

Common Council covers 2021 budget in latest meeting

By Sean Douglas

As 2021 draws ever closer, the Marion Common Council passed one ordinance and approved a second reading for another in their penultimate meeting of 2020.

Appropriation Ordinance No. 1-2020 was a revised budget for the City of Marion to reflect an increase in the General Fund Levy. According to the Marion City Controller, Julie Flores, the Department of Local Government Finance informed her that the city of Marion had the opportunity to add additional money to the General Fund for the 2021 budget.

As it is the primary operating fund of any city, this increase will help with operating



expenses and services, as well as increase employee payrolls.

Additionally, according to Flores, Mayor Jess Alumbaugh plans to increase wages, providing a five percent raise to public safety and a three percent raise to Marion civilians.

After discussion, the council passed Appropriation Ordinance No.1-2020 passed unanimously and will have a second reading and public hearing on

December 15. Though the 2021 budget was certified in October, the budget will be re-certified, if the resolution passes, on the same day.

The second item, General Ordinance No. 17-2020, is an ordinance that will authorize the City of Marion to make temporary loans to meet current running expenses for the use of the General Fund, the Parks and Recreation Fun, the Aviation/Airport Fund, the Park Bond Fund, the Motor Vehicle Highway Fund, and the Cumulative Capital Development Fund.

According to Flores, this has been done every year since she was elected city controller, and even before she was appointed to the position. Essentially, money needs to be borrowed

because the tax draws the city receives in December do not carry through to the month of June of the following year. To counteract this, the city of Marion borrows money from the Indiana Bond Bank each January to meet current running expenses before paying the money back in December. For subsequent years, Flores puts together cash flow charts and projections based on the upcoming year’s budget, and after submitting those materials, the Indiana bond bank sends back a draft with the amount of money they believe needs borrowing.

This year, according to Flores, the amount to be borrowed by the city of Marion is down from 2020 and stands at a total of \$1,174,963, which includes

\$704,745 for the General Fund. For comparison, in 2020, Marion borrowed 4.5 million from the Indiana Bond Bank.

“I think that speaks volumes with how well we are doing financially,” Flores said. “I was excited to see that we are not going to have to borrow as much.”

By a 6-0 vote, General Ordinance No. 17-2020 also passed unanimously.

Lastly, Dr. Jeremy Case, who has served on the Marion Public Library Board of Trustees for the last 12 years, was reappointed to the position, receiving glowing recommendations from several members of the Marion Common Council.

“He is committed to the library,” councilman Mike Cline

said. “We’ve been on the board together for those 12 years. He does more than show up at meetings. He shows up at programs, his kids are there, he uses the library, and he is committed. On the board, he is thoughtful, and for what it’s worth, he is a good member of the library.”

“Dr. Case is an awesome member of our community,” Vice President Luzadder added. “He has stepped forward and helped educationally with the beginning of the Faulkner school, and his track record is wonderful.”

Case’s reappointment passed with five aye’s and an abstention from Cline, who currently serves on the library board with Dr. Case.

Marion Utilities set for next phase of Long-Term Control Plan

By Sean Douglas

With all of their 2020 projects completed, Chuck Binkerd and Marion Utilities

are ready to move on to the next phases of the Combined Sewer Overflow (CSO) Long-Term Control Plan.

On Tuesday, in the latest

Common Council Rules Committee Meeting, Binkerd provided the council with an update on the Long-Term Control Plan, which included an outline of future-needs towards the continuance of the work and towards meeting EPA (Environmental Protection Agency) guidelines.

The EPA established the CSO Long-Term Control Plan in the late 90’s, which required that communities with combined sewer overflow structures, like Marion, put together a plan that would mitigate any overflow or discharge from those structures during wet weather.

Back in the late 1800’s, Marion’s system was constructed in a way that the same pipes in the ground would collect both sanitary waste and stormwater during rain events. In the late 1930s

and early 1940s, water treatment plants were established and relief points were inserted so that when heavy rain would come, water would flow into the river instead of flooding basements and streets.

Beginning in the late 1990’s, Marion Utilities began to put together their plan, and over the last three decades, they worked towards full EPA compliance

“We’ve come to a time where it’s just not the right thing to do — to that type of an operation to happen,” Binkerd said. “So, we’ve put together this plan to mitigate that.”

In 1974, a flow study was done, showing that 1.2 billion gallons of wastewater was flowing into the river. In 2009, another study was conducted, and revealed that overflow had dropped down

to 182,000,000 gallons. After securing their first bond issue in 2015, which granted Marion Utilities between eight and nine million dollars for projects, and after completing several of those projects, another study was completed earlier this year, which showcased even more improvement.

To meet their goal date of completing every project by 2025, Binkerd and Marion Utilities are looking to secure their second bond, this time for 12.4 million. While Binkerd does not believe that they will use that entire amount, he stated that he just wanted to be safe and not sell Marion Utilities short.

Future projects include updates to the water treatment plant, including installing more vessels to capture heavy water flow.

“The next couple of phases,

and the phase we will be talking about with this particular bond issue will get us a long way towards finalizing this whole thing,” Binkerd said. “We should be at about 200,000 gallons. We have accomplished our less than eight events per year, and we’ve reduced that volume by such a huge and significant amount.”

The council —President Deborah Cain, Vice President Brad Luzadder, and Councilman Mike Cline — voted unanimously for further discussion of this upcoming resolution at the next Common Council meeting, to be held on December 15, 2020. After the first reading, the plan is to hold the second reading and public hearing on the resolution during the first meeting of 2021 in early January.

27D03-2012-EU-000122

STATE OF INDIANA) IN THE GRANT COUNTY SUPERIOR COURT 3
COUNTY OF GRANT)

IN THE MATTER OF THE UNSUPERVISED
ADMINISTRATION OF THE
BARBARA M. PYLE 27D03-2012-EU-000122

NOTICE OF ADMINISTRATION (CLAIMS)

In the Grant County Superior Court Three, Grant County, Indiana.

Notice is given that STEPHEN K. PYLE, was on December 3, 2020 appointed as personal representative of the estate of BARBARA M. PYLE, deceased, who died on the 23rd day of November, 2020.

All persons who have claims against this estate, whether or not now due, must file the claim in the office of the clerk of this court within three (3) months from the date of the first publication of this notice, or within (9) months after the decedent's death, whichever is earlier, of the claims will be forever barred.

Dated: December 3, 2020 Pamela K Harris
CLERK, GRANT SUPERIOR COURT 3

Denise Alexander-Pyle Attorney #29570-27
2427 W. 500 S.
Marion, Indiana 46953
Telephone: (765) 662-3008
12/9 & 12/16

STATE OF INDIANA IN THE GRANT SUPERIOR COURT 1
COUNTY OF GRANT, SS: CAUSE NO: 27D01-1909-TS-159

LEVI MOORE
Petitioner
vs.
LMC INVESTMENTS LLC, MARION MUNICIPAL UTILITIES and CITY OF MARION, INDIANA, and the personal representatives, successors and assigns of each, as well as any and all persons or entities claiming from, through or under them, as well as unknown beneficiaries of any trust wherein any of the above-name designated defendants have acted or purported to act as trustee or trustees,
Defendants

NOTICE OF SUMMONS

TO: LMC Investments LLC, Marion Municipal Utilities and City of Marion, Indiana, and the personal representatives, successors and assigns of each, as well as any and all persons claiming from, through or under them, as well as unknown beneficiaries of any trust wherein any of the above-name designated defendants have acted or purported to act as trustee or trustees and any other unknown person who may be concerned.

You are hereby notified that that above-named Plaintiff has filed a lawsuit against you in the Grant Superior Court No. 1 at the Grant County Courthouse in Marion, Indiana in the above entitled cause of action, naming you as Defendants. The named Plaintiff is represented by Spitzer Herriman Stephenson Holderead Conner & Persinger, LLP. The nature of this lawsuit is a Complaint to Quiet Title of the following described real estate located in Grant County, State of Indiana, to-wit:

Lot Number Thirty (30) and Thirty-five (35) in Shaw's Addition to the City of Marion, Grant County, Indiana
Commonly known as 1504 S. and 1500 S. Britton St, Marion, IN 46953
Parcel Nos. 27-07-07-203-035.000-002 and 27-07-07-203-039.000-002

An answer or other response in writing to the complaint must be filed either by you or your attorney within thirty (30) days after the third notice of suit is published, and if you fail to do so, judgment by default may be rendered against you for the relief demanded by the Plaintiff.

Dated: 11/12/2020 /s/ Pamela K. Harris
Pamela K. Harris, Clerk
Grant Superior Court 1

Josef D. Musser (9930-27)
SPITZER HERRIMAN STEPHENSON
HOLDEREAD CONNER & PERSINGER, LLP
122 East Fourth Street
P.O. Box 927
Marion, IN 46952
Telephone (765) 664-7307
11/25, 12/2 & 12/9

NOTICE OF ADMINISTRATION

IN THE GRANT SUPERIOR COURT III, GRANT COUNTY, INDIANA
IN THE MATTER OF THE SUPERVISED ESTATE OF DAVID J. SPARKS
ESTATE NO. 27D03-2010-ES-19

Notice is given that SHANNON SPARKS was on November 17, 2020, appointed Personal Representative of the estate of DAVID J. SPARKS, who died intestate on October 18, 2020. The Personal Representative is authorized to administer the estate with Court supervision.

All persons who have claims against this estate, whether or not now due, must file the claim in the office of the Clerk of this Court within three (3) months from the date of the first publication of this notice, or within nine (9) months after the decedent's death, whichever is earlier, or the claims will be forever barred.

Dated at Marion, Indiana this November 18, 2020.

Pamela K. Harris
Clerk, Grant Superior Court III

ATTORNEY FOR ESTATE
Martin A. Harker #22382-27
Kiley, Harker & Certain
300 West Third Street
Marion, IN 46952
765 664 9041
12/2 & 12/9

NOTICE OF UNSUPERVISED ADMINISTRATION

IN THE GRANT SUPERIOR COURT No. 3 OF GRANT COUNTY, INDIANA
In the Matter of the Estate of Ronald Wayne Sapp, deceased.
Estate Number: 27D03-2011-EU-000118

Notice is hereby given that Vera Elayne Kenworthy, was on November 20, 2020, appointed Personal Representative of the estate of Ronald Wayne Sapp, deceased, who died on the 5th day of September, 2020.

All persons having claims against said estate, whether or not now due, must file the claim in the office of the Clerk of this Court within three (3) months from the date of the first publication of this notice, or within nine (9) months after the decedent's death, whichever is earlier, or said claim will be forever barred.

Dated at Grant, Indiana, this 20th day of November, 2020.

/s/PAMELA K. HARRIS
Grant Superior Court No. III

MICHAEL T. HOTZ, (31346-29)
SPITZER HERRIMAN STEPHENSON
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12/2 & 12/9

NOTICE OF PUBLIC AUCTION

Notice is hereby given that the Board of Trustees of Rush Memorial Hospital, Rushville, Rush County, Indiana, will receive cash auction bids at 12:30 p.m., January 7, 2021, at Rush Memorial Hospital, 110 East 13th Street, Entrance I, Lower Level, 110 East 13th Street, Rushville, IN 46173, for the purpose of cash renting the following:

One hundred and fifty-six tillable acres located in the Southwest quarter of Section 17, Township 23 north, Range 7 East, Grant County, Indiana, containing 160 acres, more or less and known as the "Pattison-Schrichte Memorial Farm".

The lease period will be from February 1st, 2021 through January 31st, 2023.

The first payment shall be due and payable at the time the successful bid is accepted (January 7, 2021) and shall be 10% of the annual rent. The balance shall be divided into two equal installments, with the first installment to be paid on or before February 1, 2021 and the second installment to be paid on or before February 1, 2022.

The Board of Trustees of Rush Memorial Hospital reserves the right to reject or accept any or all bids.

BOARD OF TRUSTEES
Rush Memorial Hospital
County of Rush
State of Indiana
12/2 & 12/9

NOTICE OF ADMINISTRATION

IN GRANT SUPERIOR COURT 3 OF GRANT COUNTY, INDIANA
In the Matter of the Estate of Linda S. Middlesworth, deceased.
Estate Number 27D03-2012-EU-000123

Notice is hereby given that RICHARD MIDDLESWORTH was on the 3rd day of December, 2020, appointed Personal Representative of the Estate of LINDA S. MIDDLESWORTH, who died on November 18, 2020, and authorized to administer said estate without court supervision.

All persons having claims against said estate, whether or not now due, must file the claim in the office of Clerk of this Court within three (3) months from the date of the first publication of this notice or within nine (9) months after the decedent's death, whichever is earlier, or the claims will be forever barred.

DATED at Marion, Indiana, this 4th day of December, 2020.

Clerk of the Grant Superior Court No. 3

JAMES T. BEAMAN, Attorney
JOHNSON AND BEAMAN
1125 N. Western Avenue, Suite A
Marion, Indiana 46952
12/9 & 12/16