

**MINUTES OF A SPECIAL SESSION OF THE  
BOARD OF COMMISSIONERS HELD NOVEMBER 17, 2014**

Comes now the hour of 8:38 A.M. on the 17<sup>th</sup> day of November, 2014, in the Commissioners Court in the Noble County Courthouse, Albion, Indiana, being the time, date and place set for a special 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, Auditor  
Dennis Graft, County Attorney  
and Judge Kirsch, Superior Court I  
Shelly Hansen, Insurance agent  
Bill Etzler, Engineering Resources  
Bob Braley, KPC Media  
Zack Smith, Highway Engineer  
Mark Goodrich, Highway Superintendent

***SUPERIOR I***

Judge Kirsch is present to request permission to spend over \$500.00 for office furniture. Motion to approve the purchase pending council approve the transfer of funds came from Dave Dolezal and was seconded by Chad Kline. Motion carried 3-0.

***LANDFILL***

Bill Etzler, Engineering Resources, is present concerning the following items:

- Bill has delivered the letter approved last week to IDEM and has confirmation of the extension requested of December 17, 2014.
- IDEM offered the following suggestion of using County Road 125 E as a buffer zone and place probes on the east side of the road for testing. Bill feels that if the testing is good our problems with GP 1 will be eliminated. Bill is hoping that the probes will be easily installed on our existing right of way and should cost no more than \$3,000.00. Bill will start the process and have a preliminary letter of intent by December 1, 2014 for commissioners to review to be submitted to IDEM. Chad Kline will contact Elements to set up weekly monitoring of Gas
- IDEM wants leachate reports on a quarterly bases. Bill is working with Mike Haines at the landfill to create the reports needed.
- Bill has a meeting with Steve Christman from Northeast Indiana Solid Waste tomorrow concerning the weather machine and all indications are that there is no cost involved.
- Bill will be going back to IDEM the first week of December to receive information they have on file concerning the Noble County Landfill.
- Chad Kline made a motion to approve the process to proceed with the adding of the probes. Dave Dolezal seconded the motion. Motion carried 3-0.

***INSURANCE***

Shelly Hansen, Health Insurance Agent, was present for signatures from the commissioners for the following documents:

- Administrative Service Agreement – Motion to sign came from Chad Kline and was seconded by Dave Dolezal. Motion carried 3-0.
- Business Associate Agreement Form – Motion from Chad Kline directed signing of the document. Dave Dolezal seconded the motion. Motion carried 3-0.
- Split Funded Endorsement was signed with a motion from Chad Kline. Dave Dolezal seconded the motion. Motion carried 3-0.
- HCC Life Insurance Company was signed with a motion from Chad Kline and a second from Dave Dolezal. Motion carried 3-0.

- Application for reinsurance was signed. Chad Kline moved to allow signature. Dave Dolezal seconded the motion. Motion carried 3-0.
- Amendment No. 8 Healthcare reform was sign with a motion from Chad Kline and a second from Dave Dolezal. Motion carried 3-0.
- And amendment No 9 concerning increasing the deductible on the policies was signed by a motion from Chad Kline and a second from Dave Dolezal. Motion carries 3-0.

**HIGHWAY**

Mark Goodrich, Highway Superintendent, is present to discuss the following:

- Construction Update – crews are still working on 900 E
- Work also continues on 600 E berming project
- Mark reported that while working on a tile project the grade all swung around and hit one of the contractors trucks. Incident has been reported to the insurance company.
- The annual highways bids had a number of things missing in the packets and Mark is asking the commissioners to allow the contractors to be contacted requesting the information. Chad Kline made a motion to allow the contractors time to get the information to the Highway department. Dave Dolezal seconded the motion. Motion carried 3-0.
- Utility Permit – Noble REMC – Duly entered
- Gasoline updated bids were received from North Central and also Heritage Petroleum. The possibility of watching the markets and making a determination at a later date was discussed but with the price being so low it was decided to do the contact and lock in the below prices.

North Central Lead Free	87E10	\$2.2622
Heritage Lead Free	87E10	\$2.3815
North Central Lead Free	93E10	No Bid
Heritage Lead Free	93E10	\$2.7315
North Central Diesel Winter	#2	\$2.7063
North Central Diesel Summer	#2	\$2.6863
Heritage Diesel Winter	#2	\$2.9720
Heritage Diesel Summer	#2	\$2.9720

Chad Kline moved to contract lead free and diesel gas with North Central based on the above information. Dave Dolezal seconded the motion. Motion carried 3-0.

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

- Bridge 70 – The deck pouring did not happen last week as weather conditions fell below freezing.
- Bridge Overlay project - Weather has also delayed this project.
- Bridge 147 – the paperwork is complete on this project now awaiting a “notice to proceed”.
- LPA projects – Baseline Road will now be submitted solely as a LPA project as a 80/20 split.
- Railroad Negotiations - still no response from CSX
- Equipment management – program should begin soon with training and using the existing software program.

**RECESS**

**DEBRIS/JUNK COMPLAINT**

Karen Clugston is present concerning an excessive amount of cars and debris at the residence at 2829 Old State Road 3. This property is across from her residence. The current Debris/Junk Ordinance only pertains to 3 acres or less and this property exceeds 3 acres. Nathan Miller is also present and is suggesting that changes to the ordinance include an appeal process through the BZA board when a complaint is issued. Chad Kline made a motion to allow Dennis Graft to talk with the BZA attorney Everett Newman to come up with a possible process and amendment to this ordinance. Dave Dolezal seconded the motion. Motion carried 3-0.

***FLOOD ORDINANCE***

Norm Lortie, Building Inspector, was present to discuss the Noble County Flood Ordinance. Norm reported just some minor changes to the ordinance. Chad Kline made a motion to approve the ordinance for advertising. Dave Dolezal seconded the motion. Motion carried 3-0. The ordinance will be placed on the web for review and advertisement will refer to the web when published.

Norm had one other issue to discuss concerning a property in Kimmell. The property had burnt a couple of years ago and nothing has been done to the property. The department has sent registered mail, regular mail - all of which has been returned as undeliverable. They had also posted on the property to contact the building department and there has been no response. Dennis Graft suggested a hearing notice by publication as the final step in the process. This is on the Commissioners agenda for January 5, 2015.

***STORM WATER & EROSION CONTROL ORDINANCE***

Randy Sexton, Noble County Surveyor, is present to discuss combining the pond ordinance with the storm water and erosion ordinance and making changes to the ordinances as a whole. Randy had a few dates in mind and the date of Monday, December 8, 2014 was decided upon as a public meeting. The meeting will take place at the South Complex at 7:00 p.m. and be advertised. Randy will contact contractors, etc asking for their input into the changes that will be considered. The surveyor's office will take care of the notifications.

***CLAIMS***

November claims dated 11/17/14 in the amount of \$341,044.18. Commissioners reviewed the 10 pages of claims and approval was given with a motion from Dave Dolezal and a second from Chad Kline. Motion carried 3-0.

***CORRESPONDENCE***

Treasurers monthly report – duly entered  
Purdue Extension Annual Report – duly entered  
Whitley/Noble Joint Drainage Meeting notification – duly entered

***MINUTES***

Minutes of the November 10, 2014 meeting were read and approved as written with a motion from Dave Dolezal and a second from Chad Kline. Motion carried 3-0.

**ADJOURNMENT**

This session of the Board of Commissioners of Noble County was at approximately 10:49 A.M. recessed from day to day until the 24<sup>th</sup> day of November, 2014.

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Gary D. Leatherman, President

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David J. Dolezal, Vice President

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Chad Kline, Member

ATTESTED: \_\_\_\_\_  
Jacqueline L. Knafel, Auditor

