

## Luce Township Board Minutes

June 26, 2023

**Attendance:** Lisa Hemmer, Board President      Rick Garrett, Board Secretary  
 Joe Alan Mackey, Board Member      Jeremy Gorman, Trustee  
 Linda Garrett, Clerk

Meeting was called to order at 6:11 pm by President Hemmer.

Minutes of the March 27, 2023, meeting were read and approved.

### Trustee's Report

#### Update on Memorial Field

The Town of Richland is still interested in acquiring the Memorial Field; however, due to the prospect of the Town taking over Reo Water, they are concerned about having funds for maintenance and operations currently. No decision is required at this time as Richland has to determine what they will be willing to put into this endeavor before any decisions will be required from this Board. Trustee Gorman will continue discussions with the Town of Richland concerning the Memorial Field.

#### Update on Township Attorney

In January of this year Bruce Cissna agreed to represent the Township on an as needed basis. He also represents the Town of Richland. Since the Township will need representation in the matter of transferring the Memorial Field to the Town of Richland, Trustee Gorman contacted Andrew Foster about representing the Township in this matter and other matters where representation may be necessary. He agreed to do this on an as needed basis for his normal charge of \$140 per hour for municipal units. There was no official vote on this matter, but the Board agreed to the change in representation to avoid any conflicts during the negotiations concerning the Memorial Field.

### Old Business

No old business was presented.

### New Business

#### *Resolution 2023-006 – Resolution for Correction of Posting Error in the Luce Township Fire Fighting Fund Related to the Closing of Integra Bank, Hatfield Branch, in Hatfield, Indiana*

Clerk, Linda Garrett, explained that in June of 2011, Integra Bank closed their Hatfield Branch. The Fire Fighting fund (current Fire Protection Territory Fund) cash was held in a checking account at this branch. Due to the closing, the checking account was closed, and all cash was transferred to the general checking account at Spencer County Bank. When this was done a transfer was posted to the ledger with the disbursement being from the Fire Fighting Fund and the receipt being to the Township Fund. This transaction should have been a bank transfer and not a fund transfer.

**Motion to adopt Resolution 2023-006:** Rick Garrett

**Motion Second:** Joe Alan Mackey

**Vote:** 3-0

The resolution as approved has been made a part of the Board minutes. See page: 50



***Resolution 2023-007 – Resolution for Correction of Establishment of the Beginning Balance of the Fire Protection Territory Equipment Replacement Fund***

Clerk, Linda Garrett, explained that when the Fire Protection Territory was created the Township was instructed to pass a resolution stating how the balance of the Fire Fighting Fund was to be transferred to the Fire Protection Territory and the Fire Protection Territory Equipment Replacement Fund. Fire Chief, Todd Daming, had questioned how the cash was transferred during the creation of the Fire Protection Territory because the resulting beginning balances for the Fire Protection Territory did not seem to agree with the previous Fire Fighting balances. After Clerk Garrett researched Board minutes and the files in the office, no evidence of a resolution to establish these funds was found.

Motion to adopt Resolution 2023-007: Rick Garrett  
 Motion Second: Joe Alan Mackey  
 Vote: 3-0

The resolution as approved has been made a part of the Board minutes. See pages: 51452

***Correction of Transfer of Cash from the Fire Debt Fund to the Rainy Day***

In researching the Fire Protection Territory and Fire Protection Territory Equipment Replacement funds, Clerk, Linda Garrett, discovered a transfer of \$2,138.39 made from the Fire Debt Fund to the Rainy Day Fund in 2015. Volume 302, Pages 7 & 8; Volume 311, Page 6; and Volume 322, Page 4 of the Township Bulletins published by the State Board of Accounts in August 2013, December 2015, and September 2018, respectively, all state that transfers cannot be made from a debt service fund to the Rainy Day Fund.

Therefore, the Township Board is being asked to approve a correction of funds to transfer the \$2,138.39 back to the Fire Debt Fund.

Motion to approve the transfer from Rainy Day Fund to the Fire Debt Fund: Rick Garrett  
 Motion Second: Joe Alan Mackey  
 Vote: 3-0

***Resolution 2023-008 – Resolution for the Transfer of Appropriations***

The following transfers of appropriations are deemed necessary by the Trustee to conform to the daily needs of the office. These transfers do not necessitate expenditures of more money than was set out in detail in the budget for 2023 as finally approved by the Department of Local Government Finance for Luce Township.

Motion to adopt Resolution 2023-008: Rick Garrett  
 Motion Second: Joe Alan Mackey  
 Vote: 3-0

The resolution as approved has been made a part of the Board minutes. See pages: 53454

***Payment of CenterPoint Energy Bills***

Due to the fact that three of the six CenterPoint Energy bills that have been received this year for the Hatfield Fire Station and the Memorial Field outdoor lighting, as well as one of the bills for the Government Center have contained late payment fees, Clerk, Linda Garrett, requested permission to sign checks for payment of CenterPoint Energy bills so that payment can be mailed the first day after the bills are posted on the CenterPoint Energy website. This will shorten the turn around time for the bills in the Trustee's office, and hopefully, alleviate the late charges on the bills.

Late fees on the bills total \$47.19. \$11.65 of this amount has been personally paid by the Clerk with individual bills, and she stated that she will reimburse the Township the remaining \$35.54 in late fees that have been paid to CenterPoint Energy.

Motion was made to allow the Clerk to sign the checks for the CenterPoint Energy bills with Trustee Gorman reviewing the payments made subsequent to the checks being signed and mailed.

Motion to Allow: Rick Garrett  
 Motion Second: Joe Alan Mackey  
 Vote: 3-0

***Resignation Letter from Joe Alan Mackey***

Joe Alan Mackey presented a resignation letter to the Board effective immediately due to the fact that he is moving to Rockport.

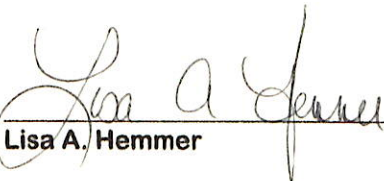
Motion to Accept: Rick Garrett  
 Motion Second: Lisa Hemmer  
 Vote: 2-0-1  
 Joe Alan Mackey abstained.

The resignation letter has been made a part of the Board minutes. See page: 55

**Adjournment**

Time: 7:48 pm

Motion to Adjourn: Rick Garrett  
 Motion Second: Joe Alan Mackey  
 Vote: 3-0

  
 Lisa A. Hemmer

  
 Wm. Rick Garrett



## RESOLUTION NO. 2023-006

RESOLUTION FOR CORRECTION OF POSTING ERROR  
IN THE LUCE TOWNSHIP FIRE FIGHTING FUND RELATED TO THE  
CLOSING OF INTEGRA BANK, HATFIELD BRANCH, IN HATFIELD, INDIANA

WHEREAS, transfer of the balance of the Luce Township Fire Fighting Fund from Integra Bank in Hatfield to Spencer County Bank in Richland was required due to Integra Bank closing; and

WHEREAS, the balance of \$42,798.76 that was withdrawn from Integra Bank by cashiers check on June 21, 2011, was posted as a disbursement from the Fire Fighting Fund; and,

WHEREAS, the deposit of \$42,798.76 that was made into the Township checking account at Spencer County Bank on June 21, 2011, was posted as a receipt into the Township Fund.

NOW, THEREFORE, the Luce Township Board hereby resolves that:

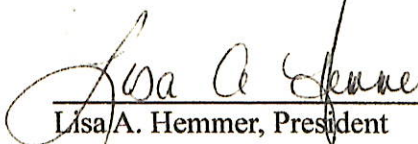
1. The balance of the Luce Township Fire Fighting Fund, totaling \$42,798.76, should have remained in the Fire Fighting Fund with only a bank transfer being posted; and
2. The Luce Township Trustee is instructed to transfer \$42,798.76 from the Township Fund to the Fire Protection Territory Fund which was established and received the balance of the Fire Fighting Fund on January 1, 2012.

Dated this 26<sup>th</sup> day of June, 2023.

**LUCE TOWNSHIP BOARD**

AYE

NAY

  
\_\_\_\_\_  
Lisa A. Hemmer, President

\_\_\_\_\_  
Lisa A. Hemmer, President


  
\_\_\_\_\_  
Wm. Rick Garrett, Secretary

\_\_\_\_\_  
Wm. Rick Garrett, Secretary

  
\_\_\_\_\_  
Joseph A. Mackey, Member

\_\_\_\_\_  
Joseph A. Mackey, Member

ATTEST: June 26, 2023

  
\_\_\_\_\_  
Jeremy E. Gorman, Trustee

## RESOLUTION NO. 2023-007

RESOLUTION FOR CORRECTION OF ESTABLISHMENT OF  
THE BEGINNING BALANCE OF THE FIRE PROTECTION TERRITORY  
EQUIPMENT REPLACEMENT FUND

WHEREAS, transfer of the balance of the Luce Township Fire Fighting Fund to the newly created Fire Territory as of January 1, 2012, was to be determined by a resolution of the Township Board; and

WHEREAS, no resolution for this purpose was approved in either 2011 or 2012; and

WHEREAS, the balance of the Luce Township Fire Fighting Fund as of December 31, 2011, was carried forward to 2012 with \$48,300.98 being receipted into the newly created Fire Protection Territory Fund and \$29,865.00 being receipted into the newly created Fire Protection Territory Equipment Replacement Fund with no approval from the Township Board.

NOW, THEREFORE, the Luce Township Board hereby resolves that:

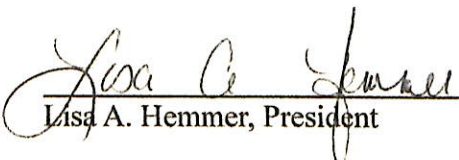
1. The entire balance of the Luce Township Fire Fighting Fund, totaling \$78,165.98, should have been receipted into the Fire Protection Territory Fund as Luce Township did not have a Fire Cumulative Fund in 2011; and
2. The beginning balance of the Fire Protection Territory Equipment Replacement Fund on January 1, 2012, should have been \$0; and
3. The Luce Township Trustee is instructed to transfer \$29,865.00 from the Fire Protection Territory Equipment Replacement Fund to the Fire Protection Territory Fund.

Dated this 26<sup>th</sup> day of June, 2023.


**LUCE TOWNSHIP BOARD**

**AYE**

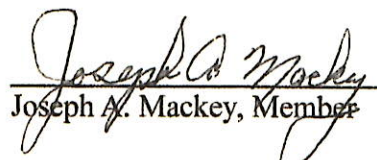
**NAY**

  
\_\_\_\_\_  
Lisa A. Hemmer, President

\_\_\_\_\_  
Lisa A. Hemmer, President

  
\_\_\_\_\_  
Wm. Rick Garrett, Secretary

\_\_\_\_\_  
Wm. Rick Garrett, Secretary

  
\_\_\_\_\_  
Joseph A. Mackey, Member

\_\_\_\_\_  
Joseph A. Mackey, Member

ATTEST: June 26, 2023

  
\_\_\_\_\_  
Jeremy E. Gorman, Trustee



## RESOLUTION NO. 2023-008

## RESOLUTION FOR TRANSFER OF APPROPRIATIONS

WHEREAS, it has been deemed necessary by the Township Board of Luce Township, Spencer County, State of Indiana, to transfer the following budget appropriations within the budget classifications shown; and

WHEREAS, it has now been determined that an additional budget classification under the Other Services and Charges classification for miscellaneous expenses is needed; and

WHEREAS, these transfers do not necessitate expenditures of more money than was set out in detail in the budget as finally approved by the Department of Local Government Finance for Luce Township, Spencer County, for the year 2023.

NOW, THEREFORE, the Luce Township Board hereby resolves that:

1. Budget classification 3L Miscellaneous Expenses shall be established; and
2. The Luce Township Trustee is instructed to transfer the following budget appropriations within the Township Fund classifications shown below:

**Township Fund, Fund Number 0101**

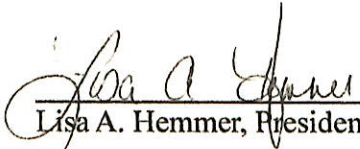
1BA	Social Security Employers Share	1BB	Unemployment Compensation	\$ 500.00
1BE	Medicare	1BB	Unemployment Compensation	500.00
2C	Repair and Maintenance Supplies	2D	Other Supplies	500.00
3DB	Other Insurance	3BA	Travel Expense	2,000.00
3DB	Other Insurance	3K	Training	1,000.00
3JB	Other Expenses	3L	Miscellaneous Expenses	500.00
4A	Land	4C	Machinery and Equipment	7,000.00
4B	Buildings	4C	Machinery and Equipment	17,123.00

Dated this 26<sup>th</sup> day of June, 2023.

LUCE TOWNSHIP BOARD

AYE

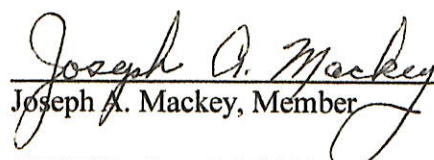
NAY

  
\_\_\_\_\_  
Lisa A. Hemmer, President

\_\_\_\_\_  
Lisa A. Hemmer, President

  
\_\_\_\_\_  
Wm. Rick Garrett, Secretary

\_\_\_\_\_  
Wm. Rick Garrett, Secretary

  
\_\_\_\_\_  
Joseph A. Mackey, Member

\_\_\_\_\_  
Joseph A. Mackey, Member

ATTEST: June 26, 2023

  
\_\_\_\_\_  
Jeremy E. Gorman, Trustee



## Luce Township Advisory Board Resignation Letter

Joseph Alan Mackey

817 Madison Street

Apartment B

Rockport, Indiana 47635

Jmackey0000@gmail.com

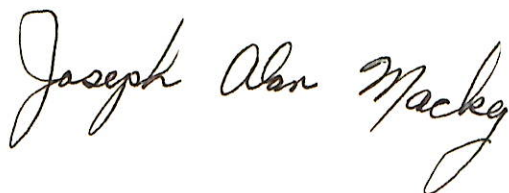
502-298-1064

June 26, 2023

Dear Luce, Advisory Board, it is with regret that I submit my resignation from The Luce Township Advisory Board effective immediately. Due to my moving to Rockport.

I have learned a great deal and appreciate all the help and guidance I received. I will be happy to provide any help I can offer in the future.

Joseph Alan Mackey

A handwritten signature in cursive script that reads "Joseph Alan Mackey". The signature is written in black ink and is positioned below the printed name.