

**MINUTES OF A REGULAR SESSION OF THE
BOARD OF COMMISSIONERS HELD August 14, 2017**

Comes now the hour of 8:30 A.M. on the 14th day of August, 2017, 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 Abbott, Member
Dave Dolezal, Vice President

Also present were:

Michelle L Mawhorter, Clerk
Dennis Graft, Noble County Attorney
Steve Garbacz, KPC Media

COUNCIL ON AGING

Cherish Smith from Council on Aging for a signature on Standard Sub recipient agreement for CDBG-funded projects. Dave Dolezal makes a motion to approve, Dave Abbott seconds, motion carries.
Request for release of funds and certification for Region 3A Dave Dolezal makes motion, Dave Abbott seconds, motion carries.

IDEM

Correspondence was received from IDEM concerning the Methane Remediation Trench Installation at the Noble County Landfill

Noble County Surveyor

Legal notice Marker BR#1 Reconstruction Hearing parcel#57-01-35-600-683.000-013. Also, 57-09-23-600-857.000-003.
Notice of periodic maintenance hearings.

IDEM

Notice on 113-38343-03265 for Pulver & Sons Asphalt & Materials

Indiana State Department of Health

Thank you for allowing your Weights and Measures official to attend the Indiana Conference.

NIPSCO

Notice from Rick Shirck for a corporate contribution to the EDC.

SURVEYOR

Convert the Coussens Mutual Drain to a regulated drain

Plan Commission

Rezoning No. 488
Herr Dairy Farm INC

WEIGHTS AND MEASURES

Monthly report

SURVEYOR

Convert the BR#1A to the Case Cooley #266 Mutual Drain to a Regulated Drain

MINUTES

Dave Dolezal makes a motion to approve the July 24, 2017 minutes, Dave Abbott seconds, motion carries.

NOBLE COUNTY PUBLIC DEFENDER

Mr. Jim Abbs

Jim states that he needs a new board member to the Public Defenders board. Jim states that Andy Bell has been on the Public Defenders Board and Jim would like the Commissioners to appoint him and then the Board will appoint him as President of the Public Defenders Board. Dave Dolezal makes a motion to appoint Andy Bell, Dave Abbott seconds, motion carries.

Jim announces that as of June 2017 the Public Defenders re-imbursement to the County's General Fund has reached \$2,000,000.00

CHAIN O LAKES CORRECTIONAL FACILITY

The next meeting of the Community Advisory Board will be held on Thursday September 14, 2017 @ 10 am.

PAYROLL

Payroll from July 7, 2017 through July 20, 2017 and July 21, 2017 through August 3, 2017 Dave Dolezal makes a motion to approve payroll, Dave Abbott makes the second, motion carries.

HIGHWAY

ZACH SMITH

MARK GOODRICH

Driveway Permit

Mark states that they are requesting a second driveway permit on 800 N just West 100 W. This is to help with transportation in and out for this farm. Dave Abbott asks about site issues, Mark states there are none. Dave Abbott makes a motion to approve the driveway permit for Wysong Farms, Dave Dolezal seconds, motion carries.

Mark states that they finish chip and sealing on the Wolf Lake Road. All went well.

Bridge Inspections

Zach talks about the Bridge Inspection report

Bridge 147 has 2 vouchers one is for the right away. Dave Abbott makes a motion to approve the purchase of the right away in the amount of \$640, Dave Dolezal seconds, motion carries. Dave Abbott makes a motion for the cost of \$10,659.30 for the bridge inspection.

Zach goes over the list of Bridge items on various updates.

Dave Dolezal makes a motion to accept the easements for bridge #135, this includes 2 legal descriptions. Dave Abbott seconds, motion is carried.

Baseline Road still waiting on a Purchase Order from INDOT, this is at the State level now.

Community Crossing is very competitive over 2500 applications. Zach did ask Dave Ober to write a letter in support of Noble County. No word on this grant yet.

Claims that had been approved via email since the purchases needed to be made prior to the meeting of the commissioners. Zach feels that with Randy (the new mechanic) in place that raising the amount from \$2,500 to \$5,000 or \$10,000 would save the time of us continuing to beat on the door. Dave Dolezal makes a motion to allow the shop foreman to purchase up to \$5,000 without prior approval, Dave Abbott seconds, motion carries. Denny states that to up the amount we need to adjust the ordinance 2012-04 that is in effect at this time. Zach will check into this and have a new ordinance done up prior to the next meeting.

Zach states that we received a bill from Frontier for the amount of \$13,000. Zach feels that the utility company should have marked this better. We did hit the wires on the other side that they had neglected to mark. Zach states that the utility company states they had picture, the pictures appeared to be of another marking. Zach states he will be holding his ground on this. He does not feel that this is our error but the error of the utility company.

Zach brings up an issue with a property owner in Buena Vista that states that the buses are turning and going too fast and cutting into his right away. Zach will continue to work with the property owner and the schools and see if this cannot be worked out.

I & M EASEMENTS

Discussion on the easement paperwork that I & M sent in to be signed. Denny states that some are already owned by I & M. (9:40) Dave Dolezal makes a motion to approve the transmission line rebuild project easement # 40, #42, #44, Dave Abbott seconds, motion carries.

DELBERT SMITH/REFERENCE BLACK PINE PURCHASE

Delbert states he hears we are looking to sale some property at the 4-H Park and he would like to get on the list to buy it. This was information only.

NOBLE COUNTY BUILDING INSPECTOR/NORM LORTIE

RE: unsafe housing
House on the South side of Knapp Lake on Park side Dr., Norm has some recent photos (L.H.). Norm states the gentleman who owns this actually lives in Warren IN. He states he wants to tear it down, but nothing has happened. The first complaint that Norm received was 2 years ago. Norm feels it is time to put some teeth in this complaint. Owner realizes it needs demo'd but he has made no attempt to follow through. Norm would like to set a hearing date with the Commissioners and get this started. A hearing will be set for September 25th @ 10 am.

Recessed @ 9:55 am.

Reconvene @ 10:03

SPILLMAN

RE: RMS System Noble County Sheriff's Department

Newel Cusick
Cameron Housley
Scott Cole
Tom Lock
Doug Harp

Doug states that they had met with NC Council and they had agreed to fund the Spillman Program.

Doug states we are now at the Contractual end of the Spillman contract. Denny has received this and has had a chance to review this. Denny asks about the lease and that there is no pre-payment penalty and Denny states that there is nothing in this. Spillman states that they will get something in writing about this. Denny wants us to be able to pay off early if needed and he wants it in writing that we can without penalty.

Denny will be meeting with Spillman and the other agencies to get all agreed contributions in writing. Doug states that all police agencies are on board with the cost of purchase and the yearly maintenance. If we pay this off within the first 4 years we would save roughly \$150,000. Denny does not want anything signed until they have changed the early payoff stipulation.

Spillman would like the commissioners to sign the contract with Spillman now this is not the lease agreement. Dave Dolezal makes a motion to approve the contract for Spillman Public Safety service, Dave Abbott seconds, motion carries.

CLAIMS TO BE PAID ON AUGUST 14, 2017

Dave Abbott makes a motion to approve the regular claims in the amount of \$733,333.51, Dave Dolezal seconds, motion carries.

Dave Dolezal makes a motion to approve utility claims for July in the amount of \$379,825.22, Dave Abbott seconds, motion carries.

SYLVAN LAKE STREAM GAGE AT ROME CITY

Dave Abbott makes the motion to approve the contract @ \$2,000, Dave Dolezal seconds, motion carries.

SRI CONTRACT

This does not cost the county anything, the cost of service is applied to the property when it sells. Dave Abbott makes a motion to approve the contract, Dave Dolezal seconds, motion carries.

BTS BUILDING TEMPERATURE SOLUTIONS, LLC

Cost per year for this service is \$11,176.00. Dave Abbott makes the motion to approve, Dave Dolezal seconds, motion carries.

SPILLMAN CONTINUES


Spillman brings forth the lease with the changes that the Commissioners requested. Denny states that this all looks good. Dave Dolezal makes a motion to approve the lease agreement for 7 years with the wording that it can be paid off early with no penalty. Dave Abbott seconds, motion carries.

ADJOURNMENT

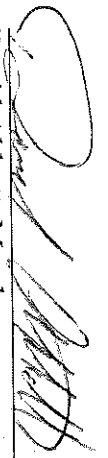
This session of the Board of Commissioners of Noble County was at approximately 11:00 A.M. recessed from day to day until August 28, 2017.



Gary D. Leatheman, President



David J. Dolezal, Vice President



David Abbott, Member

ATTESTED: 

Tonya L. Marks, Auditor