

**MINUTES OF A REGULAR SESSION OF THE
BOARD OF COMMISSIONERS HELD MARCH 5, 2012**

Comes now the hour of 9:18 A.M. on the 5th day of March, 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
David J. (Dave) Dolezal, Vice President
Jack W. Herendeen, Member

Also present were:

Marion S. Cavanaugh, Deputy Auditor
and Bob Braley & Scott Perry, News Media

Absent was:

Dennis Graft, County Attorney

**DAVE BAUM, IT – WIRING AT SOUTH COMPLEX –
SPACE FOR IT PERSONNEL & EQUIPMENT**

Dave Baum came before the Commissioners to update them on what will be needed as far as data wiring at the South Complex due to the Health Department moving upstairs. He presented an estimate of the materials that will be needed and the cost of the materials, (H.I.). Dave said he used the drawings supplied to him from employees at the South Complex as to where the desks would be, etc. He said he added a few additional phone hookups where the drawing showed there could be another desk in the future. Dave said he did not evaluate the power jacks. He said there are a few places that need to be addressed, and that would require an electrician. Dave said the data wiring is more than the IT employees can do because of the time consumption.

Joy asked if it is both phone and data lines they will be running. Dave Baum said since the phone becomes a data system, it is all data lines.

Joy asked Dave Baum if he put X's on the drawings they gave him. Dave said they put the marks where they wanted things, and then there were a few places where he thought we needed one on the opposite wall too. Joy asked Dave to get the Commissioners a copy of the drawings.

Dave Baum also told the Commissioners about the need for more space for IT. He said they have equipment stored in various places, and he would like to have it all in one place. Dave said he needs more office space too. Joy asked if the Weber Road Annex would work. Dave said there is plenty of space there, but they would need to keep the county car out there, because they are going between buildings all of the time. He said they would still need some space in most of the buildings so if something needed worked on they would have a place to do it. When asked, Dave Baum said the Weber Road Annex would work, but they would have to travel more, because that is the smallest user base they have. He said he didn't want the IT employees all

stationed in different buildings because then they lose the interaction of being able to overlap each other and solve problems. Dave said if they could stay here and move GIS so he could have more office space that would work too. He said there is no good answer.

HIGHWAY BUSINESS – MARK GOODRICH & MIKE FITCH

UTILITY PERMITS

Mark presented the following utility permits: Permit #UP-003-12 from NIPSCO for work on E 450 S between E SR 205 and S Tamarack Street; #UP-004-12 from Frontier Communications for work on S CR 300 E between CR 400 S and CR 300 S at the Preston Liebeng residence; and #UP-005-12 from Noble REMC for work on CR 100 E between CR 400 N and CR 100 E/CR 125 E, (H.I.).

LPA VOUCHERS – BRIDGE #34 PROJECT – SIGN REPLACEMENT PROJECT – BRIDGE INVENTORY PROJECT

Mark presented LPA Claim vouchers for the above referenced projects, (H.I.). Mark said they started the Sign Project Thursday. Joy said they had been out and marked the signs prior to that. After some discussion, Jack moved to approve the LPA vouchers. Dave seconded the motion and it carried, 3-0.

TRUCK UPDATE

Mark gave the Commissioners an update on the trucks. He said Truck #9 is still down and Kyle is working on building a new wiring harness that will hopefully fix the problem. Mark said the parts have been purchased for truck #3 that had the damage from the snow plow coming loose. He said truck #42 which is his truck, is down with possibly a bad injector.

Mark said they purchased 10 more rims while they were on sale, and they have started dating the rims so they can get a better idea of the life expectancy of them. Joy asked if they are keeping track of how long the tires last. Mark said they haven't been, but he is going to have Charisse (secretary) start keeping track of everything so they can find out how much upkeep and repairs are costing us on each vehicle.

Mark said he checked on the broom that Jack had asked about. He said a pin came out and the plow started to slip off so the driver stopped, and with the pin missing they had to pull the springs off. Mark said nothing was broken. He said it was just a mechanical issue because the driver hadn't even been using the plow. Jack asked if it did anything to the mounting brackets mounted on the machine. Mark said it didn't.

GAS & FUEL BIDS

Joy asked if there was an escalation clause in the gas and fuel bids. Mark said there wasn't. He said the cost of the gas increases won't affect them.

DISCUSSION RE: MEETING AT HIGHWAY DEPARTMENT 3/14/12 TO DISCUSS ROADS

There was a brief discussion about what will be talked about at the meeting to be held at the Highway Department on March 14, 2012 regarding roads.

SIGN PROJECT

Mike said the sign project is under way and as far as he knows everything is going ok. He said he thought they had one or two townships already signed. Joy asked if we had to pick anything up yet. Mark said we hadn't. He said the last he heard was that they were replacing the signs that are on good posts, because their posts wouldn't be here until Tuesday of this week.

BRIDGE INSPECTION PROJECT – BRIDGE #12 PROJECT – BRIDGE #134 PROJECT

Mike said they are ready to print the manuals for the Bridge Inspection Project. He said the contract requires 8 hard copies and then they will give us some CD's. Mike said he didn't think that we need 8 hard copies. It was decided that Mike will ask for just 2 hard copies and the rest CD's. Mike said there is an interactive map on the CD that when you bring it up you can punch on the bridge and then the bridge data pages come up. He said he is going to try to get that incorporated into our GIS system.

Mike said Bridge #12 on 400 S west of 100 E needs to be posted for a 15 ton limit instead of a 20 ton limit. He said we need to take pictures of the bridge once the signs are installed so they can put it in the new manual.

Mike said he asked the consultant to give us updated estimates on the Bridge #134 project which he hasn't received yet. He said the project is going to require some additional right-of-way, and that is what he wants to know about.

OVERTIME BECAUSE OF WIND

The Commissioners asked Mark if they had any overtime because of the wind. Mark said they had one call out for a tree and two call outs for signs.

PAYROLL TO BE PAID 3/08/12 APPROVED

While reviewing the payroll from 2/10/12 - 2/23/12 to be paid 3/08/12 there was some discussion about the need to replace or not replace the Sheriff's Department employee in charge of Work Release that is retiring. Auditor Jackie Knafel was present, and she said she thought there were 5 – 8 people on work release and it does bring in quite a bit of money. Dave said he didn't want to do away with work release, but he thought maybe it didn't need a full time employee and possibly we could get some more road time.

Dave questioned the number of people that have take home cars at the Sheriff's Department. He said he just wanted to be sure that anyone that is stationed inside the jail doesn't have one. The Commissioners are going to check with the Sheriff.

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

CLAIMS TO BE PAID 3/05/12 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.

INSURANCE RENEWAL - BLACK & RAMER INS.

Jarrold Ramer came before the Commissioners to discuss the insurance renewal for the county. Dave asked Jarrold if he could get the Commissioners something that would give them an idea of how we are doing. Jarrold said he could get a copy of the loss runs which would show every single claim the county has had, and he could do a break down from that.

Joy asked about the county's liability if they rent a piece of equipment and hire someone that is good with that piece of equipment to operate it. Jarrold said if the person is a true sub-contractor they should have their own insurance. He said if they say the county was negligent in any way, it could get into the umbrella a little bit.

Joy asked if a couple of retired people want to do a small project, if their homeowner's policies would protect them. Jarrold said they wouldn't. He said the best thing to do would be to hire them as a part-time employee and then they would have coverage.

Jarrold said they did a quick break-down on the renewal which he provided, (H.I.). He reviewed the break down with the Commissioners which includes coverage for the following: Property; Liability; Inland Marine; Auto; Umbrella; Linebacker; and Law Enforcement. Jarrold said Law Enforcement went up because of some of the Probation Officers being issued guns. He said the Liability had also gone up, and that is coverage for decisions made by the Commissioners and Council members. Dave asked why that went up. Jarrold said it doesn't just cover Noble County. He said Noble County is in a pool, and it is governed by Tort Claims experiences and things like that.

Joy asked Jarrold if he had any idea how much the insurance company had paid out in claims for the County this year. Jarrold is going to get that information for the Commissioners. He said he will request loss runs at the end of the policy term. He said there are two more months to go.

Dave moved to approve the insurance renewal with Black and Ramer Insurance in the amount of \$185,153.00 which is a reduction of \$574.00. Jack seconded the motion and it carried, 3-0.

CHERYL MUNSON, HEALTH DEPT. NURSE – EQUIPMENT NEEDED FOR MOVING OFFICE – NEW ACCOUNT FOR VAXCARE FUNDS

Cheryl came before the Commissioners to discuss items that are needed for when the Health Department is moved upstairs at the South Complex. She said she wanted to make sure they are all on the same page as far as the move. Cheryl said she had ordered two cabinets with sinks which they paid for, but they put a hold on them being built. She said she needs to give notice so they can get the sinks ready to go.

Cheryl asked about replacing the base station radio that can't be re-banded. She said it was discussed at a previous meeting. She wanted to know if she could purchase one. It was determined that the purchase had been approved at the February 6, 2012 meeting at a cost of \$1015.46. Jack asked that she not have the radio installed yet.

Cheryl said she had told the Commissioners last year about the changes the federal government was making as far as who would qualify for the free vaccine at the Health Department. She said the enforcement of the law got backed up to January 1st and was extended until March 1st. Cheryl said they can no longer provide free immunizations that are provided by the state to insured children. She said VaxCare is a third party billing company that the State had introduced to all of the local Health Departments, (H.I.). She said the company would provide

the vaccine, the needles and syringes, and they will bill the insurance companies for us. Cheryl said after they recoup the money from the individual or insurances, the Health Department would be reimbursed for an administration fee, which would be \$9.00 per shot with the exception of flu shots which would be \$7.00. She said the Health Board approved the use of VaxCare. Cheryl said she was able to secure \$500.00 from one of the Parkview foundations to use if someone can't or doesn't pay what the insurance company doesn't.

Dave asked why a user fee wouldn't be collected at the time of the services if the people know their insurance isn't going to pay. Cheryl said they won't give the immunizations until they have approval that the patient is eligible for the immunizations. She said unfortunately, the information doesn't tell us if it is going to be covered at 100%. Cheryl said when the appointments are being made they are telling the people that it is their responsibility to check with their insurance company to see what they will pay. She said there will be a letter that they will be asked to sign that says that they understand that they will be responsible for anything not covered by insurance.

Cheryl said the only vaccinations they will be giving at the school now would be Medicaid, un-insured and under-insured kids. She said anyone else has to go to the clinic.

Jack asked if the Health Dept. will get stuck with some of the bills. Cheryl said that is why she secured the \$500.00. Cheryl said she would not be under any kind of contract with VaxCare, and if she sees that it isn't working she can quit at any time and return any vaccine that hasn't been used.

Joy asked if we set up a separate fund if the purchases would come from, and any income would go into the account. Cheryl said it would. She said she had talked to the State Board of Accounts and found out that the Health Department needs to change the way they are doing some of their accounts and she gave a brief explanation.

Cheryl said she would like to start billing Medicaid because we are missing out on thousands of dollars a year by not billing them. She said that would be \$8.00 a shot, and about 50% of their clientele is on Medicare. Cheryl said she is working on a presentation to present to the Health Board to try to get them to agree to it.

Cheryl said she doesn't anticipate having a lot of bills with the VaxCare program. She said if she does have, then VaxCare isn't working for us. She said she would like to use some of the money for educational materials that the state grants are now saying we can't purchase.

Joy said the Commissioners would have Dennis look at the paperwork submitted by Cheryl today so he could work on an ordinance to set up the VaxCare fund.

Joy asked if Physicians are giving any of the shots listed. Cheryl said some of the doctors give all of them, some give some of them, and some just want to send everyone to the Health Department.

Cheryl is going to supply the Commissioners with a sample ordinance.

LEACHATE SAMPLING AT LANDFILL & DISPOSAL THROUGH THE TOWN OF ALBION

Joy presented a letter to the Town of Albion that she had written, asking that they permit the county to bring up to four loads of leachate a week to Albion's wastewater treatment facility, (H.I.). She said she only wants Allen to take up to three loads a week, but if it becomes necessary to increase that to four loads a week at some time, then we wouldn't have to make another request to the town.

Jack said he was at the landfill last week when leachate samples were being taken. He said there wasn't near the amount of water standing as there had been on the adjoining property.

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

CLAIMS FOR UTILITIES & PAYMENT FROM UN-APPROPRIATED FUNDS, ETC.

After reviewing the claims for utilities and other things that need paid timely to avoid a service fee, Dave moved to approve them. Jack seconded the motion and it carried, 3-0.

The Commissioners then reviewed the claims from the un-appropriated funds, and more claims that need paid timely to avoid a penalty. Joy asked why these claims couldn't be filtered into the regular claims now that we are paying claims twice a month. Jackie said they probably will be able to filter them in, and they are still in the process of getting the bugs worked out from paying claims twice a month.

After further discussion Dave moved to approve the additional claims. Jack seconded the motion and it carried, 3-0.

GIS – DATA SHARING AGREEMENT WITH STATE

Present for this portion of the meeting were Steve Hook, GIS Coordinator and Mick Newton, EMA Director.

Steve said he had received an invitation to submit some of our GIS data layers to the state (Indiana Office of Technology, Geographical Information Systems Division), in exchange for \$2,000.00 a year for up to a three year period. He said we had entered into a similar agreement about four years ago. Steve said the nice thing is that we have the processes in place from the previous sharing agreement so he wouldn't need to do a lot of work. He said the money could be used to support GIS. Joy asked when someone requests information from the Indiana Map website if that is free. Steve said it is free. He said it is not like copy righted information.

Joy said she thought this would be a win/win situation for everyone. She said the information is there and should be available for those that can use it. Joy asked if we send the state updated information. Steve said we send it every month. Joy said she asked because of the possibility of a statewide dispatch system for the Indiana State Police. She said it makes her nervous to think someone in Indianapolis could be dispatching a State Trooper in Noble County.

Mick Newton said it his understanding that if they consolidate dispatching, our local troopers could be dispatched out of the Indianapolis area.

Jack moved to approve the agreement. Dave seconded the motion and it carried, 3-0. Steve left a copy for the County Attorney to review next week before it is signed.

GIS DEPARTMENT LOCATION

Dave asked Steve if he had to move from upstairs, would he want to move to the Weber Road Annex or State Road 9 at the South Complex.

Steve said his main concern would be about relationship work he has with different offices in this building, especially Kelly (Tax Mapper). He said there are times he has to work with her and times he has to cover for her. Steve said if he was located in another building it would hamper that working relationship. Joy asked Steve if this is a better spot for him. Steve said he thought it was. He said he knew that the IT Department needs more space.

ON-LINE TRAINING FOR ELECTED OFFICIALS

Mick talked to the Commissioners about some on-line training for elected officials. He said it really helps you understand your role. Mick said he went through it in an hour, and it gives some good background information.

PRIMARY ELECTION PRECINCTS

Joy read the list of voting places for the primary elections to be held May 8th. Jack moved to approve the list, (H.I.). Dave seconded the motion and it carried, 3-0.

WEAVER BOOS - CONTRACT FOR EVALUATION OF LANDFILL GROUNDWATER EVALUATIONS FOR 2012

Joy said the Commissioners had received a copy of the Weaver Boos proposal for Statistical Evaluation of the 2012 Groundwater Monitoring Data at the landfill, (H.I.).

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

MINUTES APPROVED

After having reviewed the minutes the following actions were taken: **February 13, 2012** and **February 27, 2012 executive sessions** - Jack moved to approve them. Dave seconded the motion and it carried 3-0; **February 27, 2012 regular session** - Dave moved to approve them. Jack seconded the motion and it carried, 3-0.

2011 LANDFILL LEACHATE COLLECTION – IDEM

Joy read aloud a letter to Cyndi Jones from IDEM regarding the 2011 leachate collection data, (H.I.). Jack moved to approve it. Dave seconded the motion and it carried, 3-0. Joy said she is sending the invoices that Albion Town sends us and the records that Allen Freels keeps at the landfill when he collects leachate.

EASY PASS - TOLL BOOTH ISSUES

Auditor Jackie Knafel came before the Commissioners to discuss a letter she had received from Easy Pass that said one of our vehicles went through a toll booth somewhere between Pennsylvania and New Jersey on Interstate 78 on February 3rd and did not pay the toll. She said we didn't have any vehicles in that area. Jackie said she had the Sheriff's Department run the plate, and the plate is registered to the Noble County Commissioners. She said she called the people that sent the letter, and they said she could get something from the BMV stating that it wasn't our vehicle. Jackie said the BMV also said it is registered to the Noble County Commissioners. She said it is a 2001 yellow vehicle. Jackie said we don't own a yellow vehicle but it could be one that was sold and had been painted. She said if she can't get it resolved it will cost us \$45.00. The Commissioners told Jackie not to pay the \$45.00. Jackie showed the Commissioners a picture of the car they sent her, and she said she didn't know how they told what the license plate number was from it. Joy asked Jackie to request that they e-mail a copy of the picture of the plate. Jackie said when she talked to the BMV she asked them to send her a copy of the registration. She said she would have had to request it in writing. Joy said the VIN number they gave us is not an authentic VIN number. Jackie said it is a 10 digit number and ours are all 17 digit numbers.

**IDEM - LANDFILL GROUNDWATER
MONITORING SCHEDULE**

The Commissioners received notice from IDEM that they agree the change to the schedule for semiannual ground water and gas monitoring to April and October would benefit the sampling team, (H.I.).

LANDFILL SAMPLING

The Commissioners received copies of e-mail correspondence with Cindi Fuhrman from Sherry Labs regarding sampling liquid from the pump out station at the Noble County Landfill and sampling of standing liquid material on the property immediately to the west of the south portion of the landfill, (H.I.).

ADJOURNMENT

This session of the Board of Commissioners of Noble County was at approximately 12:11 P.M. recessed from day to day until the 12th day of March 2012.

Joy Y. LeCount, President

David J. Dolezal, Vice President

Jack W. Herendeen, Member

ATTESTED: _____
Jacqueline L. Knafel, Auditor