

**MINUTES OF A REGULAR SESSION OF THE
BOARD OF COMMISSIONERS HELD December 21, 2015**

Comes now the hour of 8:34 A.M. on the 21st day of December, 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:

Jacqueline L. Knafel, County Coordinator
Tonya L. Marks, Noble County Auditor
Dennis Graft, County Attorney
and Bill Etzler, Engineer Resources
Steve Garbacz, KPC Media
Zack Smith, Highway Engineer
Mark Goodrich, Highway Superintendent
Kim Miller, Assessor
TMA Representatives

LANDFILL

Bill Etzler, Engineering Resources, is present to discuss the following landfill issues:

- Groundwater sampling report were good
- Leachate pumping was down also, which was good news.
- Also off site sampling had come back good
- Bill indicated that he will conduct the semiannual site review and will complete that task this week. The report will then be sent to IDEM
- Bill will also complete the annual report and submit it to IDEM by the deadline of February 29, 2016
- The county was required to complete a compliance plan due to high numbers in Metane testing in, Bill will ask for a 90 extension be granted due to recent developments.
- Bill had drawn up an RFP to be sent to firms for landfill monitoring and reporting. After review there was decision about the date of receipt 1/6/16 should be changed to 1/15/16. Bill will make that change and send the information out.
- Bill was also asked about billing that was embedded in Engineering Resources billing. Bill is asking that copies of bills that have been sent directly to the county from Wilcox.

HIGHWAY

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

- Mark told the commissioners of damage done on 100 E between 400S and 500S. This was done by a utility company that had not even gotten a right of way permit for work in this area. The utilities have often billed us for damages done by our crews so Mark feels that Frontier should have to pay for the damages done to this area which was recently chip and sealed. Mark will contact the utility.
- Mark is also discussing the condition of the compost site. Mark is wondering if the highway department can do some improvement to this area which would include tree removal, burning or burying of stumps, and bringing bank dirt in to fill in ruts.
- Mark also reported that the department had done maintenance on over 100 miles of road this season

Zack Smith, Highway Engineer, was also present for the following issues:

- Zack presented a LPA Voucher for Bridge Inspection. Motion to approve the voucher signing came from Chad Kline and was seconded by Dave Dolezal. Motion carried 3-0
- Bridge 147 – field check was done last week – no issue to report
- Bridge 82 – survey is complete so moving forward

- CSX – Zack had received an e-mail from CSX and they were reviewing the final comment sent back to them on the agreement. Final agreement should be back to us by the first of the year.
- Speed Ordinance – Zack has made amendment to the previous ordinance on 600 S, 1100 E and Stone Hill Road. Zack is asking for review and permission to move forward with advertising and adoption.
- Annual Bids – Zack provided a summary to the commissioners and indicated a couple of missing items from some of the bidders. Dave Dolezal made a motion to notify bidders of missing items. Chad Kline seconded the motion. Motion carried 3-0. Chad Kline then made a motion to accept all bids. Dave Dolezal seconded the motion. Motion carried 3-0
- Highway Inspector has been selected and was hired from within. This has created another opening in the department so job posting for driver or operator will continue.
- Zack has drafted a reclassification letter for 400 N between state road 9 and 150 E. Chad Kline made a motion to sign the reclassification letter. Dave Dolezal seconded the motion. Motion carried 3-0.
- Bridge 75 – Repair work was done on this bridge recently
- Zack present the letters of interests received on this project. The commissioners reviewed and had questions on the engineering and construction coming from the same firm. It was suggested that Zack contact the one firm with these questions. LOI's were received from Leatherman Construction as well as DLZ Engineering.

ASSESSOR

Kim Miller was present along with a couple of representatives from TMA. This is dealing with personal property assessments and the auditing of those reports. Dave Dolezal made a motion to approve the TMA audit contract. Chad Kline seconded the motion. Motion carried 3-0. Kim also had the contract for the annual adjustments for EquiVal Tax Solutions. The commissioners took this contract under advisement until Dennis Graft had a chance to review. When Kim came back to the commissioners meeting. Chad Kline made a motion to approve the contract with EquiVal trending. Dave Dolezal seconded the motion. Motion carried 3-0.

SHERIFF

Doug Harp, Noble County Sheriff, was brought before the commissioners to explain the comp time that was given to the employees who attended the Christmas Party. Doug explained that this was also the awards banquet. Chad Kline indicated that the biggest problem with this was the fact that there was alcohol involved in this party. Doug made the decision to have everyone back this comp time out of their payroll reporting. Dennis Graft also explained that this was not a mandatory event. Employees were not mandated to be at this event. Dennis also indicated that this was not training event and he feels that the State Board would not look favorably on this reporting of comp time.

GARRETT LLC

Dennis Graft, County Attorney, explained that Garrett LLC was charged with the entire year of 2014 payable 2015 and ownership didn't take place until late November 2014. Chad Kline made a motion to remove all of the 14 pay 15 taxes. Dave Dolezal seconded the motion. Kim Miller, Assessor made note that she will go along with the commissioners wishes even though she feels that maybe this would not be in all fairness to all taxpayers in similar situation. Motion carried 3-0.

RECESS

Chad Kline made a motion to recess the meeting until after lunch. Dave Dolezal seconded the motion. Motion carried 3-0.

IN SESSION

The session of the commissioners came back into session with Zack reporting his finding concerning dual duties on a construction bid. Zack reported that Leatherman will be resubmitting their bid without the CM bidding. Zack will ask Leatherman to resubmit pricing without the CM bidding. This will come back before the commissioners at the January 11, 2016 meeting.

PLAN COMMISSION APPOINTMENTS

Dave Dolezal made a motion to re-appoint George Bennett and Tom Griffiths to the Plan Commission Board. Dave Dolezal seconded the motion. Motion carried 3-0.

ELECTED OFFICIAL CERTIFICATION

Jackie Knafel, County Coordinator, told the commissioners that according to the nepotism and the contract ordinances, the commissioners and elected officials were asked to sign the certifications. Chad Kline made a motion to sign all certifications. Dave Dolezal seconded the motion. Motion carried 3-0

MINUTES

Chad Kline made a motion to sign the minutes of the December 14, 2015 approved as written. Dave Dolezal seconded the motion. Motion carried 3-0.

CORRESPONDENCE

Weights & Measures – Monthly report – duly entered

PAYROLL

Payroll dated 12/23/15 for the time period of 11/27/15-12/10/15 containing 7 pages and totaling \$378,322.15 was approved with a motion from Chad Kline and a second from Dave Dolezal. Motion carried 3-0

RESIGNATION

An acknowledgement of receipt of Chad Kline resignation from the Board of Commissioners was discussed.

CLAIMS

Claims totaling \$\$171,714.56 and containing 8 pages were reviewed and discussed. Motion to allow the presented claims was made by Dave Dolezal and a second from Chad Kline. Motion carried 3-0.

BONDS

Jackie Knafel, reported that the following bonds were received for signatures: Doug Harp, Michele Bricker, Michelle Mawhorter and a blanket bond for the Treasurer's office employees. Chad Kline made a motion to sign the bonds. Dave Dolezal seconded the motion. Motion carried 3-0.

ADJOURNMENT

This session of the Board of Commissioners of Noble County was at approximately 3:02P.M. recessed from day to day until the 4th day of January, 2016.

Gary D. Leatherman, President

David J. Dolezal, Vice President

Chad Kline, Member

ATTESTED: _____
Tonya L. Marks, Auditor