

**MINUTES OF A REGULAR SESSION OF THE
BOARD OF COMMISSIONERS HELD JANUARY 3, 2012**

Comes now the hour of 9:26 A.M. on the 3rd day of January, 2012, 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:

Joy Y. LeCount, President
Jack W. Herendeen, Vice President
David J. (Dave) Dolezal, Member

Also present were:

Marion S. Cavanaugh, Deputy Auditor
Dennis Graft, County Attorney
Jacqueline L. Knafel, Auditor
and Bob Braley & Scott Perry, News Media

ADJOURN 2011 AND CONVENE 2012

Dave moved to adjourn the business for the 2011 Noble County Board of Commissioners. Jack seconded the motion and it carried, 3-0.

Auditor Jackie Knafel opened the 2012 session of the Noble County Commissioners and opened up the floor for nominations for President. Dave moved to retain Joy as President. Jack seconded the motion and it carried, 3-0.

Joy opened the floor for vice-president. Jack nominated Dave to be vice-president. Joy seconded the nomination and moved that the nominations be closed. The motion carried, 3-0.

2012 ANNUAL APPOINTMENTS

After having reviewed the list of appointments from 2011 and each Commissioner being satisfied with their appointments, Dave moved to keep the annual appointments the same as they were last year. Jack seconded the motion and it carried, 3-0.

ALCOHOLIC BEVERAGE BOARD – Hertha Meyer
BUILDING INSPECTOR - Richard Adair reappointed by a motion made by Jack and seconded by Dave which carried, 3-0. (Missed in 1st meeting last year)
CHILD PROTECTION SERVICES – Jack Herendeen
COMMISSIONERS ATTORNEY – Dennis Graft
COUNTY EMERGENCY MANAGEMENT AGENCY (EMA) – Dave Dolezal
DISTRICT PLANNING COUNCIL – Mitch Fiandt and Mick Newton
DRUG FREE NOBLE COUNTY- Dave Dolezal
E-911 –Jack Herendeen

EMA – Dave Dolezal

EMS ADVISORY COMMITTEE – Joy LeCount

HEAD CUSTODIAN – Phil Jacob

HIGHWAY SUPERINTENDENT - Mark Goodrich reappointed by a motion made by Dave and seconded by Jack, which carried, 3-0.

MAUMEE RIVER BASIN COMMISSION – Dave Dolezal

NEISW (NORTHEAST INDIANA SOLID WASTE DISTRICT) – Jack Herendeen.

NOBLE CO. ECONOMIC DEVELOPMENT CORP. – Joy LeCount

NOBLE CO. ECONOMIC DEVELOPMENT TRUST ADVISORY – Jack Herendeen

NOBLE COUNTY CONVENTION & VISITORS BUREAU - Sam Boggs was appointed 11/28/11 - One more appointment needed yet.

NORTHEAST DISTRICT MANAGEMENT - Jack Herendeen

PLAN COMMISSION – Joy LeCount

PLAN COMMISSION – No known re-appointment needed.

PTABOA - Bill Schnepf, Jr. & Dave Button (George Clifford originally appointed but the appointment was withdrawn later in this meeting per the request of the Assessor because George resigned in the middle of last year and Bill Schnepf, Jr. was then appointed to replace him).

REGION 3A – Dave Dolezal

ST. JOSEPH RIVER BASIN COMMISSION – Jack Herendeen

SOLID WASTE MANAGEMENT DISTRICT - Jack Herendeen

VETERANS SERVICE OFFICER – Michael Clouse

WE CARE CLINIC BOARD – Joy LeCount

WEIGHTS & MEASURES – Arthur Buchanan

WOOD LAND & LAKES, RC&D – Dave Dolezal

WORK FORCE ONE – Joy LeCount

**HIGHWAY BUSINESS – MARK GOODRICH,
SUPERINTENDENT & CHARISSE WOLF, SECRETARY**

UTILITY PERMIT #034-11

Mark presented permit #UP-034-11 from Frontier Communications for work on S CR 800 E between W CR 500 S and CR 400 S, (H.I.).

VOMAC - CREDIT

Jack said he had questioned the VOMAC claim the last time claims were done, and a \$1700.00 - \$1800.00 mistake was made. Mark said Marc Fisher (Bookkeeper) had called and checked into the claim, so we have between a \$1700.00 and a \$1900.00 credit with them now. This was in regards to testing and analysis on some trucks.

**INDOT – COUNTY ROAD INVENTORY LIST RE:
MILEAGE CERTIFICATION CHANGE REQUEST**

Charisse said she had talked to Eric Rader with INDOT on December 29th and he told her that if she got him a list of all of the county roads that were not on the road inventory by the 31st

that he would submit it and start working on it so we could start collecting money on the roads, (H.I.). She said she had a partial list and she hurried and came up with a list. She said some of the roads have mileage on them and some of them don't, and that is because she requested changes in the state road inventory number so that hopefully we can have a number for each road. Charisse gave an example of 200 N, Long Lake Road, 175 N, River Road W, River Road N, and River Road north to the city limits all having one state inventory number. She told how confusing it gets, especially when doing accounting.

Jack said he thought the EMS wanted some of the changes to the addresses for their numbering system.

Charisse went over the paperwork she had submitted to the Commissioners. There was discussion about the roads that were being added to the existing list of roads that the county maintains.

Dave asked if we were talking about 7.2 miles of added road. Charisse said that is the number she came up with.

Jack pointed out a dead end road at 450 that he said the county had never maintained. Charisse said she asked the guys who do the work in that area, and they said they maintain it. Jack asked Charisse to check on it again. Charisse said she would.

Joy said as a result of the notice Charisse received and the fact that it had to be done by the end of the year she went ahead and signed the letter. She asked that the letter be approved after the fact. Dave moved to approve the letter. Jack seconded the motion and it carried, 3-0.

Joy talked about how the county took title to Bodenhafer Drive from the tax sale. She said when that was originally developed the developer dedicated roads to public use and named the Noble County Highway Department as the recipient instead of to the County.

Charisse said before, we had to show copies of minutes showing when the roads were accepted into the county road system. She said the State found that many counties had problems finding that information, and they said that as long as a figure head (such as the Commissioners) stated that the roads were on routine maintenance, then the State would accept the letter instead of the date which the roads went into the road system.

Joy thanked Charisse for the work she did on the road inventory list on such late notice.

LPA CLAIM VOUCHER RE: BRIDGE INVENTORY

Mark presented an LPA claim voucher for the Bridge Inventory project, (H.I.). Jack moved to approve the voucher. Dave seconded the motion and it carried, 3-0.

ESTIMATE FOR PARTS FOR DURA PATCHER THAT WAS DAMAGED BY FIRE

Mark presented an estimate for parts for the Dura Patcher that was damaged when another Dura Patcher caught fire, (H.I.). The total estimate for the parts was \$1,691.13. Mark said he had talked to the insurance agent that had been handling this case, and he has to get estimates to see what the value of the patcher that had the most damage is before he makes a commitment on whether to repair it or replace it. Jack asked if the one with the most damage was the newer of the two. Mark said it was. The estimate for parts for the one with the most damage is \$12,196.45 with an estimated labor cost of \$2,800.00.

Jack asked Mark if they quoted a price on what a new one would cost. Mark said they didn't. Jack said when the Commissioners were at Road School last year, he thought they were told the cost of a new one was about \$42,000.00.

WATER PROBLEM ON 800 E

Joy said she thought they got the water problem on 800 E solved. Mark said they did. He said there is a little puddle there on one edge yet but the property owner is happy and he was very good to work with. There was discussion that there was 50 – 60 feet of 8" pipe taken out that is going to be replaced, and the owner is going to cut down any trees that would cause root problems in the future.

PROBLEM AT LUTHERHAVEN

Jack asked that Mark work with the people at Lutherhaven on the water problem they have with their turnaround. Mark said he was back there yesterday and the water is off the road on all but the edges, but if we get another rain they will be right back where they were. He said he and John had talked about going in with a back hoe and taking it from the lake to just beyond our property line and get it low enough to put a stand pipe in there. Mark said if they would want to tie onto the standpipe they could put some tile in and do that.

J & K COMMUNICATIONS - INVOICE RE: RADIO INSTALLATION AND EQUIPMENT

Mark presented an invoice in the amount of \$1,437.25 from J & K for getting the radios installed in the new building and getting everything set up for the office area. Mark asked if it could be tied in with the expense on the rest of the building and come out of that fund instead of the Highway Departments radio fund. Joy said that would be the Cum Cap Fund.

Jack asked if the radios are working alright since we have switched over. Mark said there are some radios that still need to be installed in the trucks, so they are still on analog. He said they are good as far as communications are concerned, and they will get the radios installed in the trucks.

Joy asked Jackie, the Auditor if the invoice from J & K could be paid from the Cum Cap fund. Jackie said she would ask the Council this afternoon.

LEAK/MOISTURE BARRIER

Jack asked if the moisture barrier had been taken care of. Joy said she hoped to have an answer by next week on what they (?) are proposing to do. She said Romary called when she wasn't in, and she would make contact with them this week. Joy said condensation is the problem. Dave asked if it is at the entrance between the break room and the new room we built. Mark said that is where it first showed up. Joy said it is dripping right in the doorway, out on the garage side. Mark said it is getting the insulation wet, so eventually it will get into the ceiling.

Joy said the recommendations are to try to get some sort of exhaust going to get the moisture out of there, and also out in the garage; to spray foam on the exterior wall between the

offices and the garage; and to spray the roofs. She said that is the first recommendation and it is coming from Kuzon.

Mark said they are talking about hooking up the vents to where they are on an automatic timer and they would vent for two hours, and he would really struggle with that. He said that is the most expensive place to heat and if they would draw air out of there for two hours, it would be astronomical to heat. Mark said when the vent on the west end is turned on you have to open the garage door, so there is a lot more involved in that than them just hooking up a timer.

Joy said if we don't address it soon, it will drip down through the ceiling of our new renovation and we don't want that to happen.

PURCHASE OVER \$500.00 - PLOW SHOES

Mark said they found some plow shoes a little cheaper than what we have been paying, and he would like to purchase 20 of them at a cost of approximately \$90.00 a piece. He said they are for the big side plows they put on the front of the trucks. Jack moved to approve the request. Dave seconded the motion. Mark said that is about \$20.00 a piece cheaper than what we had been paying for them. Joy asked Mark to make sure we are comparing apples to apples on the plow shoes. The motion carried, 3-0.

PURCHASE OVER \$500.00 - ENGINE OIL

Mark said the Highway Department needs to order 200 gallons of engine oil from Brown & Sons. The Commissioner agreed unanimously to approve the purchase.

REQUEST FOR PURCHASES OVER \$500.00

Joy said she and Marc Fisher, Bookkeeper at the Highway Department had talked about the purchases over \$500.00 being pre-approved, and how it is difficult to do if something happens in the middle of the week. She asked Jack and Dave to give some thought on whether they would like to set a different amount required by the Highway Department.

W.A. JONES - TRUCK #14

Jack asked about truck #14. Mark said they got the truck back. He said they put \$3,000.00 into the electronic system.

Mark said he got some information on a joy stick for the trucks. He said they typically keep one around because they tend to be the most prone to give out because of their constant use. Mark said a typical price is \$1,280.00 and the company said if we bought two of them they would sell them for \$1,154.00 a piece. He said we need to get one to have one in stock. Mark said there are two other components that we are starting to have trouble with, and he was wondering if it might be smarter if we could group three different components together and get a better deal, and then have one of everything in stock. He said when the electronics shut down, the trucks are worthless to us.

Mark said there is another truck that has a unit in the cab that the switches are in. He said the on/off switch went bad on it and they had to have that rebuilt at a cost of \$400.00. Mark said because it is a sealed unit they couldn't get in to change a \$10.00 switch.

Jack asked, in looking down the road, if we could go back to the old style trucks without all of the electronics in them.

Mark said he wished we would have gone with the cable systems on the bed and the plow systems. He said they aren't perfect, but if they break you put a new one in and go on down the road. Mark said he would call and ask, but he didn't think it would be easy to revert back to that. He said they do still make cable systems, but he never worked with them when they were on the trucks.

PURCHASE OVER \$500.00 - EGR VALVES

Mark said they have EGR valves going bad on three of the trucks. He said Kyle checked on the price of them, and they are between \$900.00 and \$1,000.00. Mark said Kyle was told if we buy four of them, they would take off almost \$200.00 a piece.

Jack moved to approve the purchase of four valves. Dave seconded the motion and it carried, 3-0.

TRASH CANS IN DITCHES

Dave asked Mark if there is a problem with trash cans being stored in ditches. Mark said there are a lot of them that end up in the ditches on garbage day, but he didn't know of any problems where they are always in the ditch. Dave told Mark he knows of a place where there is one stored in the ditch, and he said he thought it would obstruct the flow of the water.

SUMMIT LAKE - POSTS ALONG ROAD

Jack said someone had placed posts along the road at Summit Lake, and they are in front of where we would put our sign posts. He asked Mark to take a look at this issue if he got down there. Jack said he is afraid that a snow plow might go through that area and take the posts out.

BUCKET TRUCK BODY HARNESS

Dave asked Mark if he was going to purchase another body harness for the bucket truck. Mark said he was going to and Kevin had gotten him some information on it. He said it takes a lot to re-adjust the harnesses, and there is a big difference in size of the men that use it. Joy asked if the men had taken the bucket truck training. Mark said they had and they are certified.

COUNCIL ON AGING – GRANT FOR VANS

Greg Parker from the Council on Aging came before the Commissioners to inform them that there was some Tier One money left over from a 5211 grant, and the Council on Aging was awarded a van from that money. He said they would get a small van that would seat three wheelchairs or nine ambulatory patients. Greg said this van will be paid for at 100%, where the Council on Aging usually has to provide 20% of the cost.

Dave asked if there is ever any consolidation between counties if we are taking someone to Indianapolis and another county needs to take someone to Indianapolis. Greg said they will do that, but it is very rare that two counties would have patients going to Indianapolis on the same day. He said he knows of one occasion where there was a consolidation like that.

Jack moved to approve the paperwork. Dave seconded the motion and it carried, 3-0.

PTABOA BOARD APPOINTMENT

Kim Gephart, Noble County Assessor came before the Commissioners to ask that they re-appoint Dave Button and Bill Schnepf, Jr. to the PTABOA Board. Jack moved to approve the appointments. Dave seconded the motion and it carried, 3-0.

STEVE CLOUSE, PROSECUTOR – ERS SECURITY WORK PAID FOR BUT NOT DONE – CARPET CLEANING

Steve said the bills all got paid for the security system, and the work had not all been done. He said he made a phone call last week and he thinks they are very clear on his position and will work much harder than before. Steve said they started this before Thanksgiving, and the timeline has not even been close to what was advertised.

Joy asked about who is doing the work. Steve said it is ERS Automation out of Columbia City. He said the bills got paid without him or Jackie knowing about it. Steve said the work is supposed to be done by Friday of this week. Joy found the claim that had been paid and the total amount paid was \$8,328.87.

Steve said that Phil (Head Custodian) was getting estimates for carpet cleaning. He said they are going to be doing some configuring of their work stations, and he would like the cleaning to be held off until after that is done. He said he would talk to Phil (Head Custodian).

100-R FORM

Jackie said she needs to turn in a 100-R form each year stating the names, addresses, duties and compensation of Public Employees of the Noble County Commissioners, (H.I.). Dave moved to approve the form as presented by Jackie. Jack seconded the motion and it carried, 3-0.

CLAIMS TO BE PAID 1/03/12 APPROVED

After reviewing the claims to be paid today's date, Dave moved to approve them. Jack seconded the motion and it carried, 3-0.

WEAVER BOOS CONSULTANTS – INVOICE & REPORT RE: GROUNDWATER SAMPLING AT THE LANDFILL

The Commissioners received an invoice in the amount of \$2,850.00 for the August 2011 groundwater sampling at the landfill, as well as a Statistical Evaluation Report for said sampling, (H.I.). (See landfill file for report).

**BONDS APPROVED – STEVE KIRKPATRICK, PLAN
COMMISSION DIRECTOR; CANDY MYERS, CLERK;
DIANN BORTNER, TREASURER; & STEVEN CLOUSE,
NOBLE COUNTY PROSECUTOR**

After reviewing the above referenced bonds, Jack moved to approve all of them. Dave seconded the motion and it carried, 3-0.

**LOGO INDIANA - INTERNET COLLECTION
SERVICES RE: TAX CERTIFICATE SALE**

The Commissioners received a copy of a letter from Local Government Online Indiana, LLC (LOGO INDIANA) to Diann Bortner, Treasurer regarding an agreement LOGO had prepared to offer credit/debit and eCheck online payments to winning bidders at the Tax Certificate Sale, (H.I.). Joy said there is no cost to the county for the agreement because any costs would be absorbed by the person using the service.

Dave moved to approve the agreement. Jack seconded the motion and it carried, 3-0.

**GOVERNMENT FIXED ASSET SERVICES, INC. -
ASSIST WITH UPDATING CAPITAL ASSETS FOR 2012**

The Commissioners discussed the agreement with Government Fixed Asset Services Inc. that the Auditor had talked to them about at their last meeting, (H.I.).

Jack said that Jackie wanted to go with them for one year. He moved to approve the agreement. Dave seconded the motion and it carried, 3-0.

**IDEM – ESSEX GROUP, INC. IN
KENDALLVILLE - PERMIT RENEWAL**

The Commissioners received notice from IDEM of the above referenced renewal, (H.I.).

DOWNEY INSURANCE – BUCKET TRUCK SAFETY

The Commissioners received notice from Frank Smith with Downey Public Risk Underwriters, stating that they had conducted Bucket Truck Safety training for the Highway Department employees, (H.I.). Frank said wheel chocks should be obtained to prevent the bucket truck from moving while being parked on an incline, and a second full-body harness should be obtained and used to accommodate smaller framed employees when using the bucket truck.

**CERTIFICATES OF INSPECTION – COUNTY
JAIL & HIGHWAY DEPARTMENT**

The Commissioners received copies of Certificate of Inspections for four boilers at the jail and one air tank at the Highway Department, (H.I.). The originals were sent to the corresponding offices.

RESOLUTION 2012-01 – MEETING DATES

Joy read the resolution to establish the meeting dates aloud. Dave moved to approve it. Jack seconded the motion and it carried, 3-0.

**LANDFILL - LEACHATE DISPOSAL RECORD
& SITE INSPECTION FORM**

Joy said the Commissioners need to submit to IDEM, a record of the total of the leachate that we disposed of for the year (2011). She said IDEM also wants us to prepare and submit a semi-annual report of inspection of the landfill like the Soil & Water Conservation used to do for us. Joy said she has several examples of documents. She said she would work on a form to send to IDEM to show them what we are going to use.

ADJOURNMENT

This session of the Board of Commissioners of Noble County was at approximately 11:34 A.M. recessed from day to day until the 9th day of January 2012.

Joy Y. LeCount, President

David J. Dolezal, Vice President

Jack W. Herendeen, Member

ATTESTED: _____
Jacqueline L. Knafel, Auditor