

**MINUTES OF A REGULAR SESSION OF THE  
BOARD OF COMMISSIONERS HELD August 24, 2015**

Comes now the hour of 8:30 A.M. on the 24<sup>th</sup> day of August, 2015, 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  
David J. (Dave) Dolezal, Vice President  
Chad Kline, Member

Also present were:

Jacqueline L. Knafel, County Coordinator  
Tonya L. Marks, Noble County Auditor  
Dennis Graft, County Attorney  
Joyce Council on Aging  
Zack Smith  
Mark Goodrich  
Norm Lortie  
Dennis Ringler  
Renee Ott  
Doug Harp, Noble County Sheriff  
Carla Linville USI Insurance  
Jody Kinsey USI Insurance  
Jason Semler, Umbaugh  
Lisa Lee, Ice Miller  
Kathy Strange, Deputy Assessor  
Shelley Mawhorter, Noble County Clerk

***COUNCIL ON AGING***

Joyce from the Council on Aging is present to get the commissioners signature for the new van purchase. Dave Dolezal made a motion to sign the IDOT contract invoice for the minivan in the amount \$27,409.00. Chad Kline seconded the motion. Motion carried 3-0.

***ORDINANCE***

Jackie Knafel, County Coordinator, had been approached about usage of golf carts around the lakes. Jackie had contacted the highway department as well as the sheriff's department concerning the legality of usage. She was told that unless there is an ordinance for the usage of golf carts then it is illegal to operate them on any highway. Jackie was able to obtain a copy of Rome City's and Albion's ordinance but after some discussion the commissioners decided to not move forward with the adoption of any ordinance dealing with golf carts.

***HIGHWAY***

Mark Goodrich is present to discuss the following highway business:

- Utility Permits - the following utility permits were approved with a motion coming from Chad Kline and being seconded by Dave Dolezal. Motion carried 3-0.
  1. Ligonier Telephone Company
  2. Noble REMC
  3. NIPSCO
  4. Centurylink
  5. United Telephone
- Mark is also report that the motor on broom needs rebuilt. He cannot get an exact quote until the work begins and they discover the needs but an estimate of between \$4,500 and \$6,000 was given. Chad Kline made a motion to approve the rebuilding of the motor not to exceed \$6,000.00. Dave Dolezal seconded the motion. Motion carried 3-0.
- A repair to Truck #18 power divider was given in the amount of approximately \$3,200.00. This is an older truck but Mark would like to keep as a spare tandem. Chad Kline made a motion to approve the repair for truck 18. Dave Dolezal seconded the motion. Motion carried 3-0.

- Mark is also requesting permission to purchase 9 deflectors at a cost of \$3,555.00 for use this winter. Chad Kline made a motion to approve if the funding is available by the end of the year. Dave Dolezal seconded the motion. Motion carried 3-0.
- Construction update - Mark reported the following road construction update
  1. By Tuesday or Wednesday the road construction for the year should be complete.
  2. On Thursday work will begin on 300 S from Old 3 to SR 3.
  3. Providing that the GeoGrid is delivered by next week, patching will begin on 650 W.
  4. The Highway department is waiting on delivery of a large culvert so that work on 900 N can begin.

Zack Smith, Highway Engineer, reported the following engineering business:

- The new wheel loader has been delivered and invoice was given to the Auditor's office for payment.
- Bridge Inspection – Zack had a LPA voucher for preliminary engineering needing the commissioner's signature. Chad Kline moved to approve the LPA voucher. Dave Dolezal seconded the motion. Motion carried 3-0.
- Local Bridge Plan – Zack is working on the Local Bridge Plan and indicated that the county has 5 bridges that need attention and will be developing a plan for replacement.
- Quotes for striping - 3 bids were received for road striping:
  1. Road Safe - \$450.00 Mobilization and .080 LFT
  2. Airmarking Co - \$750.00 Mobilization and .090 LFT
  3. Three Rivers Barricade & Equipment - \$600.00 Mobilization and .070 LFTChad Kline moved to approve the lowest bid which was Three Rivers Barricade for the project. Dave Dolezal seconded the motion. Motion carried 3-0
- Speed counters are out and the county is about half way done with the speed study.
- Cracksealing is scheduled to start in September.
- With funding approved by the council for the 2016 calendar year in the CEDIT budget, Zack is asking permission to proceed with the ordering of a new tandem truck to be delivered and invoiced in 2016.

#### ***RIGHT OF WAY DEDICATION***

A road right of way adding 10 feet to the right of way was approved for Elliot on 700 W with a motion from Dave Dolezal and a second from Chad Kline. Motion carried 3-0.

#### ***UNSAFE HOUSING***

Norm Lortie, Building Inspector, was present to discuss the following unsafe housing issues:

- Kimmell, Indiana property owned by Barrios (Sanchez) – Norm reported that a permit had been obtained to put a new roof on the property but had also added square footage on to the home. Norm reported that he had placed a “stop work order” on the property and had try to contact the owner and had not yet been able to talk with them. With this information Chad Kline made a motion to revisit the issue on September 28, 2015 at 9:30AM. Dave Dolezal seconded the motion. Motion carried 3-0.
- Ringler Property - Norm had pictures of the progress that has been done to this property. Lean-tos have been removed and debris and trash has been removed. Dennis Ringler is also present for the discussion. Chad made a motion to extend time until June 13, 2015 at 9:30AM for the progress report. Dave Dolezal seconded the motion. Motion carried 3-0.
- Diehl Property - Norm reported that the structure had been removed filled in and seeded. In his opinion the work is complete and case will be closed.
- Ott Property - Norm has been to the location and inside the home. The structure has been striped to the walls and carpet and ceiling tiles have been removed. Renee Ott reported that she was now having issues finding a company to inspect the home. The commissioners suggested that she contact the health department for a listing of companies that will test the property. Chad Kline made a motion to continue this case until November 23, 2015 at 9:30am. Dave Dolezal seconded. Motion carried 3-0.
- Burkhart Property – Norm had reported that he had received a written complaint in June about this property. Norm has gotten no response when he tried to contact the owner. In July a notice was sent by certified mail and that was also unclaimed. Norm has checked with the utilities and there is no electricity and no water at this location. Norm is asking for a condemnation hearing to be set. Chad Kline made a motion to set 09/28/15 at 9:30AM for the hearing. Dave Dolezal seconded the motion. Motion carried 3-0.

***SHERIFF***

Doug Harp, Noble County Sheriff, is present to discuss the flooring contract. Doug indicated that an updated contract came in about \$2,000.00 more than the original estimate. Doug told the commissioners that the additional money would come from his commissary fund. Doug did not have the contract in hand for signing at this time. Doug also updated the commissioners on the prospect of changing the lighting at the jail to LED. He indicated that it would be quite expensive but will save money in the long run.

***USI HEALTH INSURANCE***

Carla Linville and Jody Kinsey from USI Insurance were present to discuss health insurance with the commissioners. This is our current agent and they indicated that Signature care discount is about 43%. We could have the option to go to an elite program and save an additional 8% to 9% but we would lose our grandfather status. There is even an EPO program that would give us an additional 15% discount. They cautioned the commissioners about the Medicare plan and indicated that in discussion with Parkview they indicated that they would not accept this and would balance bill the employees. They also wondering if this Medicare plus program will be a qualified plan per the affordable care act or allowable by the IRS. The two were asked about the grandfather clause and both indicated that keeping grandfather status is not nearly as important as it once was. So many of the requirements anymore are required whether you are grandfathered or not.

***Recess until 1:00 pm***

***BACK IN SESSION 1:00PM***

***LOAN***

Jason Semler from Umbaugh, Lisa Lee from Ice Miller, Zack Smith, Highway Engineer, were here to discuss bonding for the improvement to the garage area of the Highway department. Zack detailed the needs of the garage area of the department and the estimated 1.9 million that would be needed to complete the project. Our hope is to “piggy back” the current debt service that we currently have with the jail and then continue on into this highway project. Jason and Lisa will start the process with us to get this in place by the end of the year.

***CLAIMS***

Eleven pages of claims were reviewed by the Noble County Commissioners. The total claims amounted to \$627,737.51. Claims were approved with a motion from Chad Kline and a second from Dave Dolezal. Motion carried 3-0.

***PAYROLL***

After reviewing 5 pages of payroll totaling \$338591.66 for 07/24/15-08/06/15 dated August 20, 2015 and 5 pages of payroll totaling \$328,062.90 for 08/07/15 – 08/20/15 dated September 3, 2015, Chad Kline made a motion to approve the two payrolls. Dave Dolezal seconded the motion. Motion carried 3-0.

***CORRESPONDENCE***

Gary Leatherman had received correspondence declaring the week of August 23- 28 YMCA week.

IDEM – Air Quality control - Kraft

Noble County Clerk’s monthly report for Gavel as well as CSI – duly entered

Noble County Treasurer’s monthly report – duly entered

***ASSESSOR***

Kathy Strange, Deputy Assessor, came before the commissioners concerning the contract with Midwest Presort. Kim Miller, Noble County Assessor, had reported an amount of \$10903.08 in the discussion that had taken place at a previous meeting but Kathy indicated that this was an amended amount of \$11323.00. Chad Kline made a motion to accept the amended amount with a second coming from Dave Dolezal. Motion carried 3-0. Kathy will get the contract from the company for signatures today and return.

***MINUTES***

Minutes of the previous meeting were read and approved as corrected with a motion from Chad Kline and a second from Dave Dolezal. Motion carried 3-0.

***WEIGHTS & MEASURES***

Gary Leatherman reported that he had received a call from Rick Wysong, Weights & Measures inspector and he was going to have neck surgery and would be off 2-6 weeks with this surgery.

***JOB TRAINING***

Chad Kline told the group that the commissioners were being asked to sign a letter from the commissioners that would be sent with a grant application for incumbent job training. Chad made a motion to allow Gary to sign the letter when available. Dave Dolezal seconded the motion. Motion carried 3-0.

***CLERK***

Shelley Mawhorter, Noble County Clerk, came before the commissioners to ask permission to buy 3 5 drawer lateral files with locks. This will be used for storage on the 4<sup>th</sup> floor for her department. This would be at a cost of around \$625.00 each. Dave Dolezal moved to approve the purchase with a second coming from Chad Kline. Motion carried 3-0.

***LEASE***

A lease for the building owned by Doc's Hardware and occupied by the Public Defender was received for signature. Chad Kline moved to sign the lease. Dave Dolezal seconded the motion. Motion carried 3-0.

***Motion to recess 1:55pm to go back to the executive session.***

***Back in session 3:10PM***

***EMPLOYEE ISSUE***

In reference to the executive session that was held earlier today, Dave Dolezal made a motion to allow Ed Huelsenbeck to continue employment with the Noble County Highway under the following conditions:

- Ed will have 10 days off without pay beginning 08/21/15 through 09/03/15.
- Ed will be placed on probation as far as 0 tolerance to any violation of the Noble County Employee Handbook for a one year period beginning 08/21/15.
- Ed is to begin anger management classes at his expense and must show proof of enrollment of said classes prior to returning to work on September 4, 2015.
- Ed must also show proof of successful completion of said anger management classes once completed.
- Ed will return to the Noble County Commissioners on October 26, 2015 at 7:30AM in executive session for review of actions.

Chad Kline seconded the motion. Motion carried 3-0.

***FINDINGS OF FACTS***

Vacation of public way Findings of Facts, Conclusion & Orders was signed for the Marrs/Hill vacation.

***BUILDING DEPARTMENT***

Chad Kline made a motion to sign the Public Official Bond for Norm Lortie. Dave Dolezal seconded the motion. Motion carried 3-0. Jackie will send original to the recorded for recording and a copy to Norm Lortie for his records.

***LEASE AGREEMENT***

The lease agreement was received from the Schmidt/ Willett property allowing Mrs. Schmidt to continue to live in her home recently purchased by the county until the home she has purchased has been remodeled. Dave Dolezal made a motion to sign the lease with a second coming from Chad Kline. Motion carried 3-0.

**ADJOURNMENT**

This session of the Board of Commissioners of Noble County was at approximately 11:30 A.M. recessed from day to day until the 12<sup>th</sup> day of January, 2015.

\_\_\_\_\_  
Gary D. Leatherman, President

\_\_\_\_\_  
David J. Dolezal, Vice President

\_\_\_\_\_  
Chad Kline, Member

ATTESTED: \_\_\_\_\_  
Tonya L Marks, Auditor