

**MINUTES OF A REGULAR SESSION OF THE
BOARD OF COMMISSIONERS HELD July 13, 2015**

Comes now the hour of 9:00 A.M. on the 13th day of July, 2015, 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:

Michelle L Mawhorter, Clerk
Dennis Graft, County Attorney
and
Doug Harp
Shane Coney
Kim Miller, Assessor
Stacey Beam, Probation
Michele Bricker, Treasurer
Zach Smith, Highway Engineer
Mark Goodrich, Highway
Norm Lortie, Building Inspector

SHERIFF'S DEPARTMENT

Sheriff Harp has quotes for the lobby floor in the Jail. He spoke to the Commissioner's last year and it has not gotten any better.

Doug has some photos to show the Commissioners (H.I.). Other issues are in the showers of the jail.

Doug has looked at some Commercial grade tiling vs what he had gotten last year. Quotes from a couple of Ft. Wayne places (H.I.). This quote is from Preferred Flooring Lobby is listed as \$19,360.00 and all Blocks is listed as \$39,600.00.

Gary suggest we wait to find out more information. The Commissioners do not require the company to come in if Shane and Doug can get the information. Doug would like to know if we feel this is something that would be doable. Chad states that as long as we can afford it and Dave feels that if we don't take care of it now it will only grow in problems and cost.

Doug has spoken with the Commissioners and Denny about a military employee and wondering about getting his Perf paid while he is gone for military. Doug states by Federal Law we are required to make the Perf contribution; Denny states that we "shall" pay our part but it is up to him whether he pays his. Chad has some questions about this employee's employment. The previous employee was an actual employee but this person quit the Sheriff's Department to go full time in the military. Denny states that we will have to seek an opinion on this.

Application process: Doug wonders why all the applications need to be sent to the County Coordinator, Doug does not want his to come here. Doug thinks this is adding a step to this for him. The Commissioner's want the application to be received in the Auditor's office NOT in any other office.

Doug states that we have a process going for confinement and they still have their part time. A Deputy has graduated from the academy so this is going to help us. But, we still have lots of time off coming.

PROBATION DEPARTMENT

Stacey states that the department has started looking into taking payments via credit cards.

The Health Department uses Gov Pay; Probation has had a phone meeting with them.

Stacey feels that using Gov Pay will benefit the probationer's who receive their pay on a debit card can now pay when they come in.

Chad makes a motion for Probation to be part of the Gov Pay system for Debit/Credit cards, Dave seconds, motion carries. (H.I.)

COURTHOUSE SQUARE USAGE

Joy LeCount

The Albion Starr Team has received a grant to host a "Block Party" June 25th, 2016. Next year is the Bi-Centennial year for the State of Indiana.

The Starr Team is asking to use the Courthouse Square and permission to use the restrooms on the first floor of the Courthouse. Joy would love for the County to have a booth during this time on the Square and to maybe even offer Courthouse tours. (H.I.) Chad makes a motion to approve the use of the Courthouse property, Dave seconds, motion carries.

NOBLE COUNTY BUILDING DEPARTMENT

Norm has pictures of a home they are dealing with. This actually came from the Health Department. Norm states that he has not actually been in the house but from the exterior it is falling in on them. The owners do not live there; the people who live there do have a life lease. There were some issues last year with the people living there receiving treatment for frost bite. Norm would like a condemn order on property located at 6284 E Leighty Rd, Kendallville (H.I.) the owners are in favor but we do need to condemn it to get the residence out. Chad makes a motion to set it for a hearing on July 27th at 9:30 am.

HEALTH DEPARTMENT

Cheryl wants to request a county credit card with a limit of \$1,000. Dave makes a motion to approve, Chad seconds, motion carries.

Cheryl has put a claim in for 708.20 for a vaccine.

Cheryl needs approval for a grant she is applying for. This grant also allows for additional personal and she will be hiring a part time nurse and a clerical person and this is for one year. After 1 year these position will go away and the county will not be required to pick them up. Cheryl will also be purchasing a new refrigerator and freezer she will then be moving the one at the clinic to the jail. She is requesting portable refrigeration. Cheryl will be applying for 99,495.00. Chad makes a motion to approve the grant, Dave seconds, motion carries. (H.I.)

BEAR LAKE, HIGH LAKE, WOLF LAKE SEWER SYSTEM

Judy Wisenberger is here representing the district and they are looking for a new member. Ruth Teeter has written a letter (H.I.) stating she is in favor of being on the board. Dave makes a motion, Chad seconds

NOBLE COUNTY ASSESSOR

Kim Miller is here talking about the contract for personal property.

Chad has questions in reference to the need for the service. If we hire this company and request an audit these people are going to be charged by the CPA. Chad asked if we are missing this much revenue. Kim states in some places yes we are. Chad wants to know why we are not going after the businesses/individuals we feel are not doing this correctly. Kim states we are already spending too much time on this. Chad wants to know why we are not looking at the ONES we feel need to be looked at. These are random checks. Chad thinks we are nitpicking. Kim feels by hiring this company and doing random checks we are not nitpicking. Chad feels that they get a set fee for their service whether they collect anything or not. Kim is ok with waiting till next meeting to get these questions answered. Gary would like to see what other Counties (comparable Counties) have generated from this. Kim will bring this back to the Commissioners on July 27th at 10:30.

The Commissioners would like to see the quotes on the Form 11's mailings.

GARRETT LLC TAXES

Kim was approached by Jerry Jansen wanting to know if there was a way to waive the taxes on this property. Kim got a hold of the DLGF asking if there was a way to waive taxes. They stated no there is no way to "waive taxes" you can do away with delinquent taxes and penalties.

Chad is asking Kim to adjust the assessment on the building to zero. Kim states that they did not appeal it they did have a chance with the Form 11, he had 45 days to appeal. No one appealed. Kim feels that she has looked at all avenues.

Gary states we cannot just get rid of all the assessment but can we drop this assessment down to what it should be. Kim state that you have to see her position and if she lets this person/business what does she tell everyone else. Kim will look into other options. Kim states that with the land and Chad wants to know why the land needs to change. Michele states that we have to be conscious of getting this back on the tax roll and it has doubled. And, for an empty building how does that happen. They are asking Kim to adjust this assessment. Kim states we are outside the

45 days. The Commissioner's want her to re-look at it. She will check into this. Chad feels that an assessment of \$545,000 on an empty building is an error.

LEPC

Judy Fox

The Commissioners have approved the payment for the new trailer. Judy states that this company is requiring a down payment. The Commissioners have told her to go ahead and get the down payment taken care of.

RECESS

@10:45

RECONVENE @ 11AM

HIGHWAY

Zach Smith

Mark Goodrich

Mark states that he has had a request to replace bed cylinder \$3,663.07 for truck #22. Dave makes a motion to approve Chad seconds, motion carries.

300 S is pretty much completed we ran into some surface issues but we are taking care of this.

Chip Sealed 16 miles of 300 S.

Distributor driver is on vacation this week so no chip and sealing going on right now.

Chad asks about a claim for Power Train for truck #9 so this truck will become a spare or at least the parts will. Dave makes a motion to approve the claim for \$7,341.55 and Chad seconds, carries

Bridge #147 Chad makes a motion, Dave seconds motion carries

IDOT

Zach has put together a request for re-imbursement for the damage we have had to 175 N and 225 E due to the closure of State Rd 8. The cost will be \$59,452.00

Speed Study

IC that allows that most of these were allowed on 9-13-2-19.3. This states that in Urban Districts as the territory contiguous to and including any street that is built up with structures devoted to business, industry, or dwelling houses situated at intervals of less than 200 feet for a distance of at least one-fourth mile.

Zach has a print out of recommendation for speed in different places across the county. Chad would like us to do a speed study where needed. Zach states we can where we feel this will be necessary but will look at the ordinances also. (H.I.)

Zach feels a speed study would be good for # 6, #8, #11, #14, #15, #23 and # 26.

Zach states we are doing some crack sealing. He states we have gotten quotes for the material Great Lakes, Klink Group, Asphalt Material (H.I.)

The quote will be covering 40 miles of road.

Chad makes a motion to approve the quote from Asphalt Material, Dave seconds, motion carries.

Zach states that they will be using the fiber material which is a specialized material and this quote is for \$17,482.50. Chad makes a motion to approve the quote from Payment Solutions, Dave seconds, motion carries.

Zach also shows an hourly rate for a supervision to inspect the sealing of the cracks this is to not over pay for roads where the cracks do not follow the whole road.

Chad makes a motion to approve the supervision contract with Payment Solutions for 7 workers.

W Main contract they sent it to Zach he and the Commissioners have made corrections and Zach will send it back to Beth @ Albion Town. Zach states the total project is about \$3,000,000.

Annual budget Zach states we are pretty much on track with what we have budgeted. It hasn't snowed yet.

Chad made a motion for the contract of Bridge #70 from Brimco, Dave seconds, motion carries.

DEA

Zach updated everyone's number since he was the last person to use this.

Recessed till after the Drainage meeting and lunch.

Reconvened at 1:20 pm

TAX SALE/COMMISSIONER CERTIFICATE INFORMATION

Sheri Auld

2 properties that Sheri has Quick Claim deeds for that need signed for the property owner next door will take title to.

Denny states there are 3 more deeds coming from the Court, Denny will check on them today.

Question about Sewer's and Sheri states that Legislation has changed and a property can be sold at tax sale for just sewer liens. Denny wonders what the county will charge. Sheri states when a sewer lien is established a \$20.00 fee. There is an additional tax sale fee of \$100 per parcel.

The Commissioners sign the petition for the Mike Myers property to go to the Courts.

INSURANCE QUESTIONS

Mary Applegate

ALE for a particular calendar year this is to show proof of insurance for our people. They must have a list of everyone to the IRS, they will send the information to Mary and it has to go out with the W-2's. Chad makes a motion to sign the Pro-Claim proof of employee insurance, Dave seconds, motion carries. (H.I.)

CLAIMS DOCKET DATE JULY 13, 2015

Nicole Noe

Commissioner's review claims

Chad makes a motion to approve the claims with the exception of \$34.93 for meals + approving the supplemental claims, Dave seconds, motion carries.

PAYROLL

JUNE 12TH, 2015 – JUNE 25TH, 2015

Chad makes a motion to approve payroll, Dave seconds, motion carries

ALAS

Phil states when Riecke painting was here they found a problem in the South West corner of the courthouse. Atlas states that they think that there is a leak in the corners. The quote is for \$7,773.33. We really do not know what the cost will be. Phil states no, not until we find out what is happening and what is causing the problem. Chad wants someone to take a look at it and find out what is wrong. Not just pay for the tuckpoint when we have just done that 2 years ago. (H.I.). Gary will ask Scott from Leatherman Construction if they can look and see what the problem is prior to paying so much money for things we don't need.

PETERSON CONSULTING SERVICE, INC

Dave makes a motion to accept the fixed fee of \$2,995 for the GASB 34 from Peterson Consulting Service, Inc, Chad seconds, motion carries.

MINUTES

Minutes of June 22, 2015, Gary asks for corrections or additions Dave makes a motion to approve, Chad seconds, carries.

CORRESPONDENCE

IDEM regarding Essex Group

IDEM regarding the IDEM has received a wastewater treatment plant.

Noble County Plan Commissioner reference July 1st meeting

Noble County Drain Maintenance Notice Bixler Lake Ditch #27

Noble County Drain Maintenance Notice Melvin #75

Town of Albion invoice for Leachate 24 loads \$720.00

IDEM reference permit application for Knapp Lake Area

Noble County Sheriff's Cashbook Report
IDEM for Phil Perlich on a confined Hog area
Noble County Court Security

RENTAL AGREEMENT ON THE PUBLIC DEFENDERS OFFICE

Gary states he sent an email to them for this and Doc's want to have the rent increased to \$1,700 a month. Gary will stop and talk to Duber about needing a year to year agreement not a 3 year lease.

CONFERENCE REQUEST

Request from Denny to attend a meeting in reference to local government law from start to finish July 24th & 25th. If the Commissioners pick up the cost of the seminar Denny will pay everything else. Dave makes a motion to agree, Chad seconds motion carries.

HOLIDAY SCHEDULE

Chad thinks we should go to having only 12 holidays a year. Michele states that we have an HR committee is it not the responsibility of this committee to help with these decisions. Gary states let's leave it alone at this time and see where we go with pays scales.

UNPAID CLAIMS

Doug Harp comes up and wants to know why the Commissioners are turning down meal claims on meals when the people were coming back from Baltimore MA.

Michele states that we allow \$40 a day for meals. Doug says why are we spending so much time on a \$15 claim?

Gary suggest that this policy goes before the HR committee and set a policy that everyone can live with. Wants the HR to work on this.

Chad makes a motion to approve the holiday schedule the Commissioner will meet on Tuesday when the holiday falls on Monday, Dave seconds, motion carries.

Cross section of department heads should form this new section of the HR department.

SURVEYOR'S VAN

Dave makes a motion to approve the purchase of the van with 20,000 miles on it from Shepherd's@ 23,450.00, Chad seconds, motion carries.

ADJOURNMENT

This session of the Board of Commissioners of Noble County was at approximately 3:20 P.M. recessed from day to day until the 27th day of July, 2015.

Gary D. Leatherman, President

David J. Dolezal, Vice President

Chad Kline, Member

ATTESTED: _____
Tonya L. Marks, Auditor