

**MINUTES OF A REGULAR SESSION OF THE
BOARD OF COMMISSIONERS HELD JULY 7, 2014**

Comes now the hour of 8:37 A.M. on the 7th day of July, 2014, 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:

Gary Leatherman, President
David J. (Dave) Dolezal, Vice President
Chad Kline, Member

Also present were:

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

**2013 EMERGENCY MANAGEMENT PERFORMANCE
GRANTS-SALARIES SUB-GRANT AGREEMENT**

Mick Newton, EMA Director came before the Commissioners to get their approval and signatures on the above referenced sub-grant agreement, which he said helps to pay for his and Teresa Griffith's (Assistant EMA Director) salaries, (H.I.).

After a brief discussion Chad moved to approve the agreement. Dave seconded the motion and it carried, 3-0.

SHERIFF'S BUSINESS
**PROPOSAL TO REPAIR LEAKS - JAIL DOCTOR
POSITION & CONTRACTED MEDICAL SERVICES**

Sheriff Doug Harp came before the Commissioners to get their approval on a proposal from Leatherman Construction to remove and replace an existing vent with flashing, and to also caulk two sides and the top, (H.I.). The proposal is in the amount of \$1,298.00. Doug said when we had a pretty good rain a week or two ago they had water coming in again. He said it has been an ongoing problem that Kevin had tried to track down and fix. There was also discussion about a proposal from Current Mechanical for work related to a 4" reduced pressure backflow preventer in the amount of \$1,905.00. Dave moved to approve the proposal from Current Mechanical. Chad seconded the motion and it carried, 3-0, (H.I.). Dave moved to approve the repair/replacement of the vent in the reception area that is leaking, for \$1,298.00 with Leatherman Construction. Chad seconded the motion and it carried, 3-0, (H.I.).

Doug said the primary reason he wanted to talk to the Commissioners was because of his budget. He said he thought it was time to start looking at contracted medical services. He said we have had a good run with Dr. Blusy. He said our medical budget has been about \$130,000.00 for several years. Doug said that doesn't include Chantelle's (Jail Nurse) wages and that would

put it up to \$182,000.00. He said Chantelle works 40 hours a week and Dr. Blusy comes in as needed and he is available by phone. Doug said there are changes that will be coming into effect. He said he got two proposals, and one is from Quality Correctional Care in the amount of \$178,700.00 which would be a little cheaper than what our budget is with Chantelle's wages, because they would absorb Chantelle, and she would be an employee of their company. Dave asked if the doctor's wages are in the \$182,000.00. Doug said they are. Doug said there is no per diem rate for our population with Quality, so as the population increases that is just on them. He said the other company does have a per diem rate per inmate, so if the population goes up the dollar amount goes up. Doug said the thing he really likes about Quality is that it includes psychiatric services. He said part of the service includes our pre-employment psychiatric testing that is required for all of our deputies. Doug said his goal is to require it for all employees as a pre-employment screening. He said currently the tests run \$350.00 - \$400.00 per test. Doug said another thing that they provide is employee/officer counseling which is built in to the proposal. He said if we have a critical issue like an officer shooting we have someone come in to debrief the guys that were involved and that is built in. Doug said they have mental health that comes in bi-weekly, where right now we contact Northeastern if we have mental health issues. He said it would provide for a 40 hour nurse and for training. Doug said another thing he really likes about it is that Chantelle would have a supervisor that would come in bi-weekly to take a look at her charts, etc. He said they have their own liability and medical malpractice insurance. Dave asked if they are local. Doug said they are out of Muncie. He said they provide training for the staff. Doug said Advance is the other company. He said he is not sure why, when they knew our numbers for our average adult population, but they used 100 people. Doug said they do have a per diem rate which means the more numbers we have that figure goes up. He said they do have a 40 hour nurse with that, but they don't have any mental health, dental, radiology or labs built into their price. Doug said with Quality if we have a person with major medical expenses, they have built in about \$50,000.00, so as long as we are under that there would be no additional costs. Gary asked if we only use \$20,000.00 of the \$50,000.00 if the additional \$30,000.00 rolls to the next year. Doug said it does not. Chad asked if the prescriptions are included too. Doug said they are. Gary asked if Chantelle is aware that her tenure could be short lived. Doug said she is. He said she had talked to them, and one of the things she likes about it is having someone that is going to be there on a regular basis to make sure she is doing everything she should. Doug said a big issue for us is suicidal inmates and now it is up to the doctor or her to say they are ready to go back into the general population and this will take a lot of that liability. Gary expressed his concern that they would drop Chantelle to an LPN. Doug said she is happy to go forward with this and he assumed she had asked those questions. Gary asked what the numbers are now. Doug said we are at 145 but with the new guidelines that will go up but it won't be over night. Gary asked Doug if there was plenty of time for Dennis to look at the proposals. Doug said there would be. Gary asked if Wanda could get an average over the last five years of things that would have popped up in their pool under this contract to see what we have spent in the past, to see if they need a cushion in their budget just in case they exceed the \$50,000.00. Doug said he thought they could come up with a number.

Dennis said the one concern he has if we enter into something like this, is that Chantelle should put in writing that she is resigning. He said he didn't want her to come back and say that we terminated her.

RECESSED AND RECONVENED

The Commissioners recessed their meeting at approximately 9:15 A.M. and reconvened at approximately 9:23 A.M.

HIGHWAY BUSINESS – ZACK SMITH & MARK GOODRICH **UTILITY PERMITS**

Mark presented the following utility permits: #UP-019-14 from Noble REMC for work on CR 900 N between Angling Road and SR 3 in Wayne Township at the Patrick Eggering residence and #UP-020-14 from the Town of Avilla for work on CR 600 E between Hopewell Road and Swan Road in Green Township, (H.I.).

STORM CLEAN UP

Mark reported that with the storm that went through last week they did have crews out working starting about 2:00 – 2:30 and they worked through the night. He said they have 2 – 3 days of clean up left yet. Mark said the camp crew was off last week and they are going to start the cleanup today.

ROAD GRINDING

Mark said they have started the road grinding and he gave a report on where the grinding has taken place so far and he said things are going well with it. Dave told Mark about some areas where the shoulders have fallen off. Mark said they have more work to do there. Gary asked how long the roads would remain like they are before they are chip and sealed. Mark said it was recommended to him to wait a minimum of 30 days. He said his plan is to go through and chip seal everything else and then come back on these, probably in the last week of August. Mark said unfortunately, school would be in by then. He said they will try to work it out to where they will start a little later in the day when traffic is down.

BRIDGE #70 – PRIMCO CONTRACT

Zack said he had received the contract from PRIMCO for the Bridge #70 project. He said if Dennis reviews and approves it, the Commissioners will probably sign it next week.

BRIDGE #147, LPA PROJECT

Zack said the early coordination meeting is this week and should be fairly straight forward.

RIDGE INSPECTION CONTRACT WITH INDOT

Zack said he sent everything to INDOT and they said it looked fine. He presented a copy of the contract, (H.I.). After Dennis reviewed it and said it was ok, Chad moved to approve it. Dave seconded the motion and it carried, 3-0. When asked, Zack said this is the LPA portion of the Bridge Inspection Contract. Dennis said it is so we get reimbursed. Chad said the contract for the bridge inspections is with United Consulting.

BRIDGE OVERLAYS

Zack said they opened the bids last week. He said they received one from Pioneer in the amount of \$231,595.92 and the other from Niblock in the amount of \$196,102.90. Zack said the engineer's estimate was \$177,000.00 so it was about 10% over, but he thinks it is still a good price and is something that we should move on with.

Chad moved to accept the bid from Niblock in the amount of \$196,102.90. Dave seconded the motion and it carried, 3-0.

TRANSFERS & ADDITIONAL FUNDING

Zack said he would be meeting with the Council today to ask for some transfers and to talk to them about some ideas they have about increasing their funding.

WINTER LPA CALL FOR PROJECTS

Zack said he is looking towards the LPA "Call for Projects" in the winter. He said once he has a good summary of what projects we have, he will present it to the Commissioners to select the ones they feel are the highest priority.

HIGHWAY STANDARDS

Zack said the public notice should have been published on the 2nd and again on the 9th and then we could go forward with the ordinance.

ROAD CONSTRUCTION PROCESS

Zack said we are getting what we expected for the price we expected.

PAYROLL APPROVED

After reviewing the payroll from 6/13/14 – 6/26/14 to be paid 7/10/14 Dave moved to approve it. Chad seconded the motion and it carried, 3-0.

MINUTES APPROVED

After reviewing the minutes of the June 30, 2014 meeting Dave moved to approve them as presented. Chad seconded the motion and it carried, 3-0.

NOBLE COUNTY COURT SECURITY REPORT – JUNE 2014

The Commissioners received the above referenced report showing that 5013 people went through security in June, 4 people were taken into custody and 8 people were taken into custody on warrants, (H.I.).

INVOICE RE: SPACE STUDY – DLZ

An invoice in the amount of \$9,600.00 was received from DLZ for work done on the space study, (H.I.).

INVOICE RE: WORK AT LANDFILL - ENGINEERING RESOURCES, INC.

The Commissioners received copies of invoices in the amount of \$1,221.25 from Engineering Resources, Inc. for work done relating to landfill issues, (H.I.).

NOBLE COUNTY DISPOSAL – RECYCLING

Jackie reported that Phil Jacob, Head of Maintenance brought up an email from Noble County Disposal that says we can no longer comingle mixed paper and cardboard and it would be another \$15.00 a month to have the totes installed to recycle mixed paper. She said we can no longer put the paper with the cardboard, and we can't put colored paper or newspapers in with the paper. Phil was present at this time with a copy of the letter, (H.I.). He said on July 21st they will no longer pick up mixed paper and cardboard together. Phil said they will pick up mixed paper which would exclude colored construction paper and newspapers for \$15.00 a month. Chad asked if we could check and see if we need a cardboard bin. Phil said we could have them start picking up the cardboard once a month to save money, or he could take the cardboard to the Recycling Center at the Highway Department. Phil said the amount of recycled

paper varies from time to time. Chad asked if there is anyone else that takes paper. Phil said it would be the same with them. He said Noble County Disposal said they are making the change because they have been required to. Phil said he will still need the two dumpsters we have. He said we have until the 21st if the Commissioners want to think about it and decide next Monday. Gary told Phil whatever works best. He said he is the one that knows what our needs are. Chad said he would talk to Brice (President of Noble County Disposal) to see what can be done.

HOVARTER ACRES SECTION II - DEDICATION OF ROAD RIGHT-OF-WAY

Ryan Weber presented the Hovarter Acres Section II plat which provides for dedication of 10 extra feet of road right-of-way that had been approved by the Plan Commission. Dave moved to approve the road right-of-way. Chad seconded the motion and it carried, 3-0.

DIAL'S ESTATE – DEDICATION OF ROAD RIGHT-OF-WAY

Ryan said Dial's Estate was contingent upon soil borings being shown. He said when he presented it to Randy Sexton he wanted a letter saying the soils were suitable for a subdivision. Ryan said he had that letter here and he penciled in the locations of the soil borings on the mylar. He said the paper copies have the ties to the property lines but the mylars do not because there is so much you wouldn't be able to read it. Ryan said there is 10' of extra right-of-way.

Dave moved to approve the road dedication for Dial's Estate. Chad seconded the motion and it carried, 3-0.

BARRON'S ESTATE SUBDIVISION

Jeremy Barron was present for the Barron Estates Subdivision. He said he wasn't made aware of the concern from the Health Department before the night of the meeting (Plan Commission). He said that didn't give them time to address the lot line. Jeremy said before they dedicate the road he would like to amend the lot line so it would comply with the Health Department. He read from a letter from Bill Forbes at the Health Department that one of Bill's concerns with the property is that if it was to be subdivided and the current septic system fails there would not be enough land to put in a replacement system or a new system. He said adequate land should be available for this to take place should the need arise. Chad said the subdivision was still approved because the only requirement is that the land would be suitable for a septic system. He said Jeremy would like to extend the lines to allow room for a new septic system if the current septic system should fail. There was much discussion about the need for land for replacement septic systems.

After it was determined that the road right-of-way would not change with the lot line extension, Dave moved to approve the road dedication for Barron's Estate. Chad seconded the motion. Chad then realized that it was a State Road right-of-way that was being dedicated and the Commissioners can't accept that. Dave withdrew his motion.

RECESSED AND RECONVENED

The Commissioners recessed their meeting at approximately 10:17 A.M. and reconvened at approximately 10:45 A.M.

COURTROOM TECHNOLOGY & OTHER TECHNOLOGY ISSUES

Dave Baum, IT Coordinator came before the Commissioners to talk to them about courtroom technology. Also present was Kim Coble, Account Executive for Bluewater Technologies. Dave said he has been working with the judges, especially Judge Laur, regarding updating the video conference equipment, the video display equipment, the audio amplification and everything that connects the computing technology to the people in the courtroom. He said the equipment is about 10 years old. Dave said he has responses from an RFP from three different vendors. He said they are going to spend Probation User Fees to do the upgrade. Dave said the judges are all in agreement that this is what they want to do and they have worked with Probation on the User Fees. He said the cost is approximately \$150,000.00 for the three court rooms. Gary asked if that would take care of the end out at the jail. Dave said the end points at the jail, Public Defender, and Prosecutor will still work with the new system. He said if there are things the Commissioners want him to look at like recording in the Commissioners Room, the jail, etc. now would be a good time to do that. Chad said he was concerned about spending \$150,000.00 on equipment when we don't know what we are going to be doing with the space study. Dave said everything that is going in upstairs with the exception of the wires would be transferrable to any facility.

Chad said they had discussed getting I-Pads at the Plan Commission. He said their thinking is that the other offices within the building would utilize them on a daily basis and they would be made available. Dave asked who would manage the distribution of them. Chad said it would be the Plan Commission. He said the Health Department said they could utilize tablets out in the field. Chad said if they did that, the Plan Commission would go paperless. He said they would also like to have a projector so they can use it for large surveys, plats, maps, etc. to help cut down on the printing costs. Chad said it costs between \$100.00 and \$150.00 a meeting for paper and postage. Dave asked if they would be looking for a portable projector. Chad said he didn't think so. There was discussion about putting a large TV in, instead of a projector.

Dave said we are going to have to look at email at some time because he thought there would be a better solution to the email mailbox thing. Dave also asked about the county website and if there needs to be something done with it. He asked if we are using it effectively.

There was discussion about the minutes that are on the website. Chad said he thought it would be nice if the minutes were made searchable.

Dave said somewhere down the line if we upgrade our payroll system it would be nice to have an entry on it where people could log in. He said then if we want to outsource it at some time we could.

There was discussion about putting county information such as job openings on Face Book, and if we are/would be paying county employees to sit on Face Book.

Gary asked Dave about the three proposals they had received. Dave said he and the Judge (Laur) had gone through the initial proposals and notified the vendors of some updates they would like to have. He said he and the Judge have a general strategy about how to do the evaluations. Dave said the Judge asked him to do the evaluation and run the results back by him. He said once he does that he will come back to the Commissioners with a contract.

Dave said security wise, he thought we should look at electronic security on all of our buildings, so we could use the same key fobs everywhere.

LANDFILL DISCUSSION – BILL ETZLER, ENGINEERING RESOURCES

Bill said he talked to a number of people at IDEM last week. He said they do want some construction drawings on the tank. Bill said this week he will put a package together with all of the information in it for the Commissioners to consider next week. He said he went to a tank manufacturer in Garrett and looked at tank size and so forth. Bill said they have a very unique system. He said they make a foundation that the tank can set on, so we can just build a stone foundation to sit the tank on rather than having to put a concrete pad down. Bill said he was a little concerned about how the heating system works that runs off of a 110. He said he was also concerned about their containment systems and he thought the best solution would be to just put a very simple compacted earth berm around the tank. Bill said he is pricing a 2500 gallon tank.

Bill said he thought the best solution on the gas monitoring would be to have Weaver Boos or the Board write to IDEM and tell them that the Commissioners are going to do the gas monitoring without spending any additional money at this point. He said he thought some of the gas problems may be related to the amount of leachate that is in the waste meth. Bill said until we can get the leachate levels pumped down, and hopefully get all of the water that has accumulated in the gas probes out, he didn't think the Commissioners would want to spend more money on putting additional gas probes in. Chad said we went from having well monitoring twice a year to every month. Bill said now they want you to do perimeter monitoring as well. He said he talked to John Hale and he said the best thing to do is to contact the Geology Section and explain to them exactly what process is going to be followed in the next couple of months until we get the leachate situation under control. Chad asked Bill to put together a letter about what we are doing so it could be sent to Weaver Boos. Bill said he would do that. There was discussion about the amount of leachate that is being pumped. Bill said right now we need to pump as much as we can for as long as we can.

CLAIMS APPROVED

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

LANDFILL GROUND INSPECTION - SOIL & WATER

Dave reported that Stacey at Soil and Water said she would do the inspection, and she said the person she submitted it to last year questioned why she did it. She said he told her we don't have to do it anymore. Dave said Stacey is going to do the inspection and submit a report and see what happens.

RECESSED

The Commissioners recessed their meeting at approximately 11:45 A.M. to be continued at 9:00 A.M. Wednesday July 9th at the Noble County Annex for the Space Study meeting.

**NOBLE COUNTY JOINT MEETING
NOBLE COUNTY COMMISSIONERS AND COUNCIL
WEDNESDAY JULY 9, 2014 9:00 am
COURTHOUSE ANNEX, WEBER ROAD, ALBION IN**

PRESENT:

GARY LEATHERMAN, COMMISSIONER
DAVE DOLEZAL, COMMISSIONER
CHAD KLINE, COMMISSIONER
WAYNE CLOUSE, COUNCIL
JERRY JANSEN, COUNCIL
JOY LECOUNT, COUNCIL
MIKE TOLES, COUNCIL
TOM JANES, COUNCIL
DENISE LEMMON, COUNCIL
WAYNE TARGGART, COUNCIL

ALSO PRESENT

Jacqueline L. Knafel, Noble County Auditor
Dennis Graft, Noble County Attorney
Stephen Kromkowski, DLZ
Mike Trevino, DLZ
Jason Semler, Umbaugh
Elected Officials and Department Heads
Joel Elliott, KPC
Scott Perry, Albion New Era

Commissioners President, Gary Leatherman, brought the meeting to order at approximately 9:00AM.

Gary introduces Stephen Kromkowski from DLZ and turned the meeting over to him. Stephen had a power point presentation. (H.I.) and went over the process for which the company had gone through in order to present the draft copy of space study needs to the commissioners. 22 departments were analyzed in this study. According to the report our existing square footage is 66612 gsf and the reported needs would require 99100 gsf leaving our calculated shortfall at 32488 gsf. Stephen reported on departments that need to be in the same location for taxpayer convenience. Also, he reported on various departments within themselves that were in different buildings such as Assessor and Probation.

Stephen went over operational needs such as the courts being in a secured location, whereas the taxation process needs to have public access.

Five different options were given in the report of which follows:

- Option 1 Construction of New Public Service Building at South Complex location
Estimated cost: \$14,778,106.00 - \$16,565,535.00

- Option 2 Construction of a New Judicial Center at South Complex location
Estimated cost: \$23,909,074.00 - \$27,760,159.00

- Option 3 Construction of an Addition to the existing Courthouse which would
require the closing of a street in Albion.
Estimated cost \$12,524,005.00 - \$14,792,758.50

- Option 4 Construction of a complete Government Center housing all departments
Estimated cost \$37,181,495 - \$42,447,242.00

- Option 5 Construction of a new PSAP/Emergency Management building
Estimated cost \$2,400,000.00 - \$2,736,000.00

Stephen discussed the “Needs” verses “Budgets” and the project schedule from planning to construction.

The meeting with department heads and DLZ then recessed at 9:45AM.

At 10:00AM Gary introduces Jason Semler from Umbaugh who had been contacted by DLZ for financial issue of the building project. The County Commissioners and Council as well as Jackie Knafel, and Stephen Kromkowski, Mike Trevino, and news reporters remained for this meeting.

Jason had done some research on the county’s financial value and was aware of the soon to be retired jail debt. Jason went over a number of options to the financial part of the project. After questions and suggestions, the council and commissioners asked both Jason and Stephen to maybe come up with a \$12 million or less project to enable the county to minimize the impact to taxpayers. Jason and Stephen are both planning to attend the August 4, 2014 Council meeting with the results of this request.

The meeting was then adjourned at approximately 11:15AM.

Dated this _____ day of _____, 2014

Gary Leatherman, Commissioner President

Dave Dolezal, Commissioner

Chad Kline, Commissioner

Dated this _____ day of _____, 2014

Wayne Clouse

Jerry Jansen

Joy LeCount

Mike Toles

Tom Janes

Denise Lemmon

Wayne Targgart

Attested: _____
Jacqueline L. Knafel, Noble County Auditor