

**Public Hearing – Unsafe Building
October 2, 2018**

Present: Jim Seiler, Tom Brown, Al Logsdon, Building Inspector Don Winkler, Attorney Jeff Lindsey, Auditor Autumn Winkler, Plan Commission Administrator Kay Erwin

Meeting was called to order by President Jim Seiler at 1:05 P.M.

Dohoney

Mr. Dohoney contacted Erwin requesting an extension and would like to tear down the house himself instead of the county proceeding with cleanup. The last letter sent to Dohoney gave him until October 23rd to clean the property up and he is requesting a 30 day extension from that date. Brown made a motion to grant a 30 day extension and report back on December 4th. Seiler seconded the motion, motion was approved.

Joiner

Erwin has received no response from Joiner and will proceed with getting bids after the October 23rd deadline.

Velotta

Erwin reported that the purchase agreement has been signed and the new owners will stay in contact with us on the progress to closing. They are fully aware the property has to be cleaned up upon taking ownership and plan to clear everything out except the block building, which they hope to salvage. Logsdon stated that the property wouldn't look quite so bad if it were mowed in the front by the road. That portion of the property is owned by INDOT; Erwin will contact them and request it be mowed.

Logsdon made a motion to adjourn. Brown seconded the motion, motion approved.
Meeting was adjourned at 1:14 P.M.

**Public Hearing – SWMD Property Complaints
October 2, 2018**

Present: Jim Seiler, Tom Brown, Al Logsdon, SWMD Director Samantha Seckinger, Attorney Jeff Lindsey, Auditor Autumn Winkler

Meeting was called to order by President Jim Seiler at 1:30

Hamilton

Seckinger explained the property maintenance record on a new complaint against Leslie Hamilton. Hamilton has made some improvements, but the property is still in violation. Hamilton was in attendance and requested a 30 day extension to finish the trash cleanup. Hamilton has paid someone to pickup her trash and they have failed to do so, but she has now contacted a different trash pickup service and has purchased a minivan to haul the trash off herself if need be. Brown made a motion to grant a 30 day extension and report back on November 7th. Logsdon seconded the motion, motion was approved.

Rudisill

Seckinger reported that Rudisill's property is still not completely cleaned up, but he has sold the vehicles and are requesting a short extension until October 16th. The purchaser of the vehicles contacted Attorney Lindsey and stated that it is pretty wet and will be difficult to get the cars removed at this time. Logsdon made a motion to grant an extension until October 16th. Brown seconded the motion, motion was approved.

McCoy

The last public hearing for Mr. McCoy was on August 7th where he stated he needed more time to get the property cleaned up. An extension was granted to October 2nd and McCoy was informed that no more extensions would be granted unless there were improvements. Seckinger re-inspected the property on Sept. 28th and found there are improvements, but it is still in violation. Seckinger has had no contact with McCoy since the last public hearing. Brown made a motion that based on the finding of facts that we find McCoy in violation and instruct Seckinger to proceed with cleanup. Logsdon seconded the motion, motion was approved.

Curl

A public hearing for the Curl property was held on August 7th with Mr. Miller in attendance, the contracted owner of the property. An extension was granted to October 2nd and Seckinger presented photos reflecting the improvements since that time. The board felt there were great improvements since the last photos. Brown made a motion to grant a 30 day extension. Logsdon seconded the motion, motion was approved.

Waters

Seckinger presented the property maintenance record for the Water's property in Hatfield. The property record began in March 2018 and has had continued improvements until August 2018. A notice of violation was sent on September 4th stating if the property was not cleaned up by September 28th the owner was to report to the hearing authority on October 2nd. Seckinger explained that Waters is working on cleaning up two separate properties. Logsdon made a motion to grant a 30 day extension, since there have been continued improvements up to this point. Brown seconded the motion, motion was approved.

Orman

A letter and notice of violation have been sent to the Orman property located on SR 245, but the postal service tracking states the mail could not be delivered. There has been rumor that Mr. Orman is deceased, but we cannot proceed with any cleanup until someone has been served. Attorney Lindsey stated that we may want to amend the ordinance to state that if certified mail is undeliverable that the county will publish notice seeking the owner or interested parties for a 30 day period. We will postpone this public hearing and amend the ordinance to include publishing notice.

Logsdon made a motion to adjourn. Brown seconded the motion, motion approved.
Meeting was adjourned at 2:01 P.M.

Commissioners Meeting October 2, 2018

Present: Jim Seiler, Tom Brown, Al Logsdon, Larry Dale Kenney, Attorney Jeff Lindsey, Auditor Autumn Winkler

Meeting was called to order by President Jim Seiler at 2:01 P.M.

Minutes

Brown made a motion to approve the minutes from September 4th and September 20th as presented. Logsdon seconded the motion, motion was approved.

Claims

Logsdon made a motion to approve Batch #3920 as presented. Brown seconded the motion, motion was approved. Brown made a motion to approve Batch #3915 as presented excluding claim #84, more information is needed. Logsdon seconded the motion, motion was approved.

Hwy Report

Highway Administrator Gina Mullen was in attendance and explained that the Kenney and the crew were installing 5000 ft. of tiling on CR 600E, CR 2000N and CR 2100N to help with the washouts. We have had to do lots of repairs this year due to washouts.

J.H. Rudolph just finished shoulder stone on CR 900N, CR 450W and CR 750N and will begin the last bid package at the end of the month.

Annual bid packets have been sent out and will be opened at the November 20th meeting and awarded on December 4th.

Kenney approved all of the culvert permits for Republic Transmission.

Attorney Lindsey presented ordinance 2018-10 An Ordinance Amending Ordinance 2008-04 Regarding Weight of Vehicles to be Operated Upon Any County Highway in Spencer County, IN. This ordinance establishes requirements for obtaining truck hauling permits and establishing bonds for permits based upon the miles of use and different types of road surface. The ordinance from 2008 reflects bond amounts of not more than \$90,000.00/mile for surface blacktop, not more than \$60,000.00/mile for chip and seal and not more than \$40,000.00/mile for gravel. After discussion with Superintendent Kenney, Project Manager Gelarden and Mullen it was determined these bond amounts need to be increased to reflect current costs. The

proposed ordinance 2018-10 reflects bond amounts of \$200,000.00/mile for blacktop, \$75,000.00/mile for chip and seal and \$50,000.00/mile for gravel and eliminated the wording "not more than." Lindsey also amended the ordinance to address the duties of the county engineer and stated that so long as Spencer County does not have a county engineer the superintendent shall perform those duties assigned to the engineer. In the event the county hires an engineer then the engineer shall perform the duties as originally assigned. Lindsey stated that since this ordinance imposes penalties if not followed, we need to advertise the ordinance if approved. Logsdon made a motion to approve ordinance 2018-10 as presented on first reading by unanimous vote. Brown seconded the motion, motion was approved.

Veteran Service Officer – Butch Meredith

Meredith gave an update of services rendered since the last meeting.

Kay Erwin – ordinance amendment

Erwin presented ordinance 2018-11 Amending ordinance 1994-9 Road Numbering and Naming in Spencer County. The amended ordinance now states that an address can be issued to ag buildings and other structures, vacant lots and parcels upon request by the owner of record. Logsdon made a motion to approve ordinance 2018-11 on first reading. Brown seconded the motion, motion was approved.

Legal Report

Lindsey reported that closing has been completed on the Troy Refinery property and the county has received the check in the amount of \$41,963.45.

The county received public information requests for the commissioners to submit any written correspondence regarding the Animal Shelter/Animal Control Board. Lindsey informed the board he has prepared a statement and gathered the emails from the Auditor and stated if any member has received any other written correspondence other than what was sent to the Auditor's office it needs to be submitted.

Lindsey reported the Lincoln Bench that is being donated to the county will arrive around November 15th or 16th and the board needs to determine where they wish for the bench to be placed. The board will look at the rotunda and make a decision.

Lindsey presented the Notice to Voters of polling places for the general election for commissioner approval. Brown made a motion to approve the list of polling places. Logsdon seconded the motion, motion was approved.

Judge Dartt is going before the legislative committee to lobby for a magistrate and is requesting a letter of support from the board of commissioners. The committee wants to see that the county is in support of this; the county council approved a letter at their last meeting. Lindsey has prepared a letter for commissioner review. Logsdon made a motion to approve the letter of support. Brown seconded the motion, motion was approved.

Logsdon made a motion to approve all claims paid since the last meeting. Brown seconded the motion, motion was approved.

New Business


Auditor Winkler stated that circuit court and probation are requesting the third floor restrooms be closed to the public and locked. There have been items found in the restrooms and are a safety concern for employees. The public will have access to the first floor restrooms, which are the ADA compliant restrooms. Brown made a motion to approve closing the third floor restrooms to the public. Logsdon seconded the motion, motion was approved.

Crystal Kemper – St. Meinrad sinkholes

Kemper came before the board to present pictures and documentation of the sinkholes lining her street in St. Meinrad on CR 1250 E. Kemper and her neighbors have been dealing with this situation for many years and have been reporting it to the elected officials in that area and the highway dept. The highway dept. has brought in fill dirt, but it doesn't fix the problem. The sinkholes are causing great concern for the residents of the street and the safety of their children. Kemper presented pictures and measurements for 16 holes running along the storm sewer lines. Brown stated that a contractor has looked at it and found a clay tile that had collapsed in an area, but we have to determine if it's the counties or the landowners. Brown stated that he wanted to speak with the board about possibly running a camera through the line

to see if it is in fact a clay tile that is causing the problem. If it is, it probably needs to be collapsed and backfilled. Brown will work with the highway department on looking into the problem.

Brown made a motion to adjourn. Logsdon seconded the motion, motion approved.
Meeting was adjourned at 3:08 P.M.



President

Attest:



Auditor, Autumn Winkler

