMS**

I, Norman L. Blume, owner of approximately 27.929 +/- acres of real property (henceforth called the "Property") described in the attached exhibit "Exhibit A" and "Exhibit B" agree to waive my right, and that of any successors in title, to remonstrate against pending or future annexations of the property by the Town of Danville ("Town") in consideration for the Town's agreement to allow the development on the property to be connected to the Town's sanitary sewer and/or water systems. Connection to and use of the Town's sewer and water systems shall be subject to the terms and conditions generally applicable to other new connections made for properties within the Town (e.g. the sewer laterals and their connections to the Town's sewer main must meet Town specifications; all tap-in and sewer use fees must be paid and the Town's sewer use ordinance requirements must be followed).

I the undersigned agree that this waiver of the right to remonstrate shall also bar the filing of a declaratory judgement action or any other legal or equitable action to contest or appeal the annexation of the property.


Executed this 20th day of August, 2024



Property Owner Kevin Blume Personal, Representative

Property Owner

Acceptance of the Town of Danville:

By: 

Mark Morgan, Town Manager

Date: Aug. 27, 2024

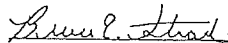
Exhibit A

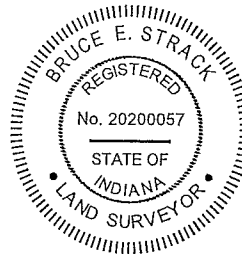
Prepared for: Lennar Homes of Indiana, Inc.
Annexation Parcel Description

LAND DESCRIPTION

A part of the Southwest Quarter of Section 5, Township 15 North, Range 01 East of the Second Principal Meridian, Washington Township, Hendricks County, Indiana. This description prepared by: Bruce E. Strack, Indiana LS 20200057, working for Stoeppelwerth and Associates, Inc. as part of Project 111109LEN, being more particularly described as follows:

Commencing at the Southeast corner of said Quarter Section; thence South 88 degrees 17 minutes 37 seconds West (assumed bearing), along the South line of said Quarter Section, a distance of 835.59 feet to the Southwest corner of the land described in Instrument Number 201617986 in the Office of the Recorder of Hendricks County, Indiana, and the POINT OF BEGINNING of this description; thence continuing along said line South 88 degrees 17 minutes 37 seconds West, a distance of 331.78 feet; thence North 00 degrees 42 minutes 49 seconds West, a distance of 380.00 feet to a South line of the land described in Instrument Number 201328530 in said Recorder's Office; thence South 88 degrees 17 minutes 37 seconds West, a distance of 174.68 feet to the West line of the East Half of said Quarter Section; thence North 00 degrees 42 minutes 20 seconds West, along said line, a distance of 1638.90 feet to the North line of said Instrument Number 201328530; thence with the lines of said land the following 3 courses and distances: 1) North 88 degrees 17 minutes 37 seconds East, a distance of 670.47 feet; 2) thence South 00 degrees 42 minutes 49 seconds East, a distance of 1614.52 feet; 3) thence South 86 degrees 06 minutes 48 seconds West, a distance of 188.51 feet to the Northwest corner of the aforementioned Instrument Number 201617986; thence with the lines of said land the following 3 courses and distances: 1) South 00 degrees 42 minutes 49 seconds East, a distance of 200.64 feet; 2) thence North 88 degrees 17 minutes 37 seconds East, a distance of 24.01 feet; 3) thence South 00 degrees 42 minutes 49 seconds East, a distance of 196.56 feet to the Point of Beginning, Containing 27.929 acres, more or less.


Bruce E. Strack
Registered Land Surveyor
Indiana No. 20200057
Certified: August 7, 2024




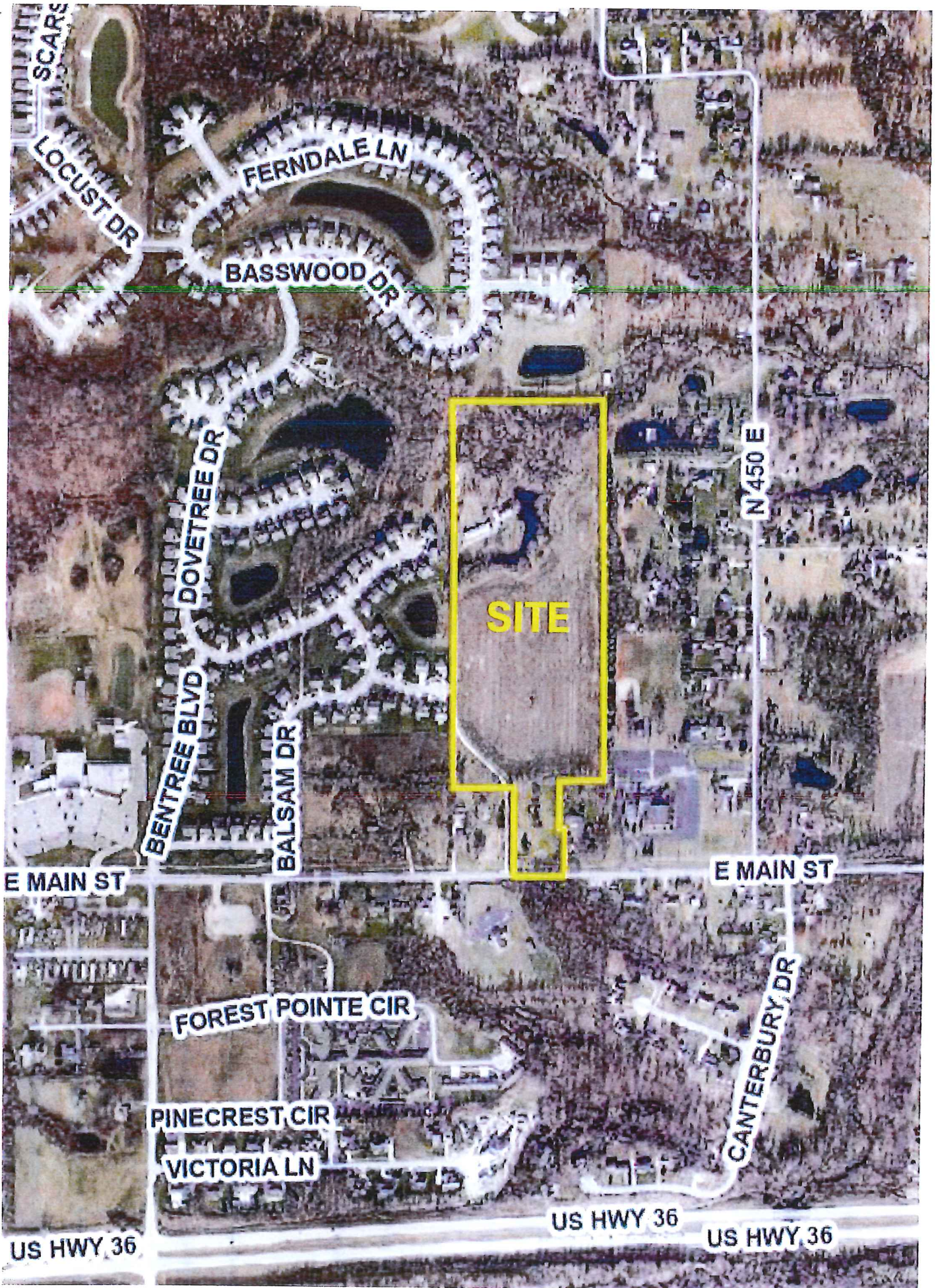
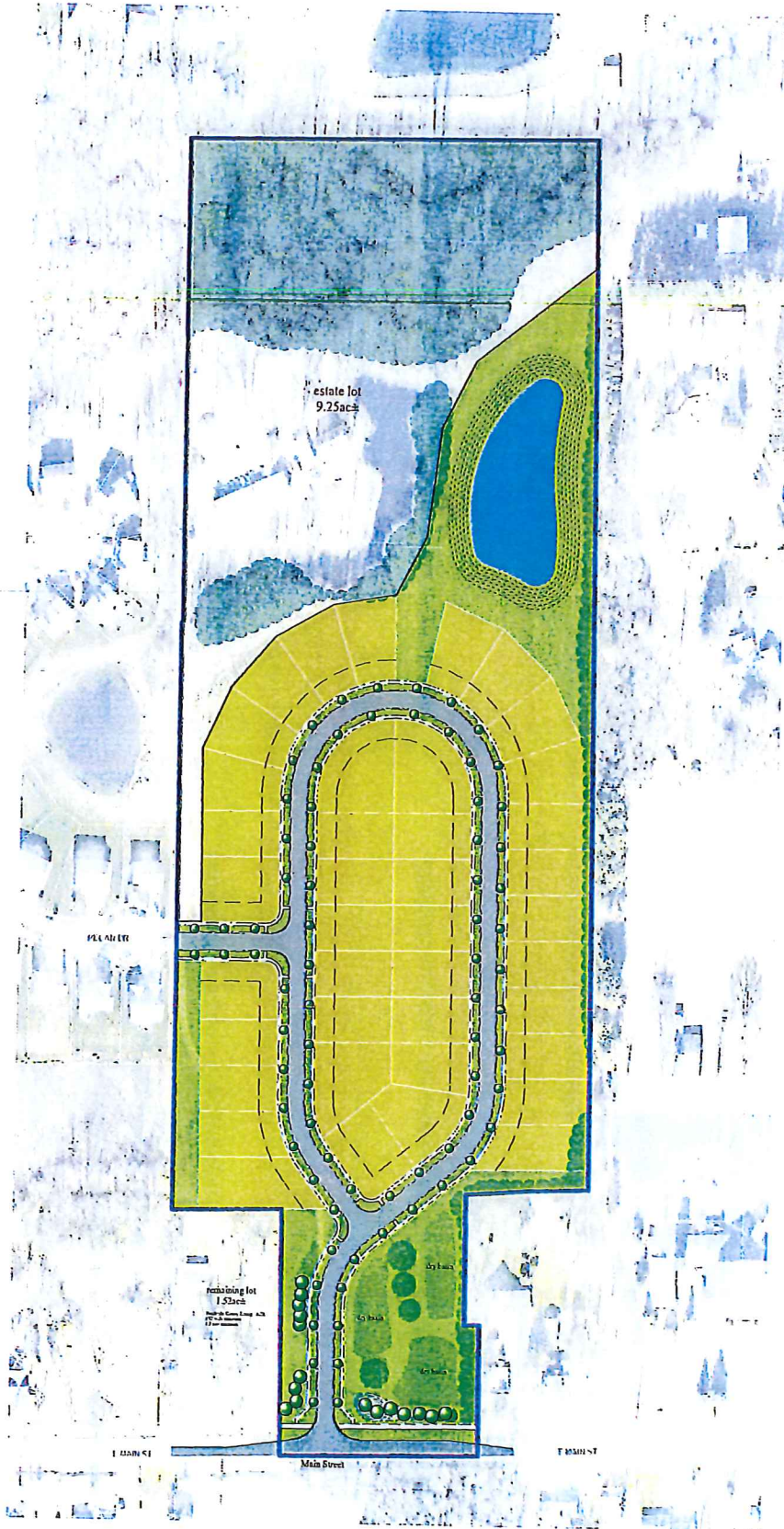
 STOEPPELWERTH <hr/> ALWAYS ON 7965 East 106th Street, Fishers, IN 46038-2505 phone: 317.849.5935 fax: 317.849.5942	JOB NO. 111109LEN	PAGE 1 OF 2 SHEETS
	DRAWN BY: JAB	
	CHECKED BY: BES	
	DATE DRAWN: 08/07/2024	
	FIELDWORK DATE:	

Exhibit B



Blume Property

Danville, Hendricks County, IN



Super-Voluntary Annexation Timetable
Bubba & Amy Stultz
501 Sycamore Lane

Aug 20th Petition was filed for annexation into the Town of Danville.

Aug 23rd Legal notice submitted to *The Republican*.

*Petitioner submits public hearing notice for annexation to run one time in
The Republican on August 29th*

Aug 29th Notice of public hearings on annexation and zoning appears in *The Republican*. Minimum 20-day waiting period begins before public hearing may be held on annexation ordinance.

Sept 4th **Annexation ordinance is introduced.**

Sep 17th 20-day waiting period ends. Public hearing on annexation slated for regularly scheduled Town Council meeting.

Sep 18th **Town Council holds public hearing on annexation.**

Sept 19th Minimum 14-day waiting period begins before Council can take final action on annexation.

Oct 2nd 14-day waiting periods ends. Town Council may take final action on annexation at next regularly scheduled meeting.

Oct 16th **Town Council adopts annexation ordinance.**
Fiscal plan is adopted by Town Council.

Oct 18th Clerk-Treasurer submits public notice on approved annexation to paper.

Oct 24th Public notice on approved annexation is published.
30-day waiting period begins before annexation can be recorded.

Nov 23rd 30-day waiting period ends.

Nov 25th *Clerk-Treasurer records annexation with County and files annexation with the appropriate agencies.*

ORDINANCE NO. 21-2024

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF DANVILLE, INDIANA, ANNEXING TERRITORY TO THE TOWN OF DANVILLE, PLACING THE SAME WITHIN THE CORPORATION BOUNDARIES THEREOF AND MAKING THE SAME A PART OF THE TOWN OF DANVILLE

BUBBA & AMY STULTZ SUPER-VOLUNTARY ANNEXATION

WHEREAS, the Town Council ("Council") of the Town of Danville, Indiana ("Town" or "Danville") has received a petition ("Petition") requesting that certain territory generally located as

Part of the Northeast Quarter of the Southwest Quarter and Part of the Southeast Quarter of the Northwest Quarter of Section 3, Township 15 North, Range 1 West, Center Township, Hendricks County, Indiana, as hereinafter described ("Annexation Territory"), be annexed by Danville; and

WHEREAS, this Petition has been signed by all (i.e. 100%) of the property owners within the Annexation Territory; and

WHEREAS, the Council deems it desirable and in the best interests of the Town to annex the Annexation Territory; and

WHEREAS, this Annexation Territory is more commonly known as 501 Sycamore Lane and is fully described in the attached legal description (Exhibit A) and illustrated on the attached map (Exhibit B); and

WHEREAS, where the legal description attached as Exhibit A describes land this is contiguous to a public right-of-way that has not previously been annexed, the Annexation Territory shall include the contiguous public right-of-way even if it is not described in Exhibit A, except to the extent prohibited by I.C. § 36-4-3-1.5(c); and

WHEREAS, where the parcel of property within the Annexation Territory is adjacent to a parcel of property within the existing Town limits, the Annexation Territory boundary shall conform to and match the boundary of the existing Town limits so long as it does not result in adding or removing parcels of property from the Annexation Territory depicted in Exhibit A; and

WHEREAS, the Annexation Territory consists of approximately 1.10 acres, and is contiguous to the existing Town limits; and

WHEREAS, prior to adoption of this Ordinance, the Council, by resolution, will have adopted a written fiscal plan and definite policy for the provision of services of both a non-capital and capital nature to the Annexation Territory that meets the requirements of I.C. § 36-4-3; and

WHEREAS, the terms and conditions of this annexation, including the written fiscal plan, are fairly calculated to make the annexation fair and equitable to property owners and residents of the Annexation Territory and of the Town; and

WHEREAS, prior to the final adoption of this Ordinance, the Town will have conducted a public hearing pursuant to proper notice issued as required by law; and

WHEREAS, the Council finds that the Annexation pursuant to the terms of this Ordinance is fair and equitable and should be accomplished.

NOW THEREFORE, BE IT ORDAINED by the Town Council of the Town of Danville, Indiana, as follows:

1. The above recitals including Exhibit A are incorporated herein by this reference as though fully set forth herein below.
2. In accordance with I.C. § 36-4-3-5.1 and other applicable laws, the Annexation Territory is hereby annexed to the Town and thereby included within its corporate boundaries pursuant to the terms of this Ordinance.
3. The Annexation Territory is assigned to Council District (Ward) No. 1.
4. All prior Ordinances or parts thereof that may be inconsistent with any provision of this Ordinance are hereby superseded. The paragraphs, sentences, words, and Annexation Territory of this Ordinance are separable, and if a court of competent jurisdiction hereof declares any portion of the Ordinance or the Annexation Territory unconstitutional, invalid, or unenforceable for any reason, such declaration shall not affect the remaining portions of the Annexation Territory or this Ordinance.
5. The effective date of this annexation shall be as soon as allowed by law following its adoption, execution, and publication as required by law.

Introduced on September 4th, 2024 and adopted by the Town Council of the Town of Danville, Indiana, on October 16th, 2024.

THE TOWN COUNCIL OF THE TOWN OF
DANVILLE, INDIANA

Chris Gearld, President

Michael Chatham, Vice-President

Greg Irby, Member

Bret Doub, Member

Dave Potter, Member

ATTEST:

Carrie Lofton, Clerk-Treasurer

"I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law."

Lesa Ternet
Document prepared by: Lesa Ternet

2024-2201

PETITION FOR ANNEXATION

Common Address of Property: 501 Sycamore Lane, Danville, IN 46122

[attach legal description and map showing location of property]

Petitioner Name(s): Bubba & Amy Stultz

Mailing Address of Petitioner: 501 Sycamore Lane, Danville, IN 46122

Petitioner's Phone Number: (765) 376-7872

Petitioner's Email: bstultz116@gmail.com

Property Owner's Name (if not Petitioner): _____

Property Owner's Mailing Address: _____

Tax ID / Parcel Number: 32-11-03-300-012.000-002

of Persons Living on Property: 2 Acreage: 1.1

Zoning Sought: _____ Current County Zoning: _____

Present Use of Property: Residential

Plans for Changes in Use of Property: None

Reasons for Seeking Annexation: Dewatering of our well system, no water.

Electrical Service Provider: Duke Energy Existing Sidewalks: Yes / No

Existing Utilities: Well Septic Other _____ Well to be abandoned: Yes / No

Name(s) of Petitioner(s) - printed or typed: Bubba Stultz Amy Stultz

Signature(s) of Petitioner(s): Bubba Stultz Amy Stultz

Date: 8/19/2024

[attach affidavit of consent to annexation signed by all owners of the property to be annexed who have not signed this document as petitioner(s)]

Received by: Debra Juncot

Date: 8-20-24

**AGREEMENT NOT TO REMONSTRATE AGAINST ANNEXATION FOR
CONNECTION TO THE TOWN OF DANVILLE'S SANITARY SEWER
AND/OR WATER DISTRIBUTION SYSTEMS**

We, Stultz, Bubba & Amy, owners of approximately 1.1 acres of real property (henceforth called the "Property") described in the attached exhibit "Exhibit A" agree to waive our right, and that of any successors in title, to remonstrate against pending or future annexations of the property by the Town of Danville ("Town") in consideration for the Town's agreement to allow the development on the property to be connected to the Town's sanitary sewer and/or water systems. Connection to and use of the Town's sewer and water systems shall be subject to the terms and conditions generally applicable to other new connections made for properties within the Town (e.g. the sewer laterals and their connections to the Town's sewer main must meet Town specifications; all tap-in and sewer use fees must be paid and the Town's sewer use ordinance requirements must be followed).

We the undersigned agree that this waiver of the right to remonstrate shall also bar the filing of a declaratory judgement action or any other legal or equitable action to contest or appeal the annexation of the property.

Executed this 19th day of August, 2024

Bubba Stultz
Property Owner

Amy Stultz
Property Owner

Acceptance of the Town of Danville:

By: Mark R. Morgan
Mark Morgan, Town Manager

Date: Aug. 27, 2024

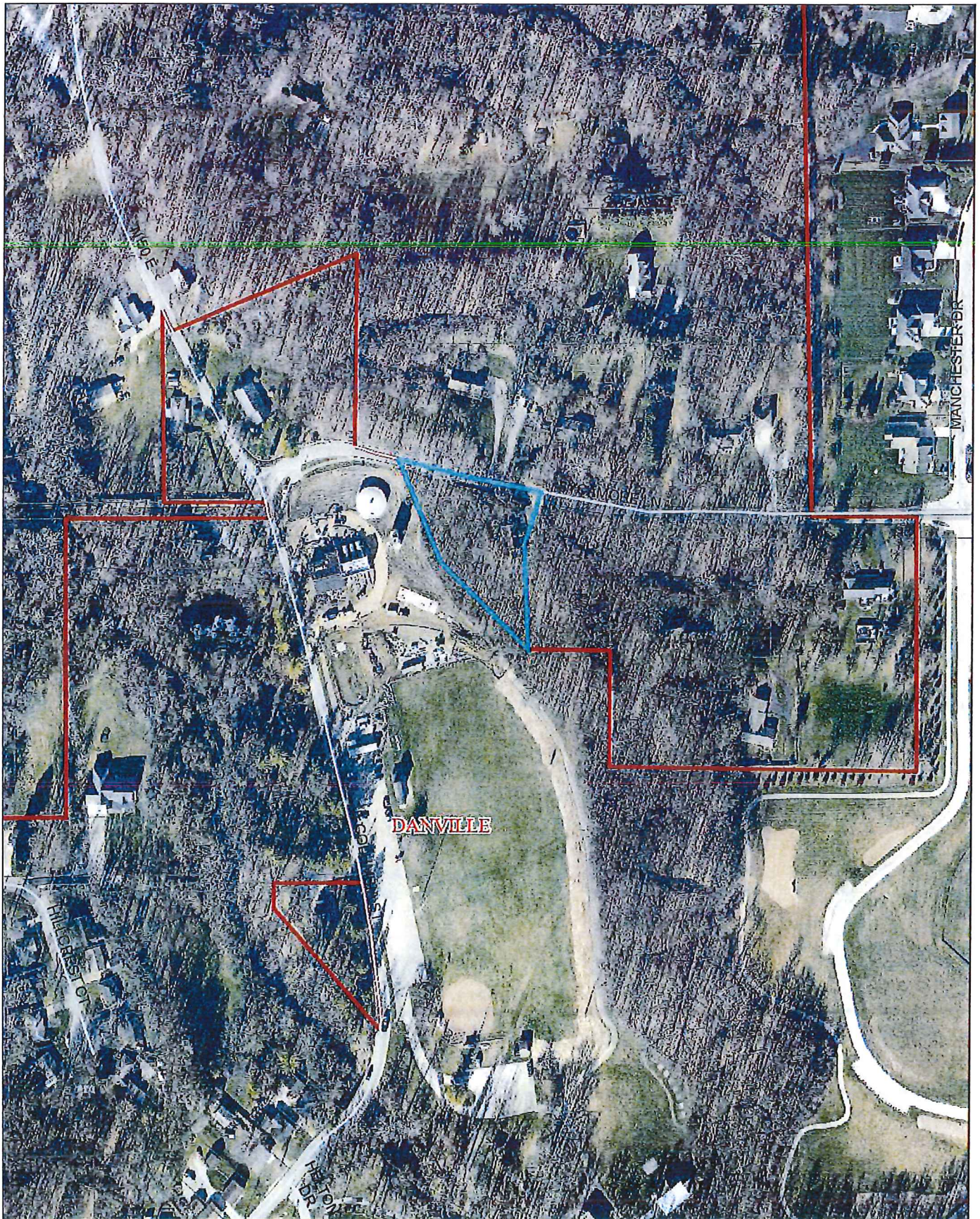
Exhibit A

LEGAL DESCRIPTION

Part of the Northeast Quarter of the Southwest Quarter and part of the Southeast Quarter of the Northwest Quarter of Section 3, Township 15 North, Range 1 West, Hendricks County, Indiana, bounded and described as follows, to-wit:

Beginning at a point which is 286.33 feet West and 322.50 feet South of a stone at the center of said Section, and from said beginning point run thence North 44 degrees 52 minutes 12 seconds West a distance of 232.29 feet to a fence post; run thence North 22 degrees 50 minutes West a distance of 273.37 feet to the center of a county road; run thence South 76 degrees 15 minutes East a distance of 283.33 feet on and along the center of said road; thence run South 05 degrees 58 minutes 34 seconds West a distance of 114.11 feet to a hickory tree; thence run South at right angles to the North line of the Southwest Quarter of said Section a distance of 237.50 feet to the place of beginning, estimated to contain 1.10 acres, more or less and subject to all highways, rights-of-way and easements.

Exhibit B



Super-Voluntary Annexation Timetable
Larry & Kathy Witte
556 Sycamore Lane

Aug 20th Petition was filed for annexation into the Town of Danville.

Aug 23rd Legal notice submitted to *The Republican*.

Petitioner submits public hearing notice for annexation to run one time in The Republican on August 29th

Aug 29th Notice of public hearings on annexation and zoning appears in *The Republican*. Minimum 20-day waiting period begins before public hearing may be held on annexation ordinance.

Sept 4th **Annexation ordinance is introduced.**

Sep 17th 20-day waiting period ends. Public hearing on annexation slated for regularly scheduled Town Council meeting.

Sep 18th **Town Council holds public hearing on annexation.**

Sept 19th Minimum 14-day waiting period begins before Council can take final action on annexation.

Oct 2nd 14-day waiting periods ends. Town Council may take final action on annexation at next regularly scheduled meeting.

Oct 16th **Town Council adopts annexation ordinance.**
Fiscal plan is adopted by Town Council.

Oct 18th Clerk-Treasurer submits public notice on approved annexation to paper.

Oct 24th Public notice on approved annexation is published.
30-day waiting period begins before annexation can be recorded.

Nov 23rd 30-day waiting period ends.

Nov 25th *Clerk-Treasurer records annexation with County and files annexation with the appropriate agencies.*

ORDINANCE NO. 22-2024

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF DANVILLE, INDIANA, ANNEXING TERRITORY TO THE TOWN OF DANVILLE, PLACING THE SAME WITHIN THE CORPORATION BOUNDARIES THEREOF AND MAKING THE SAME A PART OF THE TOWN OF DANVILLE

LARRY & KATHY WITTE SUPER-VOLUNTARY ANNEXATION

WHEREAS, the Town Council ("Council") of the Town of Danville, Indiana ("Town" or "Danville") has received a petition ("Petition") requesting that certain territory generally located as`

Lot 1, Minor Plat 377 and Part of the Northeast Quarter of Section 3, Township 15 North, Range 1 West, Center Township, Hendricks County, Indiana, as hereinafter described ("Annexation Territory"), be annexed by Danville; and

WHEREAS, this Petition has been signed by all (i.e. 100%) of the property owners within the Annexation Territory; and

WHEREAS, the Council deems it desirable and in the best interests of the Town to annex the Annexation Territory; and

WHEREAS, this Annexation Territory is more commonly known as 556 Sycamore Lane and is fully described in the attached legal description (Exhibit A) and illustrated on the attached map (Exhibit B); and

WHEREAS, where the legal description attached as Exhibit A describes land this is contiguous to a public right-of-way that has not previously been annexed, the Annexation Territory shall include the contiguous public right-of-way even if it is not described in Exhibit A, except to the extent prohibited by I.C. § 36-4-3-1.5(c); and

WHEREAS, where the parcel of property within the Annexation Territory is adjacent to a parcel of property within the existing Town limits, the Annexation Territory boundary shall conform to and match the boundary of the existing Town limits so long as it does not result in adding or removing parcels of property from the Annexation Territory depicted in Exhibit A; and

WHEREAS, the Annexation Territory consists of approximately 1.98 acres, and is contiguous to the existing Town limits; and

WHEREAS, prior to adoption of this Ordinance, the Council, by resolution, will have adopted a written fiscal plan and definite policy for the provision of services of both a non-capital and capital nature to the Annexation Territory that meets the requirements of I.C. § 36-4-3; and

WHEREAS, the terms and conditions of this annexation, including the written fiscal plan, are fairly calculated to make the annexation fair and equitable to property owners and residents of the Annexation Territory and of the Town; and

WHEREAS, prior to the final adoption of this Ordinance, the Town will have conducted a public hearing pursuant to proper notice issued as required by law; and

WHEREAS, the Council finds that the Annexation pursuant to the terms of this Ordinance is fair and equitable and should be accomplished.

NOW THEREFORE, BE IT ORDAINED by the Town Council of the Town of Danville, Indiana, as follows:

1. The above recitals including Exhibit A are incorporated herein by this reference as though fully set forth herein below.
2. In accordance with I.C. § 36-4-3-5.1 and other applicable laws, the Annexation Territory is hereby annexed to the Town and thereby included within its corporate boundaries pursuant to the terms of this Ordinance.
3. The Annexation Territory is assigned to Council District (Ward) No. 1.
4. All prior Ordinances or parts thereof that may be inconsistent with any provision of this Ordinance are hereby superseded. The paragraphs, sentences, words, and Annexation Territory of this Ordinance are separable, and if a court of competent jurisdiction hereof declares any portion of the Ordinance or the Annexation Territory unconstitutional, invalid, or unenforceable for any reason, such declaration shall not affect the remaining portions of the Annexation Territory or this Ordinance.
5. The effective date of this annexation shall be as soon as allowed by law following its adoption, execution, and publication as required by law.

Introduced on September 4th, 2024 and adopted by the Town Council of the Town of Danville, Indiana, on October 16th, 2024.

THE TOWN COUNCIL OF THE TOWN OF
DANVILLE, INDIANA

Chris Gearld, President

Michael Chatham, Vice-President

Greg Irby, Member

Bret Doub, Member

Dave Potter, Member

ATTEST:

Carrie Lofton, Clerk-Treasurer

"I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law."

Lesa Ternet

Document prepared by: Lesa Ternet

2024 - 2020

PETITION FOR ANNEXATION

Common Address of Property: 556 Sycamore Lane, Danville, In 46122

[attach legal description and map showing location of property]

Petitioner Name(s): Larry and Kathleen Witte

Mailing Address of Petitioner: 556 Sycamore Lane, Danville, In 46122

Petitioner's Phone Number: Larry 317-205-6345, Kathleen 317-331-3181

Petitioner's Email: Larrylwitte@gmail.com, K@Witte2@aol.com

Property Owner's Name (if not Petitioner) same

Property Owner's Mailing Address: same

Tax ID / Parcel Number: Parcel # 32-11-03-255-001.000-002
#2 32-11-03-200-013.000-002

of Persons Living on Property: 2 Acreage: 1.98

Zoning Sought: _____ Current County Zoning: _____

Present Use of Property: residential

Plans for Changes in Use of Property: none

Reasons for Seeking Annexation: water utilities

Electrical Service Provider: Duke Existing Sidewalks: Yes / No

Existing Utilities: Well Septic Other _____ Well to be abandoned: Yes / No

Larry Witte & Kathleen Witte
Name(s) of Petitioner(s) - printed or typed

Larry Witte Kathleen Witte
Signature(s) of Petitioner(s):

8/19/2024
Date

[attach affidavit of consent to annexation signed by all owners of the property to be annexed who have not signed this document as petitioner(s)]

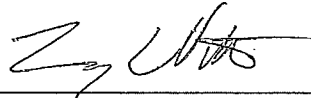
Deed Jent 8.20.24
Received by Date

**AGREEMENT NOT TO REMONSTRATE AGAINST ANNEXATION FOR
CONNECTION TO THE TOWN OF DANVILLE'S SANITARY SEWER
AND/OR WATER DISTRIBUTION SYSTEMS**

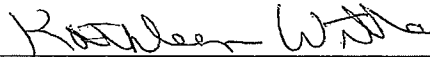
We, Harry & Kathleen Witte, owners of approximately 2 acres of real property (henceforth called the "Property") described in the attached exhibit "Exhibit A" agree to waive our right, and that of any successors in title, to remonstrate against pending or future annexations of the property by the Town of Danville ("Town") in consideration for the Town's agreement to allow the development on the property to be connected to the Town's sanitary sewer and/or water systems. Connection to and use of the Town's sewer and water systems shall be subject to the terms and conditions generally applicable to other new connections made for properties within the Town (e.g. the sewer laterals and their connections to the Town's sewer main must meet Town specifications; all tap-in and sewer use fees must be paid and the Town's sewer use ordinance requirements must be followed).

We the undersigned agree that this waiver of the right to remonstrate shall also bar the filing of a declaratory judgement action or any other legal or equitable action to contest or appeal the annexation of the property.

Executed this 19 day of August, 2024

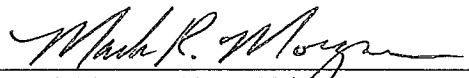


Property Owner



Property Owner

Acceptance of the Town of Danville:

By: 
Mark Morgan, Town Manager

Date: Aug. 27, 2024

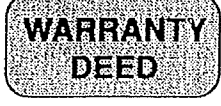
Exhibit A

split 02-2-03-51W 200-003

Duly entered for taxation FOR TAXATION
DULY ENTERED FOR TAXATION
day of _____ 19____

JUL 06 1995

Auditor, May Jane Charles County, IN
AUDITOR HENDRICKS COUNTY



10833

No. _____ BOOK 342 PAGE 622
Entered for record this _____ day
of _____, 19____ at _____ M.,
in Deed Record _____ Page _____
Recorder, _____ County, IN

THIS INDENTURE WITNESSETH, That Louis D. Edmondson, adult,

(Grantor)

of Hendricks County, in the State of Indiana, CONVEY

AND WARRANT to Larry L. Witte and Kathleen A. Witte, husband and wife,

(Grantee)

of Hendricks County, in the State of Indiana, for the sum of

One Dollar (\$1.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged,
the following described real estate in Hendricks County, State of Indiana:

A part of the Northeast quarter of Section 3, Township 15 North, Range 1 West, located in Center Township, Hendricks County, Indiana, being more particularly described as follows: BEGINNING at a 3/8" rebar marking the Southeast corner of Lot #1 in Minor Plat #377 as recorded in Plat Cabinet 1, Slide 87, Page 1; thence North 00 degrees 35 minutes 53 seconds West 257.86 feet along the East line of said lot to a 3/8" rebar; thence North 89 degrees 34 minutes 05 seconds East 33.00 feet to a 5/8" rebar; thence South 00 degrees 35 minutes 53 seconds East 257.86 feet to a 5/8" rebar; thence South 89 degrees 34 minutes 05 seconds West 33.00 feet to the POINT OF BEGINNING. Containing 0.195 acres, more or less, being subject to all legal highways, rights-of-way and easements of record.

Subject to all easements, restrictions and rights-of-way.

Subject to all taxes now a lien and to become a lien thereon.

ENTERED FOR RECORD

JUL 6 1995 At 11:15
942 Jay Brasley Page 024
HENDRICKS COUNTY RECORDER

IN WITNESS WHEREOF, Grantor has executed this deed this 5th day of
July, 1995.

STATE OF Grantor: _____ (Seal) Grantor: _____ (Seal)
INDIANA Signature _____ Signature _____
} SS: Printed _____ Printed _____

COUNTY OF Grantor: _____ (Seal) Grantor: _____ (Seal)
HENDRICKS Signature _____ Signature Louis D. Edmondson
Printed _____ Printed LOUIS D. EDMONDSON

Before me, a Notary Public in and for said County and State, personally appeared _____
Louis D. Edmondson, adult,

who acknowledged the execution of the foregoing Warranty Deed, and who, having been duly sworn, stated that any representations therein contained are true.

Witness my hand and Notarial Seal this 5th day of July, 1995.
My Commission expires: Signature Donna Jane Charles
December 8, 1995 Printed Donna Jane Charles, Notary Public
Resident of Hendricks County, Indiana

This instrument prepared by Lee T. Comer, P.O. Box 207, Danville, IN 46122, Attorney at Law.

Send tax bills to 556 East County Road 50 North, Danville, IN 46122

Exhibit A

A & L ENGINEERING AND SURVEYING

Drainage Plans
Construction Staking
Mortgage Inspections

Consulting Engineers & Land Surveyors
P.O. Box 82 • Danville, Indiana • 46122
(317) 745-0377

Land Surveying
Site Design
Subdivision Design
92103

SURVEYOR LOCATION REPORT

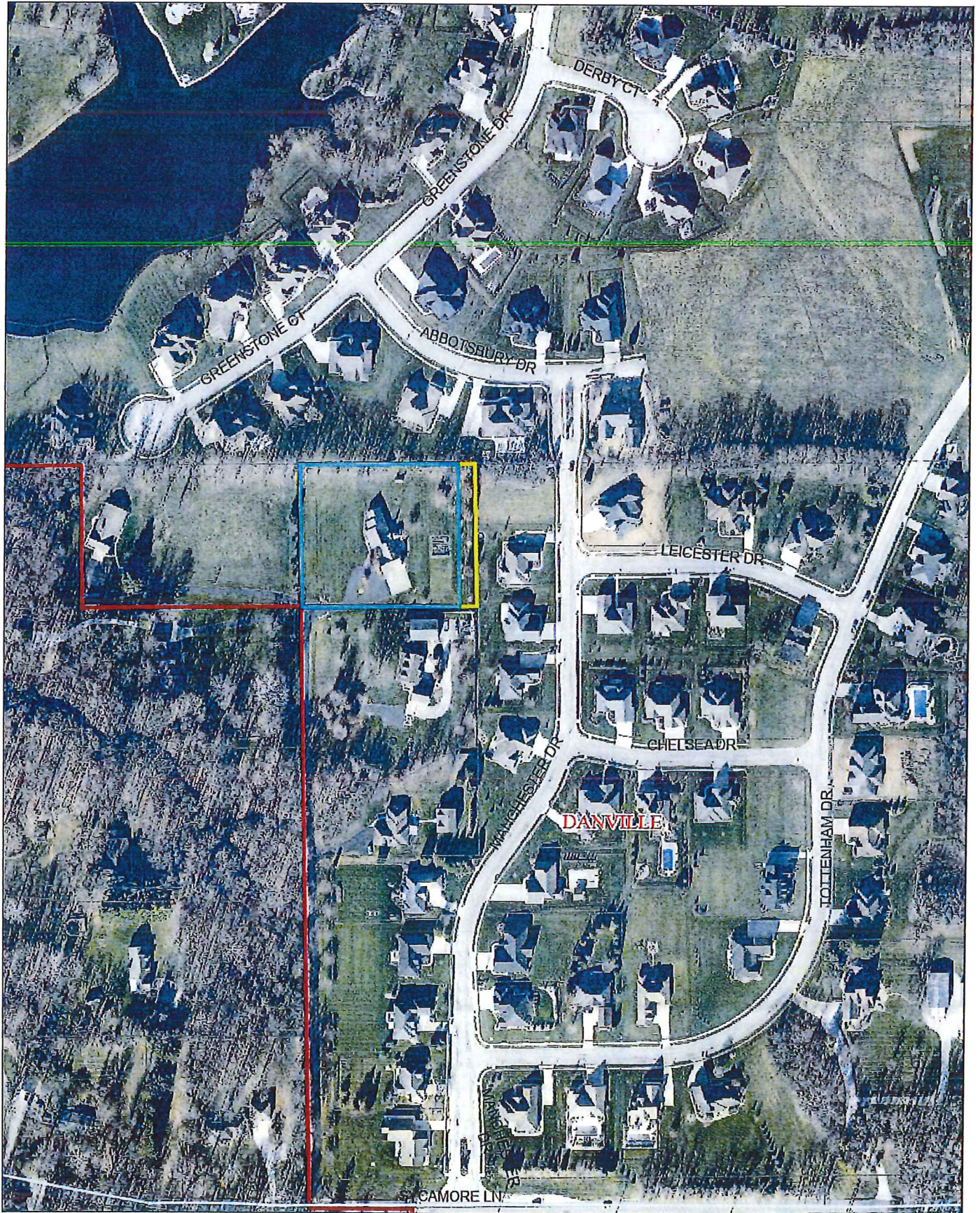
THIS REPORT IS BASED ON LIMITED ACCURACY DATA AND THEREFORE NO DATA HEREIN SHOULD BE USED FOR CONSTRUCTION OR ESTABLISHING BOUNDARY OR FENCE LINES.

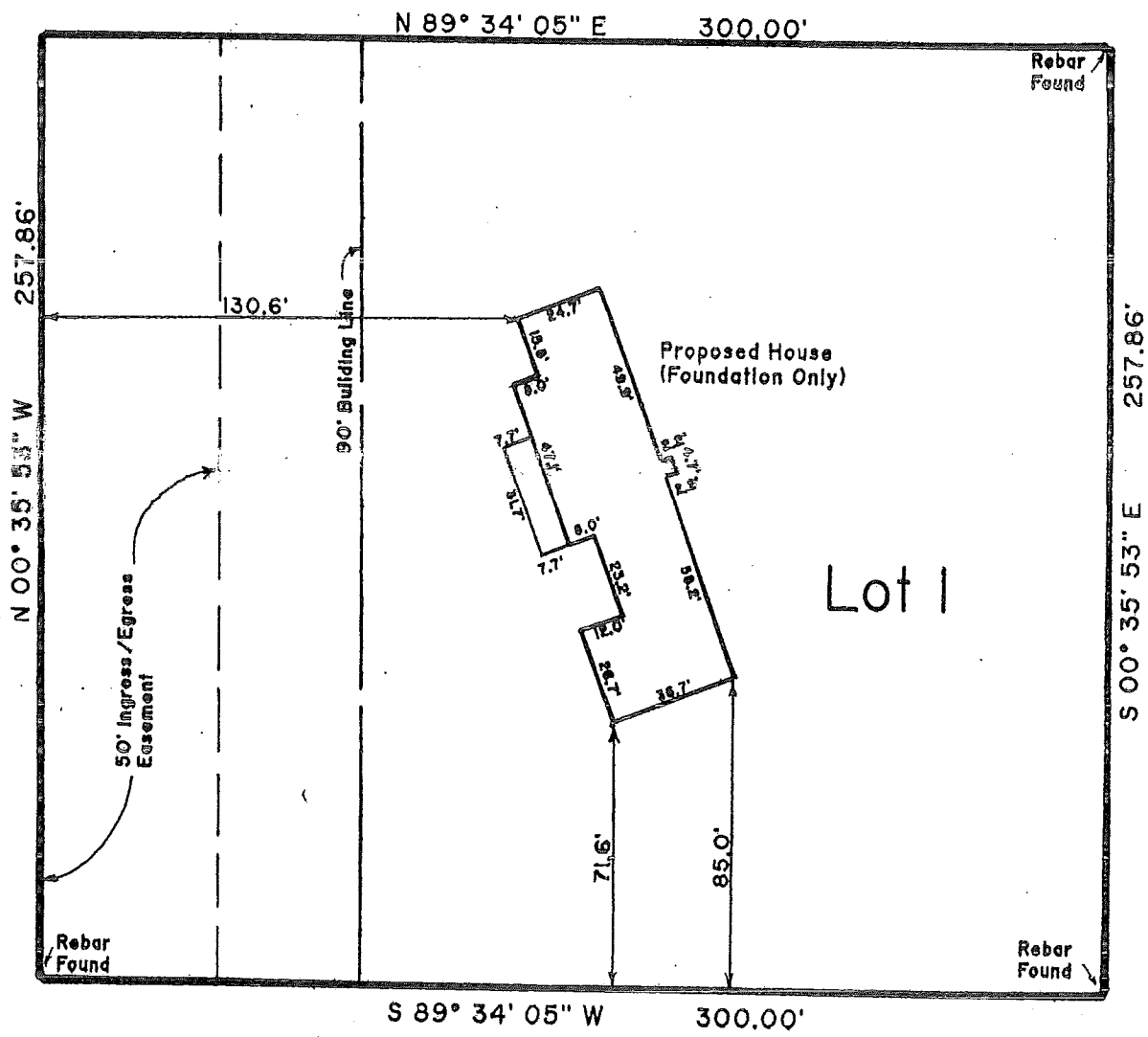
PROPERTY ADDRESS: 592 East Co Rd 50N, Danville, Indiana 46122

PROPERTY DESCRIPTION: Lot #1 in Minor Plat #377, as per plat thereof, recorded August 7, 1990, in Plat Cabinet #1, Slide 87, page 1 in the Office of the Recorder of Hendricks County, Indiana

SEE PAGE 2 OF 2 FOR DRAWING

Exhibit B





REQUESTING DEPARTMENT: Water

FUNCTION OR NEED OF REQUESTED PURCHASE:

With the Water dept increasing in staff members I am asking to purchase and add to the water dept. motor pool another small 2500 utility truck. I have provide 3 quotes from 3 different manufactures Chevovet, Ford and Ram. Spec'd as close as possible. This purchase was expected to be made next calendar year(2025). But with the circumstances and the savings of funds currently i feel that is the best deal for the Town of Danville. With Champion Chevy of Avon being the lowest bid, at \$56,748.75

FINANCIAL ANALYSIS:

COST PER ITEM	\$56,748.75
# OF ITEMS REQUESTED	1
TOTAL AMOUNT REQUESTED	\$56,748.75

PURPOSE OF REQUEST additional fleet vehicle

REVENUE IMPACTS:

IS THIS A REVENUE PRODUCING ITEM? Yes / No

IF YES, AVERAGE EXPECTED ANNUAL CHANGE N/A

COST IMPACTS (ADDITIONAL STAFF, INSURANCE, FEES, CONTRACTS):

OTHER CONSIDERATIONS:

IS RENOVATION REQUIRED Yes / No
 IS ADDITIONAL SPACE NEEDED Yes / No
 EXPECTED LIFE 15 YEARS

FUND/APPROPRIATION REQUESTED TO EXPENSE FROM:

	AMOUNT
New Equipment	
6101-5-500-62500	\$56,748.75

HAVE YOU EXPENDED ALL OF YOUR DONATION, GRANT AND/OR APPROPRIATIONS FOR THIS FUNDING FIRST: Yes / No

IMPORTANT:

All requests must be submitted to the Town Manager and Clerk-Treasurer at least 7 days prior to the next Council meeting to be included on the agenda for Council consideration.

Budget Review Recommendation: Town Manager & Clerk-Treasurer Approve, Disapprove, Further Review
Comments:

Carrie E. Patton

Mark R. Morgan

COUNCIL NOTES:

REQUESTED BY: Matt Ellison

DATE 8/15/2024



Date/Time: 8/1/2024 1:53:37 PM

Buyer: Danville Water

Salesperson: J.T. Horlacher

2024 Chevrolet Silverado 2500HD Work Truck RF266759

FRESH ARRIVAL

VIN: 1GB0WLE71RF266759

Odometer: 10

Color: Summit White

Body Type: Regular Cab Pickup



PHOTOS
COMING
SOON

*Originally	\$58,730.00
Pre-Discout	\$2,235.00
*Discounted Price	\$56,495.00
Government Fee	\$16.25
Proc/Doc Fee	\$237.50
Total Payment	\$56,748.75

Payments are approximated based on an average interest. The final terms of your loan or lease may differ depending on the actual terms of the financial institutions acceptance and are negotiable. (*) Tax, title, payoff, and \$237.50 document preparation fee (unless itemized above) are extra. Pricing may not include additional installed accessories.

X _____
Customer Signature Date

X _____
Manager Signature Date

Oxmoor Ford

(502) 426-2500

DEALER 47D020

VIN 1FTRF3BA8PEC93334

	Suggested Retail Price	Invoice Price
F35T 4X4 STYLESIDE PICKUP/142	47815.00	45424.00
2023 MODEL YEAR		
Z1 OXFORD WHITE		
AS MEDIUM DARK SLATE VINYL PREFERRED EQUIPMENT PKG.610A		
.XL TRIM		
572 .AIR CONDITIONING -- CFC FREE	NC	NC
.AM/FM STEREO MP3/CLK		
64F .STEEL ROAD WHEELS-18"		
99A .6.8L DEVCT NA PFI V8 ENGINE	NC	NC
44F 10-SPEED AUTO TORQSHIFT-G	NC	NC
TDX LT275/70R18 BSW ALL TERRAIN	265.00	241.00
X3E 3.73 ELECTRONIC-LOCKING AXLE	430.00	392.00
JOB #2 ORDER		
153 FRONT LICENSE PLATE BRACKET	NC	NC
18B PLATFORM RUNNING BOARDS	320.00	291.00
11400# GVWR PACKAGE		
41H ENGINE BLOCK HEATER	100.00	91.00
425 50 STATE EMISSIONS	NC	NC
43C 120V/400W OUTLET	175.00	160.00
473 SNOW PLOW PREP PACKAGE	250.00	228.00
JACK		
66S UPFITTER SWITCHES	165.00	150.00
67B 410 AMP ALTERNATOR	115.00	104.00
76S REMOTE START SYSTEM	250.00	228.00
86M DUAL BATTERY	210.00	191.00
96D XL DRIVER ASSIST PACKAGE	730.00	665.00
96V XL CHROME PACKAGE	225.00	205.00
.FOG LAMPS		
.BOXLINK		
TOTAL OPTIONS/OTHER	3235.00	2946.00
TOTAL VEHICLE & OPTIONS/OTHER	51050.00	48370.00
DESTINATION & DELIVERY	1895.00	1895.00
TOTAL FOR VEHICLE	52945.00	
FUEL CHARGE		28.64
SHIPPING WEIGHT 6072 LBS.		
TOTAL	52945.00	50293.64

\$48793.64 after rebate
10061.00 Monroe Svc Body

\$58854.64 Total ...No Tax or KY Plate

This Invoice may not reflect the final cost of the vehicle in view of the possibility of future rebates, allowances, discounts and incentive awards from Ford Motor Company to the dealer.

Sold to Oxmoor Ford 100 Oxmoor Lane Louisville		47D020 KY 40222		Order Type 59	Ramp Code CA1K	Batch ID R723	Price Level 340
Ship to (if other than above) Monroe Truck Equipment 12001 Westport Road Louisville		86335 KY 40245		Date Inv. Prepared 07 17 23	Item Number 47-5101	Transit Days 06	Ship Through
Invoice & Unit Identification NO. 1FTRF3BA8PEC93334		Final Assembly Point KENTUCKY		Finance Company and/or Bank Harris NA 024630			
HB	Invoice Total	A & Z Plan	D Plan	X Plan	FPA	AA	
1021	50293.64	48398.64	48498.64	50367.47			766.00

This invoice to be used for the billing of vehicles only

Dealer's copy

Bosak Chrysler Dodge Jeep RAM

Date/Time: 8/12/2024 2:13:49 PM

Home Phone: (317) 745-4180
Cell Phone: (317) 538-7646
Address: 49 N WAYNE ST
Danville, IN 46122

Salesperson: Ethan Wilson

2023 Ram 2500 Tradesman M230678



VIN: 3C6MR5AJ4PG627213
Odometer: 55
Color: Bright White Clearcoat
Body Type: Regular Cab Pickup

MSRP/Retail	\$72,601.00
Selling Price	\$59,994.00
Total Savings + Rebate	\$12,607.00
Government Fee	\$1.25
Proc/Doc Fee	0.00
Total Taxes	0.00
Total Payment	\$59,995.25

3 year 36,000 Basic Care
5 year 60,000 Powertrain

With approved credit.

X _____
Customer Signature Date

X *EW* _____ 8/12/24
Manager Signature Date

Submission Information

ID:	2328
Item:	Application to Serve on Board or Commission
Tracking Num:	2024-KSFO5H
Submission Date:	2024-08-29 09:16:15

Submitter Responses

Form Page: Page 1

Date:	08/29/2024
First Name:	Tiffany
Last Name:	Dalton
Address:	[REDACTED]
Home/Cell:	[REDACTED]
Email:	[REDACTED]
How did you learn of this vacancy?:	Mark Morgan
Please select appointment of interest::	Board of Zoning Appeals
How long have you been a Danville Resident?:	12 years
Work History:	
Check all applicable::	Employed
Company/City, State:	Hendricks County Government, Danville, IN.
Job Title:	Chief Deputy Surveyor
Duty Summary:	Oversee legal drains in county, manage all Surveyor staff, oversee developments in county.
Community Activities:	
Dates::	08/29/2024
Dates::	08/29/2024
Dates::	08/29/2024
Dates::	08/29/2024
Appointment Interest:	
Please provide a brief statement indicating why you wish to serve on this board or commission and what you believe you can contribute::	I wish to serve this Board to be more involved in our Town and to help guide anyone I can within the Town with the knowledge I already have. I also hope to learn a great deal from other board members.
What specific objectives would you be working towards as a member of this board or commission::	I want to be more involved with the Town I live in and care about. I have worked for the county for almost 10 years and love working for the people so I want to do that on a more local level. I love Danville and I feel like I could be helpful and also learn a lot from serving on this board.
Summarize your qualifications for appointment; include education, training, experience, licenses, etc.::	I have worked side by side with the zoning department with the county for almost 10 years now so I have a great deal of knowledge there already. I stand in for the county surveyor on a majority of the TAC, planning and plat committee meetings. I am part of the approval process for county developments so I understand ordinances, policies and state code.
Certification:	
Check Box::	I hereby certify
My declared Party is:	Republican
Signature:	Tiffany Dalton

Workflow History

Status Update

Status:	Open
Step:	Submitted
Updated:	2024-08-29 09:16:15
Updated By:	CORE User
Notes:	No Notes

Contituent's Messages

Service Norm:	
Confirmation Message:	<p style="text-align: center;"><i>Thank you for your interest in serving the Town of Danville!</i></p> <ul style="list-style-type: none"> * Please email resumes to Mark Morgan, Town Manager at mmorgan@danvilleIN.gov * Contact us with questions at 317-745-4180 ext. 8017 * 49 N. Wayne St. Danville, IN 46122 * Dual Office Holding Guide: https://www.in.gov/attorneygeneral/files/2022-Dual-Office-Holding-Guide.pdf



August 26, 2024

Town of Danville
49 North Wayne Street
Danville, IN 46122

**RE: Guaranteed Maximum Pricing
Southern Sanitary Sewer Overflow Diversion Improvements**

Mr. Barry Lofton (Director of Utilities):

Bowen Engineering Corporation (Bowen) is pleased to submit a GMP Proposal for the Southern Sanitary Sewer Overflow Diversion Improvements.

Pricing is based on drawings dated May 16, 2024 provided by Banning Engineering and site visits.

Sanitary Sewer Construction Costs:	\$ 1,624,995
Construction Contingency:	\$ 81,250
<u>Contractor Fixed Fee:</u>	<u>\$ 136,500</u>
Total Construction Cost	\$ 1,842,745

General Proposal Clarifications and Exceptions:

1. In lieu of the layout on C299 showing a new MH 21 in Wayne St, Bowen will install new manholes at the locations of existing MH 5894 & MH 5895, install a new 6" pipeline connecting the two manholes, and connect the new 18" sewer to MH 5895.
2. Replacement of trees removed within the right-of-way is not included.
3. Bowen has included costs to connect five existing 6" laterals utilizing Inserta-Tees.
4. The Town of Danville is to arrange for Bowen to disposal of clean spoils and at no charge to Bowen at the Twin Bridges Security Landfill. The landfill is to provide all knock-down services.
5. Existing storm inlets and castings, when removed for installation of the new sewer line, will be re-installed in their original position.
6. All state and regulatory permits are to be provided by others. Bowen will acquire all local permits as required.
7. Based on the results of the provided Geotech report, we do not anticipate the need to install deep well dewatering pumps.
8. Removal of contaminated soils and treatment of contaminated groundwater, if encountered, has not been included.
9. Heavy construction equipment has the potential to damage roadways. No considerations have been made for roadway/bridge bonds, roadway frost laws, or costs related to post road use damage bonds.
10. Prior to tree removal, Bowen will conduct a study of the east end of the project for the protection of the Indiana Brown Bat.



Changes in scope from previous February 2023 pricing:

- Added sanitary sewer pipe along Broadway St. from MH 13 to MH 14, including roadway restoration, MOT, and provisions to keep this critical roadway open.
- Updated pipe routing on the west end of the sewer as it connects into the manholes at the intersection of Wayne St. & Poplar St., including road cut & restoration.
- Additional tree removal costs in current scope, including additional tree removal from MH 19 to MH 20.
- Added tree inspection costs for Indiana Bat protection due to the time of year the work will be performed.
- Addition of construction entrance mud mat system (FODS mats) as part of the erosion control requirements.
- Previous pricing assumed this project would run concurrently with projects such as the North Interceptor, allowing for shared supervision & OH costs.

Bowen would like to offer the following VE option:

On Sheet C301, the new sewer line crosses Broadway St. at a shallow angle and then runs alongside this narrow roadway. This is a critical roadway to keep open due to multiple houses and the Town Wastewater Treatment Plant being located at the end of this dead-end road. Consequently, this section of work may require additional tree clearing, relocation of overhead utilities, and installation of a temporary stone roadway to maintain proper access as the sewer is installed in, and adjacent to, the roadway.

Bowen Engineering would recommend working with the landowners along Broadway St. (Patrick & Jeannie McKee) to establish a utility easement through the open area of their property. This will reduce roadway restoration requirements, tree clearing, and a temporary stone roadway.

Potential saving = \$120,000

We look forward to working with the Town of Danville and Banning Engineering on this important project.

Respectfully submitted,
BOWEN ENGINEERING CORPORATION

Alan Dale
Operations Manager

CC: Teddy Deahl – Bowen Business Development
Alan Dale – Bowen Operations Manager
Dan Bernath – Bowen Project Manager
Rob Morton – Bowen Sr. Estimator

To: **Bowen Engineering Corp.**
 8802 North Meridian St.
 Indianapolis, IN 46260

SCOPE ADDITION NO. 1

Date: _____

Project Name: Eastside Interceptor Improvements

Build Operate Transfer Contract
Original Agreement Dated 5/15/2024

I. You are hereby requested to comply with the following changes from the contract plans and specifications.

ITEM	AMOUNT
Add: Scope Description	\$0

II. The following is to be added to Exhibit F under "Scope of Work"

- Installation of gravity sewer on the north end of the Eastside Interceptor between MH 15 and MH 17. This work also includes restoration of the route and the installation of MH 17.

The changes result in the following adjustment of Contract Price:

Original Contract Sum	\$ <u>2,793,105</u>
Scope Addition No. 1 Sum	\$ <u>0</u>
New Contract Sum including this Scope Addition	\$ <u>2,793,105</u>

The above modifications are recommended:	The above modifications are accepted:	The above modifications are approved:
Construction Engineer Banning Engineering	Contractor Bowen Engineering Corp <i>DBernath</i>	Owner Town of Danville
By _____	By <u>Dan Bernath</u>	By _____
Phone _____	Phone <u>(317) 842-2616</u>	Phone _____
Date _____	Date <u>8-29-24</u>	Date _____