

**MINUTES OF A SPECIAL SESSION OF THE  
BOARD OF COMMISSIONERS HELD NOVEMBER 26, 2012**

Comes now the hour of 9:15 A.M. on the 26<sup>th</sup> day of November, 2012, 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:

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

Also present were:

Jacqueline L. Knafel Auditor  
Marion Cavanaugh, Deputy Auditor  
Dennis Graft, County Attorney  
Bob Braley, KPC  
Scott Perry, Albion New Era  
Dave Ober, State Representative  
Mitch Fiandt, Director 9-11

**E-911 UPGRADE GRANT MONEY**

Mitch Fiandt, E-911 Director presented a check in the amount of \$39,715.00 from the Statewide 911 Board which is for a grant that he applied for three years ago for reimbursement of costs for the E-911 upgrade.

**PAYROLL APPROVED**

After reviewing the payroll from 11/02/12 - 11/15/12 to be paid 11/29/12 Dave moved to approve it. Jack seconded the motion and it carried, 3-0.

**MINUTES APPROVED**

After reviewing the minutes of the *November 13, 2012* minutes Jack moved to approve them as written. Dave seconded the motion and it carried, 3-0. After reviewing the minutes of the *November 19, 2012* minutes and making corrections, Dave moved to approve them as amended. Jack seconded the motion and it carried, 3-0.

**MICHELE BRICKER, 2013 TREASURER  
ELECT – OFFICIAL BOND**

The Commissioners received the above reference bond in the amount of \$300,000.00 that will cover Michele's term of January 1, 2013 to January 1, 2017, (H.I.). Jack moved to approve it. Dave seconded the motion and it carried, 3-0.

### **TREASURER'S REPORT - OCTOBER 2012**

The Commissioners received the above referenced report, (H.I.).

### **EMA – DEPARTMENT OF HOMELAND SECURITY – EMERGENCY MANAGEMENT PERFORMANCE GRANT**

The Commissioners received notice from the Indiana Department of Homeland Security indicating that the county will receive a full 50% reimbursement of the allowable salaries for the EMA Director and Deputy Director through the above referenced grant, (H.I.).

### **HIGHWAY BUSINESS – MIKE FITCH & MARK GOODRICH**

#### **CONTRACT WITH BUTLER, FAIRMAN & SEUFERT RE: BRIDGE #70**

Mike presented a fully executed agreement with Butler, Fairman & Seufert, Inc. for professional engineering services in the amount of \$25,900.00 in connection with the Bridge #70 project, which was signed by the Commissioners November 5, 2012, (H.I.). Mike said the money will come out of the bridge repair funds.

#### **JANITOR RESIGNING**

Mark reported that Sarah Shisler is resigning from the janitor position at the Highway Department. He said she has another job but she has agreed to stay on to help for a little while. Mark asked if the Commissioners want to make the replacement or if they want him to. After some discussion Jack moved to allow Mark to fill the position of part-time janitor. Dave seconded the motion and it carried, 3-0.

#### **PUG MILL**

Jack asked about the pug mill. Mark said they got about 1200 more tons made.

#### **CSX PROJECT**

Joy asked if there had been anything more on the CSX project. Mike said INDOT was asking for a plan from CSX for what they are going to do in the north corridor or at least in the area of the bridge. He said the reason they are doing this is because the railroads have to submit an operational plan to INDOT that is supposed to be updated every year. Mike said when CSX came out with the idea of adding an extra tract to this line last year INDOT had nothing on file that they were going to do it, so INDOT couldn't advise us on what to do because CSX didn't have their plan up to date.

#### **MEETING WITH COMMISSIONER ELECTS FOR 2013**

Mike, Mark and the Commissioners briefly discussed what should be talked about at a meeting to be held Friday with the Commissioner Elects for 2013 to help them to understand the workings and the funding of the Highway Department.

### **HIGHWAY SIGN ON OUTSIDE OF BUILDING**

Mike asked if there are any plans to replace the highway sign on the outside of the building. Mark said they are getting ready to work on installing the doors and they can tie that in with that. There was discussion about whether to make more letters to be attached to the building or to have a stand-alone sign. Jack and Joy said they would like to see the letters remain on the building because of the lack of a good place to put a stand-alone sign. Dave asked Mark to check with some sign companies on lettering.

### **PUG MILLING**

There was a brief discussion about some pug milling that was done last week. Mark said he changed the mix quite a bit and he will see next summer how it works out. He said they cut back on the amount of tar in it, which is the most expensive part of the whole mix.

### **BAUSE LAKE – YIELD SIGN ORDINANCE**

Joy read the ordinance regarding a yield sign at the intersection of Bause Lake Drive West and Turkey Creek Drive, southbound lane; and at Bause Lake Drive East and Turkey Creek Drive/Harper Lake Drive, southbound lane, (H.I.). She said we have proof of publication and asked if there was anyone present who wished to speak about the ordinance. Hearing none, Jack moved to approve the ordinance. Dave seconded the motion and it carried, 3-0.

### **RECESSED AND RECONVENED**

The Commissioners recessed their meeting at approximately 10:04 A.M. and reconvened at approximately 10:18 A.M.

### **ASSESSOR – UPDATE ON REASSESSMENT**

Kim Miller, Assessor came before the Commissioners to give them an update on the reassessment. She said they are going to say they are done, as much as they are going to get done, and anything else that needs to be checked we'll have to do C of E's (Corrections of Errors). Kim said she will go ahead and tell them (Fineline) to do the ratio. Kim said once they get the ratio study to the state she didn't think it would be very long before we have rates. Joy asked if it is going to go today. Kim said if he (Fineline) is going to send it today. Joy asked Kim if that meant she can roll (numbers to Auditor) or not. Kim said she can't roll until the state approves it. Dennis said the state said they would expedite it and we would have it within a week. Kim said she would say a day or two. Joy asked Kim if she thought the ratio would go to the state today or tomorrow. Kim said it depends on whether he (Fineline) has to re-run one (ratio process) or not. She said she would think he could check the values real quick. Joy asked Kim to let the Commissioners know if something happens today. Kim said she would.

### **FINDINGS NOTICE AND FINAL ORDER RE: REGINA HAMPSHIRE UNSAFE BUILDING**

Joy read the above referenced findings and order aloud, stating that Regina did not show up to the hearing last week; she hasn't removed the unsafe RV; she has until December 31, 2012 to removed the RV; she will be fined \$1,500.00 if the RV isn't removed by December 31, 2012; the fine would be payable by January 15, 2013; she should reimburse Noble County for various

costs in the amount of \$374.39; and that the meeting will be reconvened on January 7, 2013 to determine Regina's compliance with the order, (H.I.). Dave moved to approve the findings with the correction of a word and the addition of the fine amount. Jack seconded the motion and it carried, 3-0.

#### **HEALTH DEPARTMENT VEHICLE**

Linda Gray from the Health Department came before the Commissioners to get their approval and signatures on a letter to the Indiana State Department of Health indicating that the 2012 Chevy Captiva that the Health Department is in the process of getting permission from the state to purchase will be titled to the Noble County Commissioners, and that the vehicle would only be used by the Health Department, (H.I.). She also presented a quote for the vehicle which is to replace a 2003 Ford Taurus. Linda said they hadn't received permission from the state to purchase the vehicle yet, but she will need the document signed for when they do get that permission. She said they are going to try to use the Health Maintenance Fund to purchase the car and there is \$103,000.00 in the fund. Linda said if the state doesn't approve the purchase from that fund, they will submit another request for the money to be taken from the Tobacco Fund. Jackie asked if the amount included the insurance for the car. Linda said it didn't but she would send in a separate request for that. Jack moved to approve the letter. Dave seconded the motion and it carried, 3-0.

#### **ADC - AUTOMATIC DOOR CONTROLS FOR ANNEX**

Joy said the Commissioners had asked Phil (Jacob, Head of Maintenance) to check on the cost of installing automatic door controls at the Weber Road Annex because it doesn't currently meet the ADA requirements. She said he provided a quote from ADC (Automatic Door Controls Inc.), (H.I.). Joy said there are two sets of doors at each location and the quote is for both sets of doors in both locations. Joy said it also has remote activation of the automatic doors. She said for the controls and installation it would cost \$8,996.00 which includes complete installation and a final tune-up, as well as a one-year warranty on the door packages. Joy said he is also going to provide a special threshold for the side entry to make it ADA compliant. She asked Jackie if there is going to be enough money left in the 2012 CEDIT Fund for facilities updates. Jackie reported what had been paid out so far and that there is \$47,470.00 remaining, which includes the encumbrance from last year. There was discussion about what else remains to be taken from the fund. Dave moved to approve the installation. Jack seconded the motion and it carried, 3-0.

#### **PROPERTIES ON TAX SALE THAT DIDN'T SELL**

Joy said she talked to Ligonier's Mayor Patty Fisel about the Terry Jacobs property in Ligonier to see if the city would be interested in having it deeded to them. She asked Dennis to talk to Steve Hagen, Ligonier's attorney about it. Joy said she will be seeing the Kendallville Mayor tonight and she asked if there are any Kendallville property(s) that she should talk to her about. The Commissioners reviewed the list of properties and asked several questions of the Auditor. Joy said Dennis was going to check with the sewer district about the properties that have sewer liens on them. The Commissioners will continue this discussion next week and Sheri Auld, Deputy Auditor in charge of the tax sale will have more information for them at that time.

**ITEMS PENDING**

The Commissioners talked about a list of things they are working on including carpet installation at the South Complex. Later in the day Joy drafted a memo to be sent to the Department Heads about the carpet installation, and getting the offices ready for it, (H.I.).

**EMA VEHICLE – OLD EMS**

Jackie reported that she had received a call from Rick Brandt, and he said the EMA Director was turning in the old EMS vehicle and he would be interested in purchasing it. The Commissioners told Jackie that the Orange Township Fire Department is interested in the vehicle. No one was sure if Rick Brandt was with the fire department or not. There was discussion about entering into an agreement with the fire department about the old EMS. Dennis read from the State Statute about items that could be gifted to another governmental entity.

**ADJOURNMENT**

This session of the Board of Commissioners of Noble County was at approximately 12:00 P.M. recessed from day to day until the 3<sup>rd</sup> day of December 2012.

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Joy Y. LeCount, President

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David J. Dolezal, Vice President

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Jack W. Herendeen, Member

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