

**Commissioners Meeting  
April 1, 2014**

**Present: David Gogel, Al Logsdon, Jim Seiler, Chuck Painter, Attorney Jeff Lindsey, Auditor Jane Lynam**

Meeting was called to order by President David Gogel at 8:17 A.M.

**Minutes**

Logsdon made a motion to approve the minutes from March 18<sup>th</sup>. Seiler seconded the motion, motion was approved.

**Claims**

Logsdon made a motion to approve the claims as presented. Seiler seconded the motion, motion was approved.

**Highway Report**

Painter asked if we still needed to do the tree planting at Huffman Mill, and if so who do we need to talk to. Gogel said yes we need to get it done and Lloyd told us she would forward the email she received from Daniel at DNR about that. Painter said he would get in touch with Lloyd about it. He said he believed Lloyd had talked to Phil Leiberling about planting the trees so he would contact him also. Gogel said the money to pay for this is coming from the Cum Bridge Fund, correct. Painter said yes there was money in there to pay for this project.

Logsdon said when we talked to Lloyd and she gave us a list of things that needed to be addressed; one of those items was for Attorney Lindsey to find out if it is required for a licensed engineer to prepare plans and specifications for bidding jobs, this is something we need to know. Lindsey said it was a questionable area; it would be a better practice to have an engineer, maybe hire someone to just spend 2 or 3 hours putting together the specs.

Gogel said Lloyd had emailed him to let him know that all the bid specs were ready for the projects that the Commissioners had approved for this year; all we have to do is put in the date and time and they are ready to go.

Logsdon then asked about the bridge inspections. Gogel said Lloyd had put out the RFP's, they have all been received in the Auditor's office, we now have to grade them and select someone.

Logsdon asked if the cell phone and wifi had been turned off as instructed and Gogel responded that Lloyd had told him it would be turned off on April 1<sup>st</sup>. The PSCI address needs to be left and the password given to Cindy and Kay at the highway garage so they can check emails coming in.

Gogel said that CR 700 E from Santa Claus to the Dubois county line needs to be restriped when we have someone in that area. Logsdon said the road south from Mariah Hill down through the bottoms, start in that hard curve to the right, Gogel's house is up on the left, there is a lot of asphalt breaking off there, could become very dangerous if not fixed early. Painter said he would check on that.

Logsdon said he received an email from Lloyd responding to a question he asked her about the correspondence with Rusty Fowler at INDOT. Lloyd said everything was saved on the server on the Engineer Drive at the garage. Logsdon said his main concern was whether we had everything stored in printed form or someplace electronically and her response assured him that we had both. Painter said they have been having trouble with the server and needed to have someone look at it. Logsdon told him to call Gary Eck with Eck Mundy and let him look at it.

Gogel said we need to get our committee together and get the check off sheet and get to work on the bridge inspections. Painter will find out what the deadline is.

Gogel asked when the deadline for the first bids was and Painter responded May 20<sup>th</sup>.

Logsdon said each district has approximately three roads on that CEDIT plan, for savings this year we would be foolish to bid those one road in district one, one in district two, and one in district three.

Painter said we need to sit down and talk and see if we can group those together and get a better price because you would have a lot more tonnage in the area to do. Logsdon said lets bid district one first, then two, then three, do them by districts to get a better price. Let's put it on the agenda for the next meeting: for CEDIT roads, how we are going to do that process and make a motion to do them one district at a time and determine what order they are going to be in.

Painter asked Lindsey if we needed to have wage hearings if we decide to proceed in doing them by districts. Lindsey said he would check into it.

Logsdon asked Painter about CR 575 W. Painter said he had put some rock down there, but there is a drainage problem there we will have to look at and see what can be done. Logsdon asked that Painter and Surveyor Herron both go look and let the Commissioners know what they find out.



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#### **Legal Report**

Lindsey said he didn't have a complete report on the dispatch, but his recommendation would be to have a meeting with everyone concerned, Sheriff, EMS, Commissioners, etc and discuss the ins and outs of what the dispatch does what the logistics are and what the constraints are and get a better idea of what goes on there. Maybe the system doesn't need to be changed; maybe there could be some tweaks about how they work together. Before we establish a process where it is taken out of the hands of the sheriff we should make sure everybody understands what the consequences of that are going to be. Lindsey said he felt a meeting with everyone to discuss how those organizations interact, try to trouble shoot that aspect before we make a major change in the management and control of dispatch. Logsdon said what he wanted to see was the dispatch answer to the Commissioners because we have had tremendous difficulties in communications in the last couple of years from those entities; if they answer to us we have continuity. Logsdon asked Lindsey to contact the Dubois County Attorney and see how it is working for them since they changed over.

Gogel said he thought we could wait until after the May primary and have a meeting with the two potential sheriff candidates and everyone else involved and discuss the situation. Meeting was set for May 20<sup>th</sup> as an informational meeting at 8:30 to discuss ideas. Lindsey will draft a letter to let everyone know about the meeting.

Lindsey said the only other thing he had was to maybe have a few proposals together from engineers as to what their consulting fees would be if we needed them. Gogel said he felt that was a good idea because something might pop up that we need an engineer, so we should be prepared. Logsdon said a prime example would be the response that is due to INDOT on federally funded projects. We probably won't be able to submit anything unless there's a sign off by an engineer. Painter responded that we won't be able to even ask for federal funds unless it is processed by an engineer first.

Gogel said we need to think about what we want to do about replacing the engineer, maybe sit down with the County Council and get their ideas, before budget time. Gogel also asked about the paperwork that needs to be filled out for reimbursement on the engineer's salary, who does it and when does it need to be done. Lindsey said he would check on all of this information for the Commissioners.

Logsdon said if in order to meet the deadline for the ITAP local call application for projects to be funded from July 1, 2017 to April 30, 2018 if it is necessary to engage a professional engineer to submit the application, **he made a motion to use Tara Lloyd a representative of Beam, Longest and Neff. Seiler seconded the motion, motion was approved.**

#### **Theresa Cail-Ordinance Amendment**

Cail explained that the Plan Commission is asking for an amendment that the additional 70 foot right-of-way along 231 be removed, and that double stacked signs be allowed also. State requires so much right-of-way, that our setback will be 5 feet from the state right-of-way. All of the sign will have to be on the property owner's property, none will be allowed in the right-of-way. Logsdon asked Cail if she was in favor of the Ordinance and she said she was in favor of it.

Logsdon made the motion to accept for first reading Ordinance No 2014-05. Seiler seconded the motion, motion approved.

#### **New Business**

##### **Kim Hay and Donna Etienne**

Hay spoke to the Commissioners to let them know they are hiring temporary clerical help and will pay them out of the Health Clinic Fund. They have enough money to cover 40 weeks, 20 hours per week for the rest of the year.

They hope to collect enough money to cover next year also. Gogel said that was fine as long as they realize that when their money is gone so is the extra help.

Seiler made a motion to allow the extra help. Logsdon seconded the motion, motion was approved.

#### **Appointments to replace Toler on various boards**

1. **Advisory Plan** - Logsdon made a motion to appoint Gogel to the Advisory Plan Commission. Seiler seconded the motion, motion was approved.
2. **Child Protection Services**-Logsdon made a motion to appoint Seiler. Seiler seconded the motion, motion was approved.
3. **LEDC**- Logsdon made a motion to appoint Seiler. Seiler seconded the motion, motion was approved.
4. **Chamber of Commerce**-Logsdon made a motion to appoint Seiler. Seiler seconded the motion, motion was approved.

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**Verizon**

Logsdon asked about checking with Verizon Wireless to make sure we are getting the best rates and not being charged for something we don't need.

Logsdon made a motion to recess until 10:00. Seiler seconded the motion, motion was approved.

**Bid Openings for Reassessment**

Assessors Estimate was \$475,000

Three bids were received for a 4 year contract starting July 1, 2014

- 1. **Indiana Assessment Service**            **\$448,232.00**
- 2. **Nexus Group**                            **\$266,400.00 (Bid at \$66,600 annually)**
- 3. **Tyler Technologies**                 **\$466,515.00**

Arnold asked that the Commissioners let her take the bids under advisement so she could do further review.

Logsdon made a motion to have the Assessor review the bids and report back to them at the next meeting. Seiler seconded the motion, motion was approved.

**Old Business**

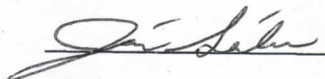
Lindsey said the 231 plaza property transferred in January and they were given 90 days from the date of transfer to remove the two buildings, and the 90 days are about up. We haven't heard anything from the new owner as to what his intentions are, so how do you want to handle it? After some discussion Lindsey was directed to contact Mr. Kulbeth and ask him to attend the next Commissioners meeting. ABR asked to use the Courthouse on December 6<sup>th</sup> and 7<sup>th</sup> and the week prior for practice. Logsdon made a motion to approve ABR using the courthouse. Seiler seconded the motion, motion was approved. Logsdon asked about the vacancy in the courthouse since the extension office has moved to the new 4-H building; we need to decide the best use for that space. Maybe we could alleviate some of the rent we pay now. Seiler stated that we need to decide who would be the best fit in that space. Logsdon asked for it to be put on the next meeting agenda.

Logsdon said at the last LEPC meeting they discussed the courthouse being used as a refuge in the event of a storm, no one was opposed but we need to decide what areas would be used. We need to designate what areas can be used for security measures. Commissioners decided to let Stephanie Melton and Milton Pledger come up with a proposal and they would approve it then Stephanie could enforce it. Gogel said he would have Melton bring a proposal to them at the next meeting.

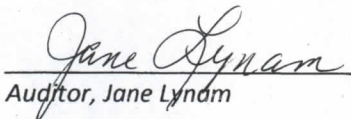
Seiler made a motion to adjourn. Logsdon seconded the motion, motion was approved.


Meeting was adjourned at 10:30 A.M.

  
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President

  
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Attest:

  
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Auditor, Jane Lynam

  
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**Commissioners Meeting  
April 15, 2014**

**Present:** David Gogel, Jim Seiler, AL Logsdon, Chuck Painter, Attorney Jeff Lindsey, Auditor Jane Lynam

Meeting was called to order by President David Gogel at 1:15 P.M.

**Minutes**

Logsdon made a motion to approve the minutes from April 1<sup>st</sup> as presented. Seiler seconded the motion, motion was approved.

**Claims**

Seiler made a motion to approve Batch #2955 in the amount of \$2,100. Logsdon seconded the motion, motion was approved.

**Highway Report**

Painter said he had talked to Leiberger about planting the trees at Huffman Mill, and he will get back to him on the price. He also talked to Daniel Gutera with DNR and he said we needed to plant 20% of what was planted the first time.

Logsdon said we should have something in writing from the DNR about what they are requiring before we get started on that project.

Lindsey said we probably need to get a couple more quotes on the project before we start also.

Painter said he had received an email from Kendall Thompson from Lincoln Park about 300 E. He wants to know if we are doing any maintenance on that road before they take it over. Consensus was that there was nothing in the original agreement concerning that.

Painter said we discussed hiring part time help at the garage to help with CEDIT Roads; is it possible that we go ahead and do that? Would like to hire John Gelarden, former project manager over Evansville operations at Rudolph's; have him work approximately 20 hours per week during the time we are doing road paving.

There was discussion over where the money would come from to pay Gelarden. Gogel said we could pay it out of CEDIT funds or transfer some from the Engineer's salary to the part time line item already in that budget. The Auditor's office is checking with the SBOA to make sure we can do this without advertising, if so Gogel will go to the Council meeting this evening and speak to them.

Seiler made a motion to hire John Gelarden to help Painter oversee paving projects. Logsdon seconded the motion, motion was approved.

Painter said that in order for them to get the roads ready for paving they needed to push the first bid back to June 1<sup>st</sup>.

**Overpass Application**

Bill Stewart and Tara Lloyd with Beam Longest & Neff explained the application would need to be updated and resubmitted. They will help with getting it updated and submitted at no cost to the county. Lloyd said she would contact Chrisney Fire Dept, Sheriffs Dept, EMA, and EMS to get letters of support for the application.

Logsdon made a motion to accept the offer from Beam, Longest, & Neff to create the plan for the overpass at 700 and old 231 and express our thanks. Seiler seconded the motion, motion was approved.

**Bridge Inspections**

Painter said Laura Lewis with INDOT had said to go ahead and file everything as is because it needs to be there by the last of April. She said to go ahead and get everything to her and she will keep it going at that level.

**Theresa Cail**

Cail presented Ordinance 2014-05 for the second reading to amend the setbacks on billboards and allowing double stacks on the new 231 corridor overlay district.

Logsdon made a motion to approve on second reading Ordinance 2014-05 amending the Spencer County Zoning Ordinance by allowing certain advertising devices in the US 231 corridor overlay district. Seiler seconded the motion, motion was approved.



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Cail said she had received an email from Robert Wilkinson GIS coordinator with DNR asking for a limited use agreement with WTH to release road layer data to DNR for the National Flood Insurance Program Map Migration Project.

Logsdon made a motion to approve the Limited Use Agreement for DNR. Seiler seconded the motion, motion was approved.

**231 Plaza**

Gogel explained that he had received a call from the Carter Township Fire Chief and he said they and the Indiana State Police and some other emergency service groups wanted to use the property for training purposes before it is torn down. Training exercises should be done on June 15<sup>th</sup>. Mr. Kulbeth, current owner of the property, was present and said he had no problems with them using the facility for training purposes, but he would like an extension of the time period given for demolition.

Logsdon made a motion to give an extension of the clean up date on that property until September 15, 2014. Seiler seconded the motion, motion was approved.

Logsdon asked Building Inspector, Phil Brown, if everyone wanting to use the 231 plaza property was aware of the unsafe condition of the buildings. Brown said they have been notified of the condition and they know they are not allowed in the west wing of the property.

**Sara Arnold-Reassessment Bids**

Arnold explained that at the last meeting the bids were opened for Reassessment and she was asking that all those bids be rejected due to a misunderstanding in the specs, there was a \$200,000 difference from one company, and they were planning to do the work at their offices from GIS mapping and did not include vacant and exempt properties. The other two bids included these things, so the only appropriate thing to do would be to reject all bids and start over. New bids will specify on site and vacant and exempt properties. She would like to have the new bid opening on May 7<sup>th</sup>. Seiler made a motion to reject all bids and start over. Logsdon seconded the motion, motion was approved.

**Mowing Bids**

- 1. Four Seasons Lawn Care
  - \$80.00 Courthouse Weekly
  - \$70.00 LEC Weekly
  - \$00.00 Monthly off season clean up at both locations
  
- 2. Clarks Lawn Care LLC
  - \$90.00 Courthouse Weekly
  - \$80.00 LEC Weekly
  - \$25.00 Monthly off season clean up at both locations
  
- 3. Robinson Landscape
  - \$80.00 Courthouse Weekly
  - \$70.00 LEC Weekly
  - \$40.00 Monthly off season clean up at both locations
  
- 4. Red Line Lawn & Landscape
  - \$65.00 Courthouse Weekly
  - \$65.00 LEC Weekly
  - \$50.00 Monthly off season clean up at both locations

Logsdon asked if the Red Line Bid could be accepted without the insurance certificate being provided at this time. Lindsey said it doesn't actually say when the certificate of insurance has to be provided so the bid could be awarded subject to the provision of providing the insurance certificate. We need to tighten up the wording for next year's bids, make sure that the Certificate of Insurance and the list of equipment are included with the bid.

Logsdon made a motion to take the bids under advisement and have Lindsey and Gogel go through and check for low bid and then go ahead and award the bids. Seiler seconded the motion, motion was approved.

**Kevin Patmore**

Patmore told the Commissioners that he thought we had a public hearing in November of 2013, but apparently the notice didn't get in; so we are resubmitting that petition, CR 300 & 1625 and all those



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unimproved platted streets within the memorial itself, and we will have the public hearing on May 7<sup>th</sup> because the public hearing must be within 30 days of submitting the petition. We will be asking you not to do the improved roads 300E & 1625N. We would like to use 1625 as part of our new trails and make a new county road ¼ mile north, on the northern edge of the property.

Logsdon asked if the road being vacated would remain a black top or would we be able to mill it and use it someplace else. Patmore said some of it will probably be able to be milled, but we are proposing to leave part of it as our trail.

Lindsey said when you file the petition and it includes the platted streets and also 300E and 1625N and the Ordinance only addresses the vacating of the platted streets you should probably say something about tabling the request on 300E and 1625N so that preserves that public hearing until a later date when you are ready for the remainder of the Ordinance to be adopted.

Logsdon said we need to make sure that we have enough right-of-way once the new road is built for maintenance, drainage, etc. Patmore explained that it was Harrison Street and it was 60 foot so there wouldn't be a problem. Public hearing was set for 10:00 on Wednesday, May 7<sup>th</sup>.

Patmore said he had another item to discuss and that was CR 625. INDOT wanted something done with CR 625 so there would only be one entrance onto 245. Santa Claus is looking at projects and about ten years ago INDOT had two things they wanted to see done, that was Kasper Drive, which we have done and CR 625. What they suggested, was the two entrances onto 245 be made into one. The town has already requested their engineers to come up with a preliminary cost estimate to widen the road and come up with one entrance. The town could annex, or exercise jurisdiction because it is within 4 miles of the boundaries. The town would just like to propose the project to INDOT and see if it comes through. If they approve it then we can decide what we want to do or do it as an interlocal agreement.

Gogel asked if they needed permission from us to go ahead and apply for this project. Patmore said yes, the town could do it, but we would like to represent it as an interlocal cooperative effort to try to improve the transportation infrastructure of Spencer County.

Logsdon made a motion to approve the interlocal agreement with Santa Claus. Seiler seconded the motion, motion was approved.

#### **Elliot Englert**

Englert was present to present to the Commissioners the St. Meinrad close out documents. Englert explained that the St. Meinrad Water Improvement Grant project was complete and needed to be signed off on by the county. On 1-28-14 construction was completed and on 3-26-14 the final draw down was made.

Logsdon made a motion to approve the close out papers for St. Meinrad Improvement Grant CF-12-113. Seiler seconded the motion, motion was approved.

#### **Brownfield Assessment Grant**

Englert explained that from the list of properties in six counties we have selected three in Spencer County. One is in Richland and they will have to take care of that. One is the old Spencer County Jail and we need to do an environmental assessment on the property which requires Commissioners permission to do. The other property was the old plywood property located in Evanston which they need to get site access from the landowner. Region 15 will send a letter to Merciel LLC requesting permission for site access on behalf of the Commissioners.

Logsdon made a motion to have President Gogel give permission for site access to the old jail property. Seiler seconded the motion, motion was approved.

Logsdon made a motion for Region 15 to send a letter to Merciel LLC on behalf of the Commissioners requesting site access. Seiler seconded the motion, motion was approved.

Englert reported that United Energy is still doing quarterly reports on our current Brownfield clean up grant. Grant should be done in September and we will work with the state for a no further action required letter.

#### **New Business**

Janice Weber explained that Community Corrections had their audit 2 weeks ago and we used every cent our grant money, actually we used \$710.00 more than we were supposed to. They send us CTP money, which we won't be getting anymore, we used this money and now we are going to use project income money to send the state back the \$710.00; just came to ask for your approval.



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Seiler made a motion to approve sending the money to the state. Logsdon seconded the motion, motion was approved.

**Old Business**

Gogel asked for discussion on the vacant courthouse office space. Judge Dartt said his thoughts were that maybe we could use that space to save some money for someplace we now pay rent on, possibly use if for the Surveyors Office to get him out of the basement and thirdly in probably a year we will need more room for a magistrate and the CASA program. Dartt said maybe we need to put together a committee for long term planning. One thing he now has to worry about is security; on January 1<sup>st</sup> the Supreme Court passed a new administrative rule making the Judge responsible for making sure that there is a courthouse security plan implemented in the county.

After much discussion Logsdon said he felt that the Commissioners should ask for volunteers to serve on a committee to study long term plans for space. Need to study and see what is needed for CASA, have Cindy Parsley attend the May 7<sup>th</sup> meeting and give us the bare minimum space required.

**Bridge Inspection Proposals**

Bridge Inspection Proposals were opened by Lindsey and passed out. The three proposals were from:

- 1. Clark-Dietz
- 2. Bernardin Lochmuller
- 3. United Consulting

Painter said we need to get our scoring done as soon as possible and get it back to Cindy at the County Garage by Monday, no later than Tuesday. Painter will check on the method of scoring and let everybody know by tomorrow. Laura Lewis with INDOT will keep everything moving for us.

**Mills**

The gentleman from Mariah Hill had called the Auditor's Office again to complain about a culvert he wants the county to place on his property. Since there is a discrepancy in the property lines Logsdon said the next time he calls tell him we will take no action until we know where the legal boundaries are from a licensed surveyor.

**Legal Report**

Lindsey reported that on the Common Wage Committee we will have to make an appointment to the general board, for any project anywhere in the county over \$350,000 and two appointments for our projects, CEDIT Roads. We have to have one person, a taxpayer in the county, for any project, we do in the county over \$350,000 for the year, and one specific to the project. If we are going to bid roads in a package where it might go over \$350,000 then we have to use Common Construction Wages as set by a wage committee. Lindsey said he can ask for the convening of the committee to get the wage rates set so they can be included in the bid specification packages.

Logsdon made a motion to appoint Jim Boyer for the general board appointment, subject to his approval. Seiler seconded the motion, motion was approved.

Logsdon made a motion to appoint Mickey Toler as the taxpayer for the CEDIT Roads projects. Seiler seconded the motion, motion was approved.

For the specific paving projects Logsdon made a motion to appoint Chuck Painter. Seiler seconded the motion, motion was approved.

**AT&T Contract**

Lindsey said we received a new contract from Dave Hanson with AT&T, but it was for three years instead of the four years he originally told us. The migration clause is only good if we migrate to AT&T digital. The price is a little less on this agreement.

Logsdon made a motion to approve the signing of the AT&T agreement. Seiler seconded the motion, motion was approved.

**Engineer Services**

Gogel asked if we needed to get proposals from Engineering Firms in case we need services from an engineer in the future. Logsdon said if it is routine stuff Bill Stewart has assured us they would do that at no cost to us, if we need something later we can do it then.

Painter said from what he has learned, we don't have to have an engineer to write the bid specs unless we change the whole scope of the road. Our specs now say to meet state specs, I think we need to change some of that and use less recyclable materials.



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**Part Time Help**

Logsdon asked what they were going to us for an hourly wage for the part time help for Painter at the garage. After much discussion the Commissioners recommended \$34.00 per hour with no fringe benefits. Auditor's Office had checked with the SBOA and they told us that IC 6-1.1-18-6 allowed us to transfer the money from the engineer's salary to part time help without advertising. Gogel will go to the Council and ask for their permission to go ahead with hiring the part time help for Painter: he will be providing professional help; he will go out and lay out the project, mark it and oversee it.

**Congressional Common School Report**

Logsdon made a motion to sign the Congressional common school report. Seiler seconded the motion, motion was approved.


**Bituminous Recommendation**

Lindsey will send a letter to Bituminous concerning their recommendations and how the county will address them.

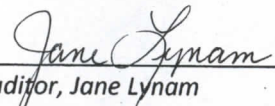
Seiler made a motion to adjourn. Logsdon seconded the motion, motion was approved.

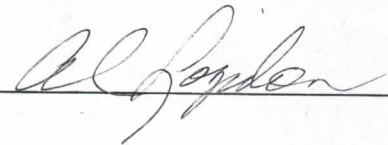
Meeting was adjourned at 4:50 P.M.

  
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President

  
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Attest:

  
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Auditor, Jane Lynam

  
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**Commissioners Meeting  
May 7, 2014**

**Present: David Gogel, Al Logsdon, Jim Seiler, Chuck Painter, Attorney Jeff Lindsey, Auditor Jane Lynam**

Meeting was called to order by President David Gogel at 8:15 A.M.

**Minutes**

Logsdon made a motion to table the minutes from the April 18<sup>th</sup> meeting until the next meeting on May 20<sup>th</sup>. Seiler seconded the motion, motion was approved.

**Claims**

Logsdon said claims #89, 91, 109 and 114 totaling \$13,798.95 were all for one person who is now over our \$10,000 catastrophic cost, so we need to make sure they are aware of that. Gogel questioned claim # 146 and explained that this was not the proper way to handle the situation and asked Attorney Lindsey to send a letter to the person who filed the claim and make them aware of the reason. Logsdon questioned claim # 126 and asked Auditor Lynam to let them know about this at the next meeting.

Logsdon made a ~~question~~ motion to approve all claims except #146. Seiler seconded the motion, motion was approved.

**Highway Report**

Painter explained that the first bid letting on the CEDIT road projects would be let on June 17<sup>th</sup>. There would be one each month after that, the next one on July 15<sup>th</sup> and the final one on August 19<sup>th</sup>. Lindsey said that if they go over the August 1<sup>st</sup> date they will have to have a new common wage determination because they are only good for 90 days.

Logsdon explained that he couldn't be here on July 15<sup>th</sup> and made a motion to change the date of the July meeting until July 16<sup>th</sup> at 1:15 P.M. Seiler seconded the motion, motion was approved.

Painter said the server at the county garage is going out and they have been advised that it needs to be replaced; Eck Mundy has given them a price of \$6,362.99 for replacement. Painter said he would go to the Council and ask to have money transferred to take care of it, if that's what the Commissioners wanted him to do. He was told to go ahead and get it fixed.

Painter said the money that is now in Lease Rental, the \$100,000, if we can transfer that into equipment and then take a little out of rental equipment we could pay for all the equipment we need instead of making payments and paying interest. He will go to the Council and ask for the transfer if that's what you want to do.

Lindsey said the state schedules the common wage meetings, Spencer County is scheduled on the first Thursday of the month, so if we wait until the first Thursday of August I'm not sure you would have enough time to get bid specs out with the new wage schedules for the August 19<sup>th</sup> bid letting. We need to have a meeting in July in order to make that dateline. At the June 17<sup>th</sup> meeting we need to get a meeting set for common wage.

Painter presented a copy of a Resolution establishing mailbox policy for Perry County for the Commissioners to look over.

Lloyd was the ADA coordinator, but since she is no longer here we need to select someone to replace her. Since Phil Brown is the coordinator for some of the adjoining towns Gogel will ask him if he would serve in that capacity for the county.

Logsdon asked who we should contact to make sure we are keeping up with all the dates and requirements that Lloyd used to do for us. We were advised to use Bart Muller.

Logsdon asked about the progress on the bridge south of 70. Painter responded that bridge 253 was complete.

**Legal Report**

Lindsey introduced Shawn Kraunbuhl from ESPY Services. Kraunbuhl presented an Executive Overview of the county's AT&T charges. He explained that on April 28, 2014 he made initial contact with AT&T. He explained they were working with AT&T to get everything straightened out. He asked that the county hold the new contract with AT&T until he could get the billing



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Issue resolved.

Kraunbuhl will help draft a letter to AT&T to let them know they need to deal with ESPY Services on this problem.

Seiler made a motion to go ahead with the letter and let Lindsey and Gogel sign it to get resolution on this matter. Logsdon seconded the motion, motion was approved.

**Sara Arnold-Reassessment Bid Openings**

Arnold explained that we received two bids.

- |                               |              |
|-------------------------------|--------------|
| 1. Indiana Assessment Service | \$419,730.00 |
| 2. Tyler Technologies         | \$406,776.00 |

Logsdon made a motion to have Arnold take the bids under advisement and report back to us at on May 20<sup>th</sup>. Seiler seconded the motion, motion was approved.

Arnold asked about using the truck the Engineer had used for field assessment purposes. The idea of using the same truck the Surveyor does was also discussed.

**EMA Mutual Aid Agreement**

Melton explained that they were looking at a mutual aid agreement with Kentucky.

Al Perdue said that since we are so close to Owensboro and the law has now changed we have decided to pursue an interstate agreement. If we had a situation where FEMA could reimburse, we have to have the agreement in place. We want you to look over the agreement and see if this is agreeable to everyone and we can come back to the next meeting.

**Kim Litkenhus-Electronic Cigarettes**

Litkenhus gave a presentation on electronic cigarettes outlining what they are and the risks involved with using them. She explained how big tobacco companies are developing and marketing the electronic cigarettes. She explained some of the dangers associated with the electronic cigarettes and things the county could do to help restrict them. The county can add the definition of "smoke" and "smoking" in smoke-free air laws to include e-cigarette vapor and e-cigarettes in their smoking policy; restrict the sale of e-cigarettes. The Spencer County Board of Health has passed a Resolution in support of electronic cigarette free workplaces and public places. Litkenhus said they would help with signage if the county wanted them to do that. Our goal is to let you know what is going on and hopefully help you update your personnel policy to include all tobacco products.

Logsdon asked Lindsey to contact Kent Irwin and ask his opinion on how to handle this situation, and contact the Attorney General's office to see if we are getting in over our heads by trying to restrict this. Logsdon said he would take this information to the next health meeting.

Lindsey explained that we had sat through a Fraud Webinar which opened our eyes to different ways that fraud can occur. In discussing this Jack Kroeger, Council President, suggested setting up a committee for oversight. Lindsey will continue to look into this for the county.

We talked about setting up a Public Safety Commission so I will set up the meeting at 8:30 A.M. on May 20<sup>th</sup> and get the letters sent out to everyone concerned. We can discuss what we want to accomplish and have questions and answers

Logsdon asked Lindsey to check with Art Nordoff, Attorney from Dubois County and see if he could attend the meeting to answer questions about how Dubois County set their Public Safety Commission up.

**Public Hearing-Petition to Vacate portion of County Road 300 E, 1625 N & certain streets and alleys in Lincoln City.**

Kevin Patmore presented a color coded map which is attached to the petition, he explained that initially they asked for all the streets including CR 1625 N, depicted on the map as Lewis Street and Shillito Street which is CR 300 E, they now do not want these two vacated, they want these two held in abeyance. Today we want to request you vacate all of them but to hold in abeyance Lewis Street and Shillito Street pending the land swap with the National Park Service.

Gogel asked for public comment for or against the petition to vacate. Kendall Thompson, with the Lincoln Boyhood Memorial said they were in favor of the petition, it just makes sense to us to do it.

Patmore asked that the Commissioners suspend their rules and pass this Ordinance on the first reading since they are on a time restraint.

Logsdon made a motion to suspend the rules of regular Ordinance adoption which consists of two readings. Seiler seconded the motion, motion was approved.

Seiler made a motion to approve Ordinance No 2014-06 on the first reading to vacate streets and alleys as printed. Logsdon seconded the motion, motion was approved.



May 7, 2014

**Spencer County Catalyst Group**

Laura Harmon, Melissa Brockman and Emily Thompson all members of the catalyst group were present. Harmon thanked the Commissioners for all the work they do. The young ladies then passed out magic wands to everyone in attendance and said if money and time were no object what would you do with your magic wand for Spencer County.

Suggestions made included:

1. Sitting up a medical center for the indigent and having people of different income levels being treated on a sliding scale.
2. One school system instead of two, speaking with one voice.
3. More development along the river and general update of transportation system
4. Excursion train
5. Sow the seeds in our youth so they would have a desire to serve in the county as elected officials.

Melissa Brockman explained that they are trying to keep the youth engaged in Spencer County, they are not only looking at the present but also at the future. A planning session is being organized for May 20th at 8:00 A.M. at the Chrisney Youth & Community Center. We want to invite the Commissioners to be the welcoming committee and give a short presentation on the State of the County.

Logsdon said he felt the Commissioners needed to attend this meeting so we could start our regular meeting for that day at 12:30 and plan to finish by 3:00 and then set the dispatch meeting from 3:00 until 4:30.

**Janice Weber**

Weber wanted to let the Commissioners know that they have started monitoring youth to keep them out of trouble. That cost for 262 days is \$2,452. If they were in Vincennes at \$100.00 a day it would have been \$26,200 and at \$150.00 per day which it is sometimes that would have been \$39,300. Logsdon said when we send them to Vincennes they are supposed to be getting 24 hour a day supervision and treatment if necessary, you monitor them with an electronic monitor, what kind of support do you give them. Weber said we use GPS now, and we give them whatever probation is giving them here, anything probation refers them to, we do.

Weber also wanted to let them know that we have received a performance bonus and our advisory board will decide what we do with that money. We received \$13,815.24, the break down was:

Level A's received \$20,932 and there were 19 that receive that amount.

Level B's received \$13,815.24 and there were 21 that received that amount.

Level C's received \$6,907 and there were 9 that received that amount.

Level D and E received nothing.

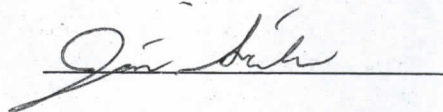
We also had our site assessment, in our self assessment we gave ourselves an 88.1 and when they came down from Indianapolis they gave us a 88.8 assessment. The first year we started we got an assessment of 48, so we have really stepped it up since then.

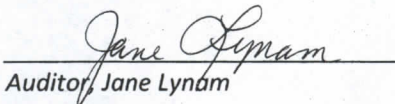
Logsdon made a motion to adjourn. Seiler seconded the motion, motion was approved.

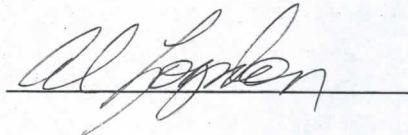
Meeting was adjourned at 11:12 A.M.

  
\_\_\_\_\_  
President

Attest:

  
\_\_\_\_\_

  
\_\_\_\_\_  
Auditor, Jane Lynam

  
\_\_\_\_\_



401  
Corrected  
version

**Commissioners Meeting  
May 20, 2014**

**Present:** David Gogel, Jim Seiler, Al Logsdon, Attorney Jeff Lindsey, Auditor Jane Lynam

**Absent:** Chuck Painter

Meeting was called to order by the President David Gogel at 12:30 P.M.

**Minutes**

Seiler made a motion to approve the April 15<sup>th</sup> minutes and the May 7<sup>th</sup> minutes with the insertion of the word insurance on the second page where it says health meeting should read **health insurance meeting**. Logsdon seconded the motion, motion was approved.

**Claims**

Logsdon made a motion to approve Batch #2970 for \$24,000. Seiler seconded the motion, motion was approved.

Logsdon made a motion to approve Batch # 2966 for \$22,749.32. Seiler seconded the motion, motion was approved.

**DOT Physicals**

Autumn Winkler explained that DOT physicals are not being ran through insurance by doctors anymore, so when one of our employees gets a DOT physical they have to pay up front. She has talked to SIHO and our plan does not currently address DOT physicals; we can do a plan amendment or put a line item in the budget to reimburse the employee after they have paid.

Logsdon made a motion to take the action to put that line item in the Highway Budget for 2015. Seiler seconded the motion, motion was approved.

Winkler explained that for 2014 we still have some money in the Commissioners Insurance line item so we can take it from there after they turn in their receipts. Commissioners decided to proceed that way for the remainder of 2014.

**Zumba Exercise Program**

Winkler said an employee who was a Zumba instructor had approached her to see if it would be alright to have a class in the auditorium at no cost to the county for any county employees who were interested. X Logsdon said it was a great idea so go ahead with it.

**Highway**

Logsdon said we talked about a vehicle for the Assessor's Office to use at the last meeting, we discussed them using the truck that was used by the Engineer, since it is not currently being used. Logsdon made a motion to let the Assessor's Office personnel use the truck under the condition that they call the garage 2 days in advance and make sure that the truck was not scheduled for use that day. Seiler seconded the motion, motion was approved.

**Health Clinic**

Logsdon explained that Spencer County, along with Perry County is considered medically underserved by the federal government. He had lunch with the Perry County Memorial Hospital CEO, Joe Stuber and he said he would help us however he could. There will be a meeting at the Perry County Hospital on May 29<sup>th</sup> at 1:30 for anyone who wanted to attend; he said he would attend as the representative for the Commissioners. Logsdon said that Stuber had asked if we would consider a mutual aid agreement for ambulance service like we previously had with them. He will talk to Jane Stout and see if we can get something worked out to everyone's agreement.

**EMA-Mutual Aid Agreement**

Attorney Jeff Lindsey said he had looked through the agreement and found no problems. Allen Perdue said we have always been good neighbors with Owensboro, and Daviess County; we have done a lot of work with both for years now. We do search and rescue, water rescue and most recently the air show. This is basically just a legal agreement in case something comes up. In the case of a major disaster the only way you would be reimbursed would be to have this agreement in place.



May 20, 2014

Logsdon made a motion that Spencer County sign the interstate mutual aid and assistant agreement between our county and the county of Daviess County Kentucky and the city of Owensboro, Kentucky. Seiler seconded the motion, motion was approved.

**Tara Lloyd**

Lloyd said she wanted the Commissioners to know that the application for the overpass and the letters of support had been submitted to INDOT. INDOT has received and accepted it and will contact Cindy Painter with an interview date. It would be to the counties advantage to have as many people as possible go to the interview to show support for the project.

**Spencer County Hospice**

Linda Sturgeon was present and explained that Hospice is a non-profit organization, they give service regardless of ability to pay. There are 10 other hospices who serve this area, but they are for-profit organizations so they do not have to take people who can't afford to pay.

Medication has gotten so expensive we can't keep up. We do fund raisers and accept donations to try to keep the organization afloat. We need a little help and are requesting a \$5,000 one time donation from you. If you decide to do that you can specify where you want the money to be used. Gogel said we can only agree with you asking the Council for the donation because they are the ones that control the money and would have to make the actual donation.

Logsdon made a motion to support the Hospice request asking the Council for a donation. Seiler seconded the motion, motion was approved.

**Legal Report**

Lindsey said we finally have the AT&T agreement worked out and need to get it signed and returned to AT&T. After much discussion Seiler made a motion to approve the pricing schedule for services with AT&T. Logsdon seconded the motion, motion was approved.

Lindsey explained that he had not been able to contact Art Nordoff to ask his opinion of how the dispatch situation in Dubois County was working, but he did go through the statute and put together an ordinance based on the statute establishing a public safety communications district. This includes the unincorporated areas of the County, plus any municipality in the County in which the legislative body before July 1 of a year adopts an Ordinance to join the District; any township in the County may adopt a Resolution to authorize a township agency to be served by the District. Members of the Commission would be: one person appointed by the Commissioners, one person appointed by the County Council, one person appointed by the executive of each City in the District and the County Sheriff. The chief law enforcement officers and fire safety officers of each participating unit shall constitute a Technical Advisory Committee to advise the Board and Public Safety Communications Commission upon request. Lindsey explained that the Commissioners have home rule so they could set it up however they chose to do it, this was just strictly following the statute.

Logsdon said when we get to the meeting later today we need to listen to their concerns and let them look at the Ordinance and come back to us with questions and concerns. We need to take our time and make sure we don't overlook any major issues, we have to make sure whatever we do, it enhances communication across the county.

Lindsey said he would get in touch with Kent Irwin and discuss an e-cig policy that we could possibly incorporate into our personnel policy.

**Sara Arnold-Reassessment Bid Award**

Arnold said at the last meeting we opened bids for reassessment. I had two bids; Indiana Assessment Services at \$419,730 and Tyler Technologies at \$406,776. After reviewing both bids she recommended accepting the Tyler Technologies bid of \$406,776. Seiler made a motion to accept the Tyler Technology bid. Logsdon seconded the motion, motion was approved.

**Engineers Truck**

Logsdon explained to Arnold that they had decided that the Assessor's Office could use the truck that the County Engineer had used as long as they gave two days notice prior to needing it. Just get in contact with Kay or Cindy at the County Garage and make sure it is available, do not leave a voice message, be sure you talk to one of the ladies. If the truck is scheduled for use that day you won't be able to use it.



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**Phil Brown**

Gogel asked Brown if he would be the ADA Coordinator for Spencer County if they paid him for his work. After much discussion they asked Brown to come up with a proposal and let them know at the next meeting.

**Old Business**

A claim turned in for payment by Robinson Landscape was discussed. Logsdon made a motion to pay the claim for the spring clean up, first quarter bill, wait on any further work and have Mr. Robinson come to the next meeting and explain his rationale before we decide what further payments we make. Seiler seconded the motion, motion was approved.

**New Business**

Lindsey explained that Santa Claus Water has a project and they need to have a Common Construction age hearing and it is scheduled for July 3<sup>rd</sup>. We need to make an appointment of a tax payer or water customer of the Town of Santa Claus to that Board. We don't have to do it today, but at the next meeting we need to make an appointment for that.

**Annual Operations Report**

The Annual Operations Report for the County Garage needed to be signed by the Commissioners so it would be sent to the State. Logsdon made a motion to sign the report. Seiler seconded the motion, motion was approved.

**Grant Permission Request**

Gay Ann Harney asked that the Commissioners sign a form for her to apply for a Hoosier History Grant to preserve the historical marriage records of Spencer County; she will use money from the Clerks Perpetuation fund for the grant match if she is awarded the grant. Logsdon made a motion to approve signing the form for Harney. Seiler seconded the motion, motion was approved.

**CASA**

Commissioners discussed the requirements for a CASA office located in the courthouse per the letter they received. Logsdon said he would let CASA know that the Commissioners were taking their request for office space under advisement and would let them know something at the next meeting.

Logsdon made a motion to recess and reconvene at 3:00 for the Dispatch meeting. Seiler seconded the motion, motion was approved.

**Dispatch Meeting**

**Present: David Gogel, Al Logsdon, Jim Seiler, Attorney Jeff Lindsey, Auditor Jane Lynam, Stephanie Melton, Bob Duley, Dan Reinke, Murray Stout, Karen Sanders, Billy Sanders, Chandra Sanders, Kellie Reinke, Jim McDurmon, Marvin Heilman, Sheriff Kermit Lindsey, Kati Richard**

President Gogel reconvened the meeting at 3:00.

Gogel explained that the Commissioners had received a letter from the Spencer County Fire Chiefs Association signed by all nine fire chiefs in the county asking the Commissioners to consider changing the way dispatch is managed in this county. We felt it would be a good to have everyone involved with dispatch on a daily basis together and listen to your thoughts, concerns and ideas, anything you think will help us make the proper decision in how to handle this situation.

Lindsey passed out copies of the Ordinance he had prepared, he explained that it was only a draft and followed the statute very carefully. It is just a document for you to read through and see what everyone thinks at this point.

Dan Reinke asked, in other counties that have changed, what are the downfalls in switching over if any. Gogel said good communication and teamwork is essential whichever way you go, there will always be issues to deal with whichever way we go. At the request of the fire chiefs we just want to see if there is a better way to manage dispatch.



May 20, 2014

Logsdon said he had talked to Art Nordoff in Dubois County and asked how long Dispatch had been operating under the Commissioners Control; he explained that it had been operating that way for a long time, at times there have been conflicts between the Commissioners and Director, but that's management. What he did like about it was the fact that it didn't change every time the chief law enforcement officer was elected; they have had the same director for 20 years. In Harrison County they changed over to run the dispatch center more efficiently, that was the only two counties he had talked with.

Kellie Reinke asked if there would only be 4 members how would the EMA, etc have any input. Lindsey explained that the Technical Advisory Committee could meet and recommend any changes they saw fit that would be their input.

Bob Duley asked for clarification on #3 under #7 on the second page. Lindsey said it would require some legislative action by the cities and towns to participate in the District; would also require action by townships to participate. Under Home Rule the Commissioners could set it up however we see fit.

Bill Sanders asked how this came about and shouldn't the dispatch have someone speak for them on the board.

Logsdon said in the letter we received there is nothing critical of anyone person. They are only talking about how we could get better.

Kellie Reinke said her thoughts were to take baby steps start with a committee with a representative from all involved and try to work it out. I feel the biggest issue is communication and I think there is a lack of it, I think everybody needs to sit down and think about the welfare of our citizens and how we are going to better serve them, throw differences aside and go from there.

Sheriff Lindsey said if you go to a Board be aware of the fact that I use some of my 911 staff for law enforcement duties. I agree with Kellie, I think there are pros and cons for both.

Whatever you decide, you have to have somebody that you are going to back, that can make that critical call, right or wrong.

Logsdon said we are here to gather information and I feel we need to listen to what has or has not happened, what is suggested for change and I feel we need to know the protocol for the situation.

There is a major study going on now of the State 911 Funding so we can verify to the state senators and representatives that there are no sufficient monies being generated by the \$.90 per month tax on our cell phones and land lines to pay for 911 services. We will have to know what it cost to run 911 for a year, there will be a survey coming down which we will need to fill out and that will be very important to get it done ,and get it done correctly.

Bob Duley said he felt communication was the big problem, we have no representative from the dispatch or the sheriff's office at the fire chiefs meetings, so concerns can't be voiced. We need good constructive communication.

McDurmon said he felt that we needed to get an EMS representative, a fire chief representative and have them come to the sheriff's office with dispatch and sit down and talk about the problem, if we can't get anything worked out, then we need to come to the Commissioners. I feel the other way is just opening up a can of worms.

Dan Reinke said the fire chiefs association doesn't want the dispatch center to move, we feel there needs to be more training in dispatch, we need to train to make ourselves better as we do in the fire departments and EMS, to better everything we do across the board. We would like to better the situation and not have issues in the future.

Logsdon said he felt that McDurmon put a pretty good idea on the table, have another meeting with Kellie and Jim, Mr.Reinke, EMS representative, EMArepresentative and see how far this process needs to go to improve what I've heard needs to be improved the most and that is communication and the vendors.

Logsdon suggested having another meeting on June 3<sup>rd</sup> at 1:15 with the Sheriff's candidates, EMA, Bob Duley with EMS and the President of the Fire Chiefs Association, and Kati Richard from dispatch, this will just be an information meeting, to see if we can get it worked out before we do something drastic. We need to make a good situation better.



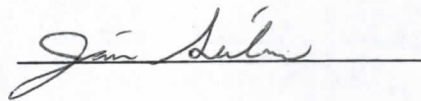
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There was much discussion and many ideas by everyone in attendance and the Commissioners thanked everyone who participated for their time and consideration in trying to resolve the situation.

Gogel said we need to shift the dispatch salaries from County General to the 911 Fund except for one. Logsdon made a motion to ask the Council to look at shifting dispatchers from County General to the 911 Fund. Seiler seconded the motion, motion was approved.

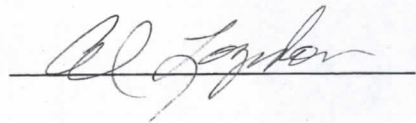
Logsdon made a motion to adjourn. Seiler seconded the motion, motion was approved. Meeting was adjourned at 4:24 P.M.

  
President



Attest:







**Commissioners Meeting  
June 3, 2014**

**Present: David Gogel, Al Logsdon, Jim Seiler, Chuck Painter, Attorney Jeff Lindsey, Auditor Jane Lynam**

Meeting was called to order by President David Gogel at 8:17 A.M.

**Minutes**

Logsdon said on page 4 where it says **no sufficient** should say **non sufficient** and further down the page **delete the last line that McDurmon said**. With those corrections Logsdon made a motion to approve the minutes from May 20<sup>th</sup>. Seiler seconded the motion, motion was approved.

**Claims**

Seiler made a motion to approve Batch #2972 in the amount of \$422,143.92 upon confirmation that claim #174 was for a county owned vehicle. Logsdon seconded the motion, motion was approved.

**Highway Report**

Painter said our first CEDIT Roads will be bid out on June 17<sup>th</sup>, the second set will be on July 16<sup>th</sup> and the final one will be on August 19<sup>th</sup>, this will finish the CEDIT plan roads that we bid out. Lindsey explained that another meeting on the Common Wage Law would need to be set for Thursday, July 3<sup>rd</sup>, he will get the meeting setup for that date.

Painter said he is getting specs together for two tractors for the July 16<sup>th</sup> meeting; he is getting specs for the trucks together and will do bids for them the first meeting in August. Painter explained that he was going to go before the Council and transfer the money from Lease Rental into Equipment so we can buy the equipment we decided on instead of paying interest.

Trees have all been planted at Huffman Mill Bridge; we planted 400 as required by DNR.

Painter said he had a Case representative stop in and ask if we would be interested in trading our old backhoe in and set up a plan where we get a new one every year. It would always be under warranty, they do all the service, the only expense you would have would be if you broke a window, tore up a hose or something like that. If we trade ours in it would be \$29.00 per hour for every hour we put on the machine for the year. If you think you might be interested in that we can look at it and maybe put it the budget for next year. Seiler said we should get bids for other companies also to make sure we are getting the best price.

Logsdon said there is a problem on CR 500 N and asked Painter to check it out. Logsdon said in talking to David and Jim we seem to be having a tremendous increase in the number of banks sliding off into the road ditches this year compared to last, we need to figure out how to handle this before we have a massive problem. We might need to go to the Farm Bureau meeting and talk to farmers to see if they can come up with ideas to correct the problem.

**Eric Haynes-CR 875**

Eric Haynes and Albert Johnson were in attendance and spoke to the Commissioners about CR 875. In January the Commissioners had Attorney Lindsey send a letter to adjoining property owners advising them that this was a county road, although the County wasn't maintaining it. Haynes said it has been planted this year blocking the right-of-way, something needs to be done so the right-of-way can be accessed. Lindsey said he had a conflict of interest with this so the Commissioners should retain other legal council on this matter. After much discussion Logsdon said he felt we should have Eric Ayer attend the next meeting, get his opinion and go from there. Seiler suggested letting Surveyor Herron talk to the farmer and let him explain that this is actually a county road and they can't block the right-of-way and see if that takes care of the problem. Lindsey will let Ayer know what is going on so he can be prepared.

**Legal Report**

Lindsey explained that AT&T had sent a Master Agreement to us saying it has to be signed in order to get our Centrex contract going. Lindsey said he would recommend going ahead and signing the Master Agreement, it is basic ground rules on acceptable use. What I did was attach the pricing schedule and added to the front page that this agreement will be effective retroactive to March 9<sup>th</sup> the date of the expiration of the previous Centrex pricing agreement.



June 3, 2014

The agreement also includes the pricing schedule we signed on May 20<sup>th</sup>. Logsdon made a motion to sign the Master Agreement with AT&T, include the pricing schedule for the services provided to us and the effective date be retroactive as stated in this contract as inserted by our legal counsel. Seiler seconded the motion, motion was approved.

Lindsey said he had received information from Kent Irwin concerning an Ordinance to amend our personnel policy and had put together in a form for the Commissioners consideration. We had a few problems with Sheriffs deputies and dispatch overtime and comp time; the policies in the personnel policy did not match what they were doing in the Sheriff's Office. This amendment is based on Federal Labor Law for law enforcement; you can work a 168 hour monthly schedule in a 28 day period without overtime, this amendment clarifies that. They can work straight time up to 171 hours, if they work the additional 3 hours in the 28 day period they get an extra 3 hours of straight time, but if they go over the 171 hours they get time and a half. Overtime is based on actual hours worked, any time off or comp time; sick leave does not count for hours worked for calculating over time. Sheriff Office employees are allowed to accrue 100 hours of compensatory time, but are not allowed to roll over any more than the 100 hours at the end of the year.

Lindsey said he would recommend having the first reading of this Ordinance at the next meeting and have someone from the Sheriff's Office in attendance since he hasn't had a final review with them.

Lindsey said he was in favor of banning e-cigs and felt it should be drafted into our Ordinances and personnel policy, he would look into getting that done.

Lindsey reported that the dispatch meeting held on Thursday seemed to go very well with some progress being made on issues, so the meeting scheduled for 1:15 wouldn't be necessary.

**Old Business**

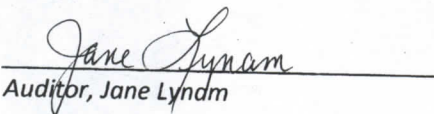
The Commissioners had requested that Building Inspector Phil Brown be the ADA Coordinator for Spencer County and asked him to put some figures together for them. After much discussion Logsdon asked Brown to consider what it would take for him to act as the coordinator. Brown said there were two ways to take care of this, one being to do a Resolution stating that as new construction takes place existing problems will be taken care of and the other way would be to repair the problems as they are found, but that would take a lot of money to implement. Brown will think about the position some more and get back to the Commissioners later.

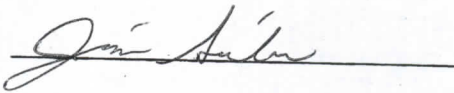
Logsdon made a motion to adjourn. Seiler seconded the motion, motion was approved. Meeting was adjourned at 10:10 A.M.



President

Attest:

  
Auditor, Jane Lyndm







**Commissioners Meeting  
June 17, 2014**

**Present: David Gogel, Al Logsdon, Jim Seiler, Chuck Painter, John Gelarden, Attorney Jeff Lindsey, Auditor Jane Lynam**

Meeting was called to order by President David Gogel at 1:15 P.M.

**Minutes**

Logsdon made a motion to approve the meeting minutes from June 3<sup>rd</sup> as presented. Seiler seconded the motion, motion was approved.

**Claims**

Logsdon made a motion to approve claims for Batch #2980 in the amount of \$3,092.44. Seiler seconded the motion, motion was approved.

**New Business**

Gogel explained that it was renewal time for our insurance. Brad Franzman, insurance broker for Spencer County explained that we had a significant increase this year. At the Insurance Committee meeting earlier in the day, the consensus was to go with Plan Option 2 out of the (7) seven presented to the committee. Option 2 has a corridor attached which means there is \$150,000 that the reinsurance company is setting aside for the two ongoing cases specifying that that's what the county will be responsible for above and beyond the \$60,000 specific deductible which applies for everyone on the plan. Franzman said following up from the Insurance Committee meeting it is our recommendation to renew this plan for the upcoming renewal on August 1<sup>st</sup>.

Logsdon made a motion to renew our policy with True Services, Option 2 with a named corridor to become effective August 1, 2014 for the 2014-2015 year. Seiler seconded the motion, motion was approved.

**Highway Report**

Painter said Jim Ferguson from Perry Spencer Telephone asked to use the county right-of-way for installation of fiber optic cable. Lindsey and Painter will look over the permit and plans; a decision can be made at the July meeting.

**Bid Openings**

**County Roads 200W, 350W & 300S Distance of 3.3 miles Estimated Cost \$466,605.**

1. <b>Metzger Construction</b>	CR 200W \$147,419.35
	CR 350W \$138,027.55
	CR 300S \$174,032.20
	<b>\$459,479.10 Total</b>
2. <b>E&amp;B Paving</b>	CR 200W \$159,718.50
	CR 350W \$150,031.00
	CR 300S \$187,049.50
	<b>\$496,799.00 Total</b>
3. <b>J.H.Rudolph</b>	CR 200W \$146,039.50
	CR 350W \$137,020.50
	CR 300S \$171,476.50
	<b>\$454,536.50 Total</b>

Logsdon made a motion to have Painter take the bids under advisement. Seiler seconded the motion, motion was approved.

**Legal Report**

Sara Arnold explained that the DLGF requested a change and the Commissioners needed to sign an addendum for Tyler Technologies Contract for reassessment.

Lindsey said we would leave the Ordinance concerning the Personnel Policy until next month when we could get the Sheriff to attend the meeting also.



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Lindsey said after speaking to Abby Rooker, the recommendation was to include electronic cigarettes within the Spencer County Courthouse were prohibited; smoking electronic cigarettes in Spencer County Vehicles is prohibited. Concerning the electronic cigarettes, I have drafted an Ordinance to amend the existing Ordinance, adding in all tobacco products to include electronic cigarettes for your consideration. I didn't add vehicles, so if you would prefer I can go back and add that; I can go back and do further adjustments for the personnel policy also.

**Nathan Held-St. Meinrad Water Project**

Held explained that the St. Meinrad Water Project is complete. He needed signatures from the Commissioners on the close out forms 2 and 3 for the St. Meinrad Water Project.

Seiler made a motion to approve signing the Close Out Forms 2 and 3 for the St. Meinrad Water Project. Logsdon seconded the motion, motion was approved.

Logsdon made a motion for Gogel to sign as Sub Recipient the Semi Annual Report to OKRA on the Luce Township Sewer District. Seiler seconded the motion, motion was approved.

**Julie Sermersheim**

Sermersheim explained that she needs help with drainage problems at her home in Christmas Lake Village. Gogel told her that her property was in the incorporated community of Santa Claus and that would be in the property association's jurisdiction. Lindsey said our jurisdiction doesn't go into the incorporated town of Santa Claus. Sermersheim said she has tried for 16 years and just can't solve the problem, and is asking for help because the property association told her it was her problem. After more discussion Lindsey suggested she contact a civil engineer to help design a plan to correct the problem because there isn't anything the county can do within the incorporated boundaries of Santa Claus.

**Highway Report (cont)**

Painter reported that all figures in the bid packages checked out correctly and J.H. Rudolph was the low bidder at \$454,536.50 for the distance of 3.3 miles.

Seiler made a motion to accept the bid of J.H. Rudolph in the amount of \$454,536.50. Logsdon seconded the motion, motion was approved.

Painter said he had received a call from Dan Hohl asking for permission to put a water line for some new turkey barns in the county right-of-way, he will need a permit, but the Commissioners will have to agree for him to use the right-of-way. Logsdon said he would make a motion based on the support we have received from Dan Hohl, helping grade the road and putting rock on the road at his expense, we need to extend him this courtesy of using the right-of-way as long as it doesn't keep us from cleaning the ditch. Seiler seconded the motion, motion was approved.

Painter said he plans to do the tractor bids on July 16<sup>th</sup>. He is going to go before the Council tonight to transfer money from Lease Rental so we can pay for the equipment instead of paying interest on it.

There was discussion on the drainage problems we are still encountering on old 231. Logsdon said we need to find out who can help us get this problem resolved before we lose part of that highway.

Painter said Jarrod Wilson with AERP out of Fort Wayne had called and asked to have the bond released for CR 350N. Lindsey will look at everything and make sure the bond can be released. Painter asked if it was possible to hire three new employees instead of the two they discussed earlier. He said he couldn't keep up with the workload with any more employees than he now has. He explained that he has three very qualified applicants and could use all three. There is money in the budget, so he won't have to ask for any additional money. After more discussion Seiler made a motion to go ahead and hire all three. Logsdon seconded the motion, motion was approved.

Budgets are due July 1<sup>st</sup> so Painter asked if the Commissioners wanted to sit in on a work session for the budget. They will meet on Thursday June 26<sup>th</sup> from 11:45 to 12:45 to work on the budget; this will be information only session.

Painter said we need to look at Bridge Inspections a little closer because these current prices are considerably higher than they were the last time; maybe we can negotiate with them.

Project on CR 400N, the pipe is in, but it isn't completely done, the drops still have to be put in.



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**Rezoning-Theresa Cail**

Cail explained that the Plan Commission was asking that the Cochenour property be rezoned. Ohio Valley Resources has an option to purchase and all the other property out there has already been rezoned. The Plan Commission voted unanimously in favor of the rezoning.

Seiler made a motion to approve the Rezoning Ordinance #2014-12. Logsdon seconded the motion, motion was approved.

**Old Business**

Phil Brown said he would get a proposal together and present it to the Commissioners to act as the county ADA Coordinator.

**New Business**

**Tax Sale Addendum**

Logsdon made a motion to sign the addendum. Seiler seconded the motion, motion was approved.

Gogel said we want to congratulate the South Spencer Girls Softball Team for winning the state title.

**Debbie Steinkamp-Property Maintenance Hearing**

Steinkamp had a complaint on property at the address of 13111 E Brewery ST., St. Meinrad, IN. She has done a Property Inspection Report and mailed it to the property owner. Numerous attempts to have the property cleaned up have been ignored.

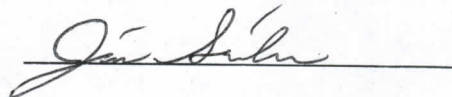
Steinkamp asked to hire someone to mow and clean up the property and add that cost to the tax bill plus a \$100.00 fine and any other costs associated with the clean up.

Logsdon made a motion to fine Mr. Christopher Gilpatrick owner of a parcel of land with the mailing address of 13111 E Brewery St., St. Meinrad \$100.00 for not complying with the notice of violation he received. Logsdon then rescinded that motion and made a motion to approve the Order of Property Maintenance dated June 17, 2014 for Christopher Gilpatrick. Seiler seconded the motion, motion was approved.

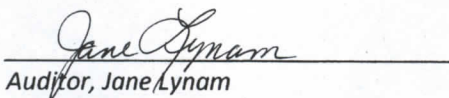
Logsdon made a motion to adjourn. Seiler seconded the motion, motion was approved.

Meeting was adjourned at 4:02 P.M.

  
\_\_\_\_\_  
President

  
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Attest:

  
\_\_\_\_\_  
Auditor, Jane Lynam

  
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