

**MINUTES OF A SPECIAL SESSION OF THE  
BOARD OF COMMISSIONERS HELD JANUARY 13, 2014**

Comes now the hour of 8:57 A.M. on the 13<sup>th</sup> day of January, 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  
Marion S. Cavanaugh, Deputy Auditor  
Dennis Graft, County Attorney  
Kevin Woodward, Wells County Commissioner  
and Bob Braley & Scott Perry, News Media

**ADJOURN 2013 & CONVENE 2014**

Jackie said we need to adjourn 2013 if there no further business for 2013. Hearing nothing, she adjourned 2013 and brought to order the 2014 Commissioners year. Then she opened the floor for nominations for President. Dave moved to nominate Gary. Chad seconded the nomination. Jackie asked for other nominations and hearing none she closed the nominations and turned the meeting over to Gary.

Gary then asked for nominations for Vice President. Chad nominated Dave. Gary seconded the nomination. There being no other nominations Gary and Chad voted for Dave to be the Vice-President.

**SNOW EMERGENCY PROCLAMATIONS**

Mick Newton, EMA Director came before the Commissioners to discuss the snow emergency proclamations. He said when he drafted them he changed the dates at the top but the date at the bottom he missed and they all say January 5<sup>th</sup>. Dennis said Mick should correct the date to whatever the correct date is.

**HIGHWAY BUSINESS – ZACH SMITH, ENGINEER  
& MARK GOODRICH, SUPERINTENDANT  
2013 CONSTRUCTION BREAKDOWN**

Mark said last week he was going to give a report on the 2013 construction breakdown and compare it to 2012. He said with the volume of things they have to deal with today he would hold off on that for now.

## **SNOW EMERGENCY OCCURRENCES**

Mark reported that we had a single axle dump truck pull out of the unit building starting out on Thursday morning, and he didn't see a car coming and he pulled out in front of it and was unable to get out of the way. He said the car struck the side of the truck causing quite a bit of damage to the car. Mark said fortunately the driver wasn't injured other than a cut on his ring finger. Dave asked what that driver's accident record is. Mark said he has been here slightly under six months, and he has been an exemplary employee. He said he hasn't had any accidents or created any issues. Mark said he has a police record pulled on them before we hire them and he hadn't had any accidents. He said he talked to the driver and he would prefer not to write him up unless the Commissioners think it is necessary. Mark said we have an issue with a neighbor that likes to pile snow up on the edge of the road making it difficult to see to get out. He said they usually go over and knock it down but they hadn't had a chance to get it done yet this time, so there are other issues involved with the accident. Dave said he would still document this in case there is another accident in the future, but he didn't know if he would do anything disciplinary to him. Mark said any time he talks to an employee he documents it. Gary asked if anyone had looked at the site distance if the snow was piled up to obscure the vision. He said if that is an issue they need to go out off of 7<sup>th</sup> Street. Mark said we have dealt with that for the last 10 or 12 years, and after this accident he had considered possibly leaving those gates closed and just using the 7<sup>th</sup> Street exit. Dave asked if that would be a big deal if he closed those gates. Mark said it would just take some getting used to. Zack said they could just close the gates when there are excessive amounts of snow, if there is no issue without snow.

Mark said during the course of the storm he thought we had about 8 trucks stuck at one point on both Monday and Tuesday. He said to help alleviate some of that, they started working at 6:00 A.M. instead of 4:30 A.M. and worked until dark at night so most of the work they were doing was during daylight hours. Mark said two trucks were in bad enough we had to get a wrecker to pull them. He said they had a transmission blow on one of the pick up's and they had that truck towed in. Mark said they had 5 trucks dealing with fuel gelling issues and he talked about the air dryers freezing up. He said Doug would like to look into adding a system to the dryers that could inject antifreeze right into it. Mark said the mechanics had a rough few days. He talked about other break downs and the difficulties because of drifting and roads that were missed because of all of the breakdowns. Mark said they ran a partial crew on Saturday and Sunday because of slick roads. He said the new truck ran really great but on the two coldest days, the driver would be going down the road and the gauges would drop down and then about five or ten minutes later they would come back on. Mark said the truck is under warranty and it is going down tomorrow to see if they can find anything.

Mark said there was some discussion about how the men that stayed in fire departments should be paid. He said Sunday night he had two operators stay with graders, one on the east side and one on the west side. Mark said they stayed out all night and tried to keep the primary roads open for emergency calls. He said he stayed in Albion, and when he talked to Mick Newton (EMA Director) Monday morning he said the responders weren't real comfortable with that because they are used to having trucks in the fire departments, so Monday night he put drivers in Kendallville, Ligonier, LaOtto and Noble Township and he covered Albion. Mark said they got overtime for the entire time they were there. He said he told Marc Fisher (Bookkeeper) who has been here since 2001 and said they had always been paid, to go ahead and pay them full scale. Mark said he had been here 18 years and they had always been paid. He said he is not opposed to looking into this and coming up with a solution and getting something

put down in writing. Mark asked Dennis what he thought about the pay. Dennis said he thought they should be entitled to it. Chad asked Kevin from Wells County how they do it. Kevin said if they house someone, they get paid their normal rate while on standby. He said it doesn't happen that often and it is an inconvenience to the drivers. Chad asked if the CDL hours for the amount of time you can be in operation affect plow drivers as they do semi truck drivers. Mark said there is an emergency allotment for hours but he is not sure what it is now. Kevin said it is 14 and 11 now. He said you can only be on the clock 14 hours and work 11 of it. Mark asked even if it is an emergency situation. Chad said the question is if we are violating the CDL laws. Kevin said he would be happy to ask that question at LTAP. Dave said they are not transporting goods. He said you are talking about human life and he thought there should be a clause in the DOT hours. There was further discussion about the hours a driver could work and the fact that it is actually emergency work they are doing. Mark said another thought on paying these guys is that it only seems to happen every 3-4 years that we have this issue, and sometimes we get money from the federal government. Gary asked Mark to pass on to his guys that they did a good job and that the Commissioners appreciate everything they did. There was discussion that it takes nearly 8 hours to do just one pass through each truck drivers territory. Mark said there are a lot of things that they should be looking at regarding placing trucks and drivers in fire stations. Dave and Chad echoed Gary's praise and thanks for a job well done. There was discussion about how the graders performed during the emergency.

#### **BRIDGE #58 – REQUEST TO RE-INSTALL**

Zack said they had a request from a resident to put a bridge in where Bridge #58 used to be, which was a bridge over a river. He said the bridge was closed in August of '74 and removed. He said the land was purchased in 2003 and a residence was built that year. There was discussion about trains stopping on the tracks causing access issues. Mark said this first came up when they had the train derailment up there. He said Mrs. Miller called him. Mark said Mr. Miller called and said someone had told him that if they requested it, we would have to build a bridge. Dave asked if the reason it was removed was because it was in a state of disrepair. Mark said it was. He said it was an old steel bridge and it had rusted to the point it was no longer safe, according to papers in the file.

Zach said the resident making the request purchased his property in 2011. Dave asked what road the bridge was on. Mark said the bridge was on CR 1175. There was discussion about where the bridge had been. Mark said the gentleman that asked for the bridge said he has a friend that lives ½ mile from him and he has to drive 3 ½ miles to get there. He said he told the gentleman that he didn't see that as being worth putting in a million dollar bridge. Mark said the man would be happy with a one lane bridge, and he told him we can't put in a one lane bridge. He said if they had lived there in 1974 when the bridge was taken out he could understand that they would see it as an issue, but when you build a house in an area like that. He said he didn't think they thought about a potential of a train derailment blocking them in there. There was discussion as to whether there was an issue with emergency vehicles getting to the property. Chad said there shouldn't be a problem because of where the emergency vehicles would be coming from. Mark said the gentleman talked like he was going to see a lawyer about this.

#### **DRIVEWAY PERMIT PROCEDURE**

Zack presented paperwork showing when a driveway permit would be needed, (H.I.). He said they are getting a lot more requests for them now. Zack said no permit will be required unless there is a change of use of the existing drive or new construction on the property. He said

they would follow up to make sure there is no drainage or other issues and make any recommendations at that point. Zack said projects not requiring a permit are able to meet driveway requirements in one trip to Albion, and all potential liabilities will be addressed whether a permit is required or not. Chad asked if there is no culvert and there should be one if they are still recommending to them to put one in. Zack said they would recommend that and if there is a site distance problem they would let them know about that too. Zack said hopefully in the future the driveways will be put in GIS so they will have an inventory of them.

### **30 MPH SIGNS IN COUNTY**

Zack talked about the excessive number of 30 MPH signs there are in the county. He said they are going to evaluate each one to find out which ones to drop out. Zack said they will make a proposal when they get that all done. He said there are some new requests and they will be checked out to see if they are warranted. Zack said there are potentially 24 areas where the signs could be removed.

### **CR 150 E PROJECT**

Zack said he refined Mike's overall estimate for this project. He said he talked to some LTAP people and the bigger piece of the pie you are asking for the less chance you have of getting it. Zack said he reduced the price by ½ million dollars and he had Marc look at it, and he thought we were more on track with that. He said the total cost ends up being 3.3 million. Zack said he pulled crash data to help solidify our case. He said the summary of the crash data is that phase I of the project had over 65% of the total crashes and he thought that would help our case. Zack said if it goes through, they will also be looking at requesting CEDIT funds for our 20% portion in the 2017 construction year.

### **CUM CAP FUND USE REQUEST**

Zack said they pulled ordinance #2005-06, (H.I.). He said he talked to Marc Fisher, and in 2005/2006 there was excess money in the Highway budget and there were some issues with the updates to the jail. Zack said it looks like this came out as a fix to fund the jail when the money was not needed so much for the Highway Department. He talked about the funding sources for the Highway Department now. Zack said they are looking at having the funds put back to the way it was before, with the jail and the courthouse funds split out ahead of time instead of a 60/40 split.

Gary said when that was amended in 2005 that is when the General Fund had a really big short-fall. Jackie said there is nothing keeping the Council from paying money for the Highway Department from that fund. Chad said he thought if we have a fund that is in place for bridges and we keep asking the state for money for our bridges, why would they keep giving us money when we have a fund for that where we are only getting 40% of what we should be. Jackie said she thought Zack's idea about the CEDIT money is good too. She said there is nothing more important for economic development than having good roads. Zack said they are going to go for any other funds that we can get, but it would be nice to have our own dollars going toward bridges as well, so we can meet the quota of trying to replace or rehab a bridge per year.

### **HIGHWAY STANDARDS**

Zack said he is working on the Highway Standards. He said there are a few minor changes that he is making and he should have something for a signature next week.

### **INTERSECTION PROBLEM - US 6 & 9**

Zack said they briefly discussed the US 6 & 9 accident data. He said he pulled the last five years of accident data within a half mile radius of that intersection. Zack said there were only 11 accidents during that time. He said the trend was that there was almost an accident a

week in March and he thought that was what brought this up. Zack said he didn't know how much more INDOT could do, and most of the accidents are driver error or an animal in the roadway, and not due to the layout. Chad said there haven't been fatalities there, but there have been serious injury accidents. He said he thought the Samaritan flew there twice in the same week for accidents. Chad said a lot of it is what you **don't** see. He said he drives through that intersection quite frequently, and he is amazed at the near misses at that intersection. Zack asked if more signage would fix that. Chad said maybe they need a full traffic investigation to see if it needs to go to a full stop. He said something has happened at that intersection in the last year that for some reason semis are blowing the stop sign. Zack said he would see what he could find out. Mark said in the mid to late 90's they had a problem there and they went in and re-did some signs because they thought they were creating some blind spots, and it seemed like things improved after that. He said it might be that traffic volume has increased enough to where they need to re-evaluate it again.

### **MAJOR MOVES MONEY**

Zack said it looks like there will be more Major Move money available in 2020 and he is going to stay on top of things to try to make advantage of that.

### **JACK WONDERLY UNSAFE BUILDING AT SILVER LAKE & DENNIS RINGLER UNSAFE BUILDING IN WASHINGTON TWP.**

Richard Adair, Building Inspector came before the Commissioners to discuss the above referenced unsafe building. He showed pictures that he had taken this morning, and he said he had hoped there would have been more progress than what there is. Richard said he didn't think there was an earnest effort. Gary said he was given more time. Richard said back in November we extended the time until December 31st. Chad asked if Mr. Wonderly had been notified of the re-scheduling of last week's meeting. Richard said Mr. Wonderly's son said he had to work because he missed work last Monday and Tuesday. He said he didn't know if Jack was out of jail yet. Dennis asked Richard if he talked to Mr. Wonderly's son. Richard said he talked to his wife. Dennis asked what she said was the reason this wasn't done. Richard said she said he just hadn't had time because of work. He said they had another person working on it the last time he was out there, and he told the person that they need to get everything cleaned up. Richard said he is ready to proceed with demolition. There was discussion that there is \$10,000.00 in an account to be used for demolitions, and Richard estimated this one would cost between \$2,000.00 and \$3,000.00.

Dennis asked Richard if he had any other unsafe buildings he is working on. Richard said he has one at Knapp Lake that he got a complaint on in July. He said it is for property owned by Dennis E. Ringler at 770 S April Drive in Washington Township. Richard said the problem with that is that all of the letters they send keep coming back. He said the property continues to get progressively worse. Dennis told Richard he could post the notice on the property along with a letter asking that they contact him.

Dennis asked in going back to the Wonderly property if we had imposed a fine. Richard said on 10/21 the Commissioners extended a stay of the fine until December 31<sup>st</sup> and if the trailer was not removed by December 31, 2013 a fine of \$4,000.00 would be imposed and payable by January 15, 2014. Dennis said he would do an order today for the fine. Chad moved to impose a fine for the Wonderly property at 1210 S 90 W Albion Indiana, and to begin the process of removal. Dave seconded the motion and it carried, 3-0.

**AGREEMENT WITH WILLIAM SCHNEPF, JR. RE:  
TAX APPEAL MATTERS & ASSISTING IN SPREADSHEETS**

Kim read from a letter from the DLGF stating that the DLGF did not have to sign the contract (agreement). Dennis said the DLGF didn't understand what we were talking about before, and now they realize they don't need to do anything.

Chad asked Dennis if he drafted the contract. Dennis said it is from a form used in Allen County on a case he was working with Kim on. Dennis said William has provided proof that he has insurance and everything.

Gary asked if the appeals would fall within the six months the agreement is for. Kim said there are 45 days after form 11's are sent out for someone to appeal their assessment, and after the 45 days she has 180 days to hear the appeals, so it is possible some of them wouldn't.

Dave asked if his hourly rate is \$150.00 an hour. Kim said it is, with a maximum amount that was set by the Council. Gary said that was \$32,100.00. There was discussion that the agreement could be canceled if the work being done isn't acceptable. Chad asked if we are going to pay him \$150.00 a day to teach her personnel Excel. Kim said it is not just Excel. She said he does appraisals and other things. Kim said we'd pay him \$150.00 an hour for that and all other services that he provides. Dave said undoubtedly he would use the maximum amount. Kim said he probably would. It was determined that would be about 8 hours a week for six months.

Dave asked Dennis if the contract is in order. Dennis said it is. Dave moved to approve the agreement with William Schnepf. Dennis said the only thing he would say is to make the date of the agreement effective February 1<sup>st</sup> since we are already into 2014. Dave moved to amend his motion to include the date of the agreement as February 1, 2014 for the beginning of the six month agreement. Chad seconded the motion and it carried, 3-0.

**RECESSED AND RECONVENED**

The Commissioners recessed their meeting at approximately 10:30 AM and reconvened at approximately 10:46 AM.

**MEDIACOM - AGREEMENTS FOR COUNTY INTERNET  
ACCESS & IDACS AT SHERIFF'S DEPARTMENT**

Dave Baum IT director, presented 2 agreements from Mediacom, one for the Internet and the second for IDACS for the Sheriff department, each being for three years, (H.I.). He explained that the first agreement is for an increase in the bandwidth being provided to the courthouse for Internet access, and is in the amount of \$219.90 per month. Dave Baum said this will speed up the Internet access for most county employees. He said the second agreement is to replace an existing connection at the Sheriff's Department, dedicated for IDACS use only, and it is in the amount of \$75.90 per month with a \$25.00 installation fee. Chad made a motion to approve both contracts. Dave Dolezal seconded the motion and carried, 3-0.

**2014 ANNUAL APPOINTMENTS**

Jackie read from the list of 2013 appointments as follows:

***ALCOHOLIC BEVERAGE BOARD*** - Hertha Meyer

***BUILDING INSPECTOR*** - Richard Adair

***CHILD PROTECTION SERVICES*** - Gary Leatherman

***COMMISSIONERS ATTORNEY*** - Dennis Graft

***COUNCIL ON AGING*** - Chad Kline

**COUNTY EMERGENCY MANAGEMENT AGENCY (EMA)** - Dave Dolezal  
**DISTRICT PLANNING COUNCIL** - Mitch Fiandt & Mick Newton  
**DRUG FREE NOBLE COUNTY** - Dave Dolezal  
**E-911** - Chad Kline  
**EMA** - Dave Dolezal  
**EMS ADVISORY COMMITTEE** - Gary Leatherman  
**HEAD CUSTODIAN** - Phil Jacob  
**HIGHWAY SUPERINTENDENT** - Mark Goodrich  
**LIGONIER PLAN COMMISSION** - Tim Ringler (Chad said he thought this was a four year appointment and his term isn't up.)  
**MAUMEE RIVER BASIN COMMISSION** - Dave Dolezal  
**NOBLE CO. ECONOMIC DEVELOPMENT CORP** - Chad Kline  
**NOBLE CO. ECONOMIC DEVELOPMENT TRUST ADVISORY** - Gary Leatherman  
**NOBLE CO. CONVENTION & VISITORS BUREAU** Sam Boggs & Tammy Luce  
**NOBLE CO. PLAN COMMISSION** - Tom Griffiths - Anthony Feichter - Glen Lemon  
**NOBLE CO. PLAN COMMISSION** - Chad Kline  
**NORTHEAST INDIANA SOLID WASTE MANAGEMENT DISTRICT** - Gary Leatherman  
**PTABOA BOARD** - Dave Button & John Bender (Tim Cook was on this list but Kim (Assessor) said Tim is a Council appointee.)  
**REGION 3A** - Dave Dolezal  
**ROME CITY ECONOMIC COMMISSION** - Steve Hankins  
**ROME CITY PLAN COMMISSION** - Barb Tatman  
**ST. JOSEPH RIVER BASIN COMMISSION** - Chad Kline  
**VETERANS SERVICE OFFICER** - Michael Clouse  
**WE CARE CLINIC BOARD** - Chad Kline  
**WEIGHTS & MEASURES** - Arthur Buchanan  
**WOOD LAND & LAKES RC&D** - Dave Dolezal  
**WORK FORCE ONE** - Chad Kline

Chad said he thought the Commissioners should just approve the appointments that pertain to them because some of the others aren't annual appointments and are not up.

Chad moved to approve the appointments of the Alcoholic Beverage Board; Building Inspector; Child Protective Services; Council on Aging; County Emergency Management Agency; District Planning Council; Drug Free Noble County; E-911; EMA; EMS Advisory Committee; Head Custodian; Highway Superintendant; Maumee River Basin Commission; Noble County Economic Development Corp; Noble County Economic Development Trust Advisory; Noble County Convention & Visitors Bureau; Noble County Plan Commission; Solid Waste District; Region 3-A; PTABOA Board - Dave Button & John Bender; St. Joseph River Basin Commission; Veterans Service Office; WeCare; Weights & Measures; Wood Land & Lakes RC & D; and Work Force One - that the appointments stand as read. Dave seconded the motion and it carried, 3-0.

**BOARD OF HEALTH** - Dave moved to approve the reappointments of Michael Gordon & John P. Hayes to serve from January 1, 2014 through December 31, 2017. Chad seconded the motion and it carried, 3-0.

**NOBLE COUNTY REDEVELOPMENT COMMISSION** - Chad moved to approve the appointments of Scott Pounds and Rebecca Schroeder to the Noble County RDC. Dave seconded the motion and it carried, 3-0.

***NOBLE COUNTY PARK BOARD*** - Chad moved to appoint John Metzger to the Noble County Park Board. Dave seconded the motion and it carried, 3-0.

***COMMISSIONERS ATTORNEY - APPROVAL OF CONTRACT*** - Dave asked Dennis if anything had changed on his contract. Dennis said just the dates. Dave moved to approve the Legal Services Agreement for employment as County Attorney with Dennis Graft for the Commissioners portion only. Chad seconded the motion and it carried, 3-0, (H.I.).

**COUNCIL ON AGING 5311 GRANT - QUARTERLY REPORT**

Greg Parker, Council on Aging Director presented the fourth quarter Operating Data Report for the 5311 grant, (H.I.). He said they have already received all of the 5311 money. After reviewing the report and getting answers to questions, Dave moved to approve it. Chad seconded the motion and it carried, 3-0.

**RESOLUTION RE: MEETING DATES**

The Commissioners passed Resolution #2014-01 which spells out the Commissioner's meeting dates for 2014 on a motion from Chad Kline which was seconded by Dave Dolezal and carried, 3-0.

**COURTHOUSE SECURITY - 2013 YEARLY REPORT & REPORT FOR DECEMBER 2013**

The Commissioners received the above referenced reports which they reviewed, (H.I.).

**DRAINAGE BOARD PUBLIC HEARING RE: CONVERTING THE RIDDLE TILE DRAIN FROM A MUTUAL DRAIN TO A REGULATED DRAIN**

The Commissioners received notice about the above referenced public hearing that will be held January 27, 2014 at 1:30 P.M. in the Commissioners Room, (H.I.).

**CERTIFICATES OF LIABILITY INSURANCE - ALL APPRAISALS, INC. & R.L. McCOY, INC.**

The above referenced certificates of liability were received by the Commissioners, (H.I.).

**ST. JOSEPH RIVER BASIN COMMISSION - THANK YOU FOR 2013 CONTRIBUTION**

The Commissioners received a thank you from the St. Joseph River Basin Commission for the \$500.00 contribution in 2013, (H.I.).

**IDEM - CONFINED FEEDING OPERATION EXPANSION - METZGER DAIRY FARM, INC.**

IDEM notified the Commissioners of their approval of the above referenced expansion of Metzger Dairy Farm, Inc. to their Confined Feeding Operation, (H.I.).

**MICHELLE MAWHORTER, CLERK -  
PUBLIC OFFICIAL BOND**

The above referenced public official bond came before the Commissioners for their approval. Chad moved to approve it. Dave seconded the motion and it carried, 3-0.

**CONVENTION & VISITORS BUREAU BUDGET**

The Noble County Convention & Visitors Bureau submitted their 2014 budget and thanked the Commissioners for their support, (H.I.).

**CENTRAL NOBLE SCHOOL CORPORATION -  
ADOPTION OF PRELIMINARY DETERMINATION  
RE: LEASE FOR RENOVATION & IMPROVEMENTS  
TO HIGH SCHOOL AND MIDDLE SCHOOL**

The Commissioners received a copy of a "Notice of Adoption of Preliminary Determination", showing that the Board of Trustees of Central Noble Community Schools made a preliminary determination on December 17, 2013 to enter into a lease for the renovation of and improvements to Central Noble Middle and High Schools, (H.I.).

**2014 COURTHOUSE CALENDAR (HOLIDAY  
SCHEDULE AND OFFICE HOURS)**

Dave said we give Christmas Eve off but not New Year's Eve. He asked if we could split it and the employees would have half a day off each day. Chad said he would prefer that it be put out to the employees, but he thought the employees would prefer to have Christmas Eve off rather than have half a day Christmas Eve and half a New Year's Eve. Jackie pointed out that this year we don't have either one of those. She said we get Christmas and the day after, because Christmas is on Thursday. There was further discussion but no decisions.

**LEATHERMAN CONSTRUCTION INVOICE -  
SOUTH COMPLEX GUTTER REPAIR**

The Commissioners received a copy of an invoice from Leatherman Construction in the amount of \$103.00 for gutter repairs done on September 14, 2013, (H.I.).

**SUBRECIPIENT SEMI-ANNUAL REPORT RE:  
NOBLE TOWNSHIP FIRE DEPARTMENT GRANT**

The Commissioners received the above referenced report, (H.I.). Chad moved to approve it. Dave seconded the motion and it carried, 3-0.

**MINUTES APPROVED**

After reviewing the minutes of the *December 9, 2013* meeting, Chad moved to approve them as presented. Dave seconded the motion and it carried, 3-0.

**MUNICODE - CODIFICATION OF ORDINANCES**

Chad said he had talked to Municode about assessing our county ordinances. He said the one quote they provided is just for taking all of our ordinances as they currently are and putting them on line. Chad said the other quote is to do a full legal analysis of all of our ordinances. He

said they would review our ordinances and see if there are any of them that need to be redacted. Chad said there are probably ordinances that we don't know about that don't pertain to today's operation of the county. He said he thought the quotes were so close that it seems to make the most sense for us to continue with a full legal analysis. Chad said they could come in and tell us what they have to offer with a full breakdown of the prices, so Gary and Dave can see what they have to offer. Chad said he had talked to several members of enforcement and they would greet this with open arms, because they have no access to the ordinances when the courthouse is closed. Chad said when Municode puts them on line you can search terms, print it off, email it to someone, etc. Dennis said it would be great to have. When asked, Chad said the cost for the full legal analysis is \$10,450.00 and for just placing them on line it is \$8,450.00 and the annual cost is \$550.00 for the Code on Internet only, or \$700.00 to include their CodeBankService. He said it depends on what is wanted. There was discussion about where the funds would come from. Chad said he had asked Suzanne (Kendallville Mayor) what their actual expense is annually, and he thought she said it was about \$2,000.00. After looking, he said they charge \$650.00 a year for the code and Internet, and they also pay for book revisions, so they pay about \$2800.00 annually, which includes all of the service for the Internet and Municode constantly making the book amendments. Dennis said Kendallville's shows when an ordinance was first adopted, if and when it was amended, etc. Gary and Dave agreed that we should have them give a presentation.

#### **PAYROLL APPROVAL NEXT WEEK**

Gary said he would stop in next week to approve the payroll.

#### **CERTIFICATION OF EMPLOYMENT FOR ZACK SMITH, HIGHWAY ENGINEER**

Jackie said she has the certification ready to send to the State for Zack and as soon as he gets his first paycheck she will send it in for reimbursement.

#### **COVERED BRIDGE CERTIFICATION**

Jackie presented the Covered Bridge Certification for the Commissioners approval and signatures, (H.I.). Chad moved to approve the certification showing we do not have any covered bridges in Noble County. Dave seconded the motion and it carried, 3-0.

#### **SICK TIME DONATION SHEET**

Jackie said she revised the Sick Time Donation sheet to include a signature line for the Department Head and a signature line for the Commissioners, (H.I.).

#### **CONFIDENTIAL SHREDDING SERVICES - SERVICE AGREEMENT**

Jackie presented the agreement with Confidential Shredding Services for shredding old records and disposing of them, (H.I.). She said they will be here on the 24<sup>th</sup> to start the shredding. Dennis reviewed the contract and said it is fine, but we need to make sure there is no hazardous waste in the materials to be shredded. Chad then moved to approve the service agreement with Confidential Shredding Services at a rate of 15 cents per pound. After further discussion Dave seconded the motion and it carried, 3-0.

**HOOSIER START – DEFERRED COMP**

Jackie said she didn't know if the Commissioners had a chance to look at the Hosier Start information or not. She said it is an "at will" type of situation. Gary asked if their investments are better than NACO or Nationwide or whomever we have now, if an employee could transfer to this. Jackie said she thought they have to stay with the company for five years before they could transfer, or they could transfer for a fee before the 5 years are up. She said this would not take the place of NACO. Jackie said she would have Dennis review the packet before the Commissioners sign anything.

**ADJOURNMENT**

This session of the Board of Commissioners of Noble County was at approximately 12:07 P.M. recessed from day to day until the 27<sup>th</sup> day of January, 2014 by a motion from Dave which was seconded by Chad and carried, 3-0..

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Gary Leatherman, President

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David J. Dolezal, Vice President

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Chad Kline, Member

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