

**MINUTES OF A REGULAR SESSION OF THE
BOARD OF COMMISSIONERS HELD August 13, 2018 at 8:30AM**

Comes now the hour of 8:30am. on the 13th of August, 2018, in the Commissioners Court in the Noble County Courthouse, Albion, Indiana, being the time, date and place set for a regular session of the Board of Commissioners of Noble County, Indiana.

Present were:

Gary Leatherman, President
Dave Dolezal, Vice President
Anita Hess, Member

Also present were:

Jacqueline L Knafel, County Coordinator
Dennis Graft, Noble County Attorney
Matt Getts from KPC Media
Zack Smith, Highway Engineer
Richard Rogers, Highway Inspector
Tina Lough, Health Department

NEW BUSINESS

Tina Lough, Health Department, is present to request permission to purchase a new desk for the new position at the Health Department in the amount of \$2,500.00. Dave Dolezal moved to approve the purchase. Anita Hess seconded the motion. Motion carried 3-0.

GAGE AT SYLVAN

Mick Newton, EMA Director, has provided the contract with USDA for the Sylvan Lake Dam Gage. Anita Hess made a motion to sign the contract. Dave Dolezal seconded the motion. Motion carried 3-0.

CORRESPONDENCE

- Leachate Disposal Monthly report – duly entered
- Clerk of the Court monthly report – duly entered
- Noble County Treasurer’s monthly report – duly entered
- Weights & Measurers Inspection monthly report – duly entered
- Courthouse security monthly report – duly entered
- Surveyor office – rate hearing notice for Boughey System
- IDEM – Irving material operating permit – duly entered
- Hosler Realty request to give Parkview Noble “first right of refusal” for the EMS building on Sawyer Road. Commissioners would like to keep their options open and therefore no action was taken.
- IDOT – Pipe line placement under State Road Nine information. Copy was also supplied to the Noble County Surveyor

MINUTES

Minutes of the July 23, 2018 meeting were read and approved as corrected with a motion by Anita Hess. Dave Dolezal seconded the motion. Motion carried 3-0.

PAYROLL

Payroll was reviewed for the time period of 07-06-18 thru 07-19-18 and dated August 2, 2018. The 7-page report totaled \$380,873.42 and was approved with a motion from Dave Dolezal. Anita Hess seconded the motion. Motion carried 3-0.
Payroll was also reviewed for the time period of 07-20-18 thru 08-02-18 dated August 16, 2018. This report contained 7 pages and totaled \$383,044-73. Motion to approve the payroll for 08/16/18 came from Dave Dolezal and was seconded by Anita Hess. Motion carried 3-0.

OLD BUSINESS

Parkview EMS contract – Dennis recommended that there be wording within the contract stating what the increase in contract money would be spent on – namely the addition of another EMS unit and more staffing. Gary Leatherman will contact Gary Atkins of Parkview with this recommendation.

TRAVELERS

Jarrod Ramer, Agent for Black and Ramer, was present to answer question about the Supplementary Commercial Automobile Application. This is to cover any underinsured or non-insured drivers. Motion to sign the application came from Dave Dolezal and was seconded by Anita Hess. Motion carried 3-0.

HIGHWAY

This session started with a "hearing" concerning Bayview Dr in Orange township. A piece of land is set for auction on August 30, 2018 and there is question as to right of way and easements along the west side of Bayview Drive. Also present for this session was Zack Smith, Richard Rogers, an attorney for the DeMuyt trust, Randy Sexton, Josh Lash, as private surveyor, Dean Rummell and Roger Diehm from Schrader Auctions. Zack presented the History of Events which included plats, surveys, deeds as well as e-mail exchanges and voice mails. If looks as though the intent of 1980 deed etc. was to extend the right of way but to date no official records have been located.

Zack had also contacted DLZ as they can provide the right of way research that may need to be done. After much discussion and recommended solutions were discussed, Dave Dolezal made a motion to hire the DLZ to do extensive research and if they were not able to find the necessary documentation, then the next step would be for the county to start right of way acquisition process to secure the right of way on the west side of Bayview Dr from the DeMuyt Trust owners. Anita Hess seconded the motion. Motion carried 3-0. With this motion in place, the representatives from Schrader Auction felt that they could proceed with the August 30, 2018 auction.

RECESS

HIGHWAY

Richard Rogers, Highway Superintendent, had the following construction update:

- Utility Permits were filed with the commissioners for Noble REMC, Frontier Communications, AEP, and NIPSCO.
- Richard reported that the county has had a "real good start" on the chip/sealing projects. He feels that 3 to 4 weeks of good weather will enable the department to finish this work.
- He reported that the department was helping with a sidewalk project in LaOtto.
- Drainage projects and culvert replacement were proceeding on schedule.
- Richard also presented a quote for a Bern Saver. Two quotes were received with the lowest bid coming from West Side Tractor Sales in the amount of \$7,780.00. Dave Dolezal moved to allow the purchase of the bern saver from the lowest bidder. Anita Hess seconded the motion. Motion carried 3-0.
- Richard had 2 driveway variances that he needed commissioners approval on. The first driveway variance was for Jackie Oliver on 270 N. There was a sight issue and Richard told the owner that 2 trees would have to be removed as a condition of the variance which should take care of the sight distance. Motion to approve the conditional variance came from Dave Dolezal and was seconded by Anita Hess. Motion carried 3-0.
- The second variance was for a 2nd drive. There is no issue with sight or any other issues. Motion to approve came from Dave Dolezal. Anita Hess seconded the motion. Motion carried 3-0.

Zack Smith, Highway Engineer, had the following engineering business to present to the commissioners:

- 2018 Overlay projects – Zack reported that there he has conducted the preconstruction meeting.
- Community Crossing Grant- Zack has submitted the applications for this grant money. He reported that going forward he would not be submitting sub division projects due to the increased paperwork needed.
- Bridge Inspection – Zack reported that the contract for Bridge Inspection has been approved by IDOT.
- Bridge 147 – Zack had two LPA vouchers to sign for this project. The first voucher was for Construction Engineering in the amount of \$10,435.59 with the federal share being 80%, the second voucher was for preliminary engineering in the amount of \$1,759.32 with an 80 % reimbursement. Both vouchers were approved for signing with a motion from Dave Dolezal and a second from Anita Hess. Motion carried 3-0.
- Baseline Road/600 E – There is a LPA voucher to sign for this project as well. Preliminary Engineering for this project voucher is in the amount of \$15,472.49 with a 90%

- reimbursement. Motion to sign this voucher came from Anita Hess. Dave Dolezal seconded the motion. Motion carried 3-0.
- 400 N project – Zack is still waiting for a contract back from the state on this project.
 - Bridge 77 – Zack presented a title sheet for the bridge replacement plans on CR 50 W over the Croft Ditch. Motion to sign the title page came from Dave Dolezal and was seconded by Anita Hess. Motion carried 3-0.
 - Bridge 55 – Zack is reporting that there should be final plans on this bridge ready for the next meeting.
 - Culvert replacement – during inspection there was a change required and Zack has resubmitted the permit application for this project.
 - Fuel Pumps – All permits have been received and we are on schedule for the October build date.
 - Zack has secured 2 quotes for striping for fall. One from Accurate Striping, Inc in the amount of \$33,350.00 and the other from the Airmarking Company in the amount of \$44,000.00. Motion from Dave Dolezal recommended the lowest bidder to get the bid. Anita Hess seconded the motion. Motion carried 3-0. This will allow Accurate Striping to do the work this fall.

UNSAFE HOUSING

Norm Lortie, Building Inspector, was present to discuss updates on some unsafe housing issues:

- The first property is located in Wolf Lake and was previously owned by Fred Colen. The property has since gone back to the mortgage company who has hired a Mortgage Contracting Service to evaluate the property. Norm has been in contact with this company who is recommending to the mortgage company that the structure be removed. They have secured quotes for the removal and according to Norm are currently waiting for the notice from the Mortgage company to proceed. This property was set for time to review on October 22, 2018 at 10:00AM with a motion from Dave Dolezal. Anita Hess seconded the motion. Motion carried 3-0.
- The Borders property – now owned by Mary Malle is an ongoing issue. Mary has contracted a roofing contractor to put a roof on the property who is spoken with Norm. It seems to be the consensus of both Norm and the contractor that the property should come down. Mary Malle is scheduled for a meeting with the commissioners on September 10, 2018 to review.

LANDFILL

Derek Faulk, Wilcox Environmental Engineering, is present to discuss options for the Noble County Landfill. Derek reported the following:

- As a result of the recent water sampling, the tests are showing that there has been seepage on the West side of the landfill.
- Since the commissioners have now purchased the property to the west of the landfill, Derek is recommending that the commissioners research the possibility of putting in a wetland. Derek indicated that even though it would require IDEM approval, he has not seen a time when they have NOT approved this idea. He is not a wetlands specialist but is predicting that the cost might range from \$100,000 - \$150,000.00. Roger Diehm was still present at the meeting and suggested talking with a DNR person as he indicated that in some incidents there is little to no cost to put in a wetland.
- Monitoring Wells - Derek reported that #15 on the south side of the landfill and 2AR which is right at the leachate seepage – metals are up in both these locations. 15 also has an issue in the ground water sampling and Derek indicated there might be a need for a ground water extraction unit in that location. Again, Roger asked why they could not drain that location as well to the wetlands?
- When asked if there had been any updates on the issue of insurance at the Landfill, Derek reported that it would be highly unlikely that we would be able to get insurance at this location.
- Derek also mentioned that the company has a drone and that they would like to fly the landfill to gather contour of the land and other important information. That will be at a cost of \$4,000.00.

RECESS – Until after Drainage hearings

Back at 3:10PM for Executive Session

SIDEWALK

Jackie Knafel, County Coordinator, reported to the commissioners that there had been an incident on the south side of the courthouse and reported that there may be a need to fill the space areas in between the cement slabs. Gary Leatherman will speak with LCI to see what can be done to resolve the issue.

PROBATION

Jackie had also been approached by the probation department about continuing the active shooter training for probation officers that carry weapons. This training will be conducted after hours and the probation department is just wanting the "okay to proceed". The commissioners did not have an issue with granting this permission.

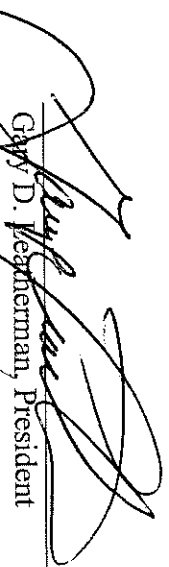
EDC APPOINTMENT

Anita Hess will be replacing Dave Abbott to sit on the EDC Board. Jackie will notify Rick Sherck of this change.

CLAIMS

- Miscellaneous Claims – 1-page report totaled \$84,062.44 and was approved with a motion from Dave Dolezal and a second from Anita Hess. Motion carried 3-0.
- Utility Claims --- This 2-page report totaled \$252,008.54 and was approved with a motion from Dave Dolezal. Anita Hess seconded the motion. Motion carried 3-0.
- Credit Card Claims – these claims were approved with a motion from Dave Dolezal and a second from Anita Hess. Motion carried 3-0. The report totaled \$73,201.38 and contained 3 pages. There was a question about the one claim for \$599.88 and after review was for the comprehensive plan out of CREDIT made by Kenneth Hughes.
- Court Claims were approved with a motion from Dave Dolezal and a second from Anita Hess. This report contained 5 pages and totaled \$55,635.48.
- The last set of claims was regular claims. This report contained 13 pages and totaled \$859,923.55. The claims were approved with a motion from Dave Dolezal and a second by Anita Hess. Motion carried 3-0.

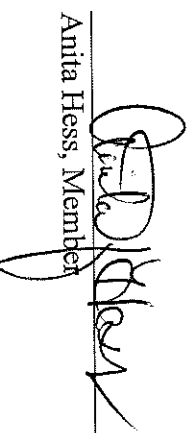
Dated this 27th day of Aug, 2018



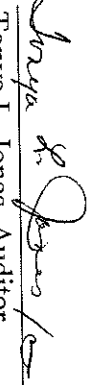
Gary D. Leatherman, President



David J. Dolezal, Vice President



Anita Hess, Member

ATTESTED: 

Tonya L. Jones, Auditor