

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

NOVEMBER 5, 2018

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioners/Council Room of the Courthouse Annex in Jasper, Indiana, beginning at 8:00 a.m. (EST) on November 5, 2018. Present were Commissioners Nick Hostetter, Chad A. Blessinger and Elmer Brames. Also present were County Auditor Kathleen M. Hopf, Highway Supervisor Steven L. Berg, Highway Engineer Brent Wendholt and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present, and the meeting was opened for business by President Hostetter. Minutes of the October 29, 2018 meeting of the Commissioners were approved as presented. The minutes were then signed. Incomes for the month of October, 2018 were as follows: Recorder \$21,330.69; Health Department \$37,980.39; Auditor \$75.00; Clerk \$ No Report Submitted for September and October. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County. On motion duly made and seconded, payroll docket was approved.

RE: COUNTY ROAD 500 EAST – FERDINAND TOWNSHIP

Highway Supervisor Berg submitted a petition from residents of County Road 500E in Ferdinand Township for improvement of said road being a rock road in Sections 11, 12 and 13 in T2S-R4W, and dedicating a 60 foot right-of-way. On motion made and seconded the Commissioners approved the Petition and directed that said road be accepted as dedicated and placed on the County list for subsequent chip and seal.

RE: HUNTINGBURG CONSERVATION CLUB

Engineer Wendholt reported that he has been advised by IDEM that, without following State based on erosion control requirements, the County would not be permitted to work on lake or road culvert on County Road 100W. Approximately 12 Club members were present. Previously Club President Main had told Engineer Wendholt that the Club was not willing to allow the County on Club property to do testing and allow installment of culvert. A discussion was held regarding the history of the County Road and the Lake Dam. The Commissioners restated that they had agreed to pay \$150,000 towards dam and overflow repair. The Club was requesting closing of the Road at the dam location, but the Commissioners stated that County Road 100W was on location before dam was built. The Club was represented by Attorney Tom Dysert. Scott Balsmeyer, the owner of land nearby, was concerned that if the project goes ahead, sediment would come downstream and potentially damage his property. The County intends to follow the direction of IDEM to allow water to properly flow and minimize sediment issues. Club members said they would want to see engineering plans. If County was granted access, a silt study would be performed and submitted to State. The County will not solely rebuild the lake, and once rebuilt, the lake and west of lake would not be in County right-of-way. The Club stated they would have to take a vote before any commitment is made by the Club, which currently has approximately 100 members. The Commissioners reiterated that their main concern was getting the road re-opened for the public.

RE: JAIL FEASIBILITY STUDY

David Turpin and Dan Zuerner of Garmong appeared to discuss the possible jail study and Garmong's interest in serving as County representative regarding the study and any subsequent project, if any. The cost to the County would be \$50,000 up to construction phase. If construction does progress, the fee would be 3½ % of construction contracts, plus cost of on-site representative to serve as an adviser. He reviewed and discussed the Proposed Scope of Services of his Company, from pre-construction to post-construction. He summarized the steps prior to feasibility study, the parties involved, objectives of project, strategic path of project. He also discussed what he considered the problems and strengths of the current Security Center, including Community Corrections site and facility. The Commissioners expressed the opinion that they will select a firm in December to assist in the Security Center project.

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RE: PATOKA WATER

Josh Dixon, representing Patoka Water, appeared to advise the Commissioners of an existing water pit with above "can" in order that Patoka might construct a new facility. The pit is within County highway right-of-way. Patoka Water would purchase real estate required, but would need vacation of right-of-way, which is beyond Celestine Road South. The real estate is owned by Betz family, subject to easement. Also requests granting of exception of Subdivision Ordinance. On motion made and seconded, the Commissioners approved the release of the right-of-way dedication for the required construction site, with Patoka Water to present the necessary paperwork.

RE: 4-H MOTOCROSS

Brad Eckerle, representing Dubois County 4-H, appeared to request that the County, as owner, approve the various requirements from IDEM. There are actions which have previously been taken by the 4-H without IDEM permit which are subject to IDEM control and must be corrected. Eckerle is requesting authority to apply to IDEM and report what currently exists. On motion made and seconded, the Commissioners approved execution of documents to bring location of prior motocross activity into compliance with IDEM requirement for vegetation restoration.

RE: TREASURER'S OFFICE

On motion duly made and seconded, the Commissioners approved execution of the Memorandum of Understanding and Agreement, Association of Indiana Counties Tax Refund Exchange and Compliance System. This will allow delinquent property taxes to be collected from refundable income tax balances.

RE: PHONE SYSTEM

Ron Betz, representing Matrix, appeared to restate the offer of Matrix to furnish a new telephone system in the Courthouse, Annex and Health Department, replacing the current cabling in the Courthouse but not replacing in the Annex. All telephones are replaced under the Matrix bid, but if lower cost phones are wanted in certain locations the price can be reduced. On motion made and seconded, the Commissioners approved the Matrix bid, subject to decision as to the right to use less expensive phones.

RE: HIGHWAY SUPERVISOR'S REPORT

Highway Supervisor Berg submitted his report of current Department projects as follows:

Seifrig Property – The County has entered into an agreement with Lechner's to clean the location.

Property Maintenance Violation – The owner of real estate south of Haysville will contact owner of R/V to have it removed. She has 10 days to remove it.

Railroad Crossing – Nothing new to report.

Flood Gate – County Road 400S in the flooded area has flooded 23 times in 6 years, and 3 vehicles have stalled near railroad crossing. The number of problems at location does not appear to justify gate. The Commissioners discussed warning lights but huge cost would be involved. The problem on the 400S site at the railroad crossing is the lack of advanced sight notice. The use of warning signs was discussed as opposed to use of gates. After discussion, the Commissioners agreed to construct gates on 400S at the railroad crossing for flooding purposes.

Change Orders – On motion made and seconded, the following change orders were approved:

<u>Project</u>			
18-11	Mentor Road South	J. H. Rudolph	< \$3,140.53 >
18-12	County Road 200W, 900S	J. H. Rudolph	+ \$1,566.35
18-13	County Road 650W, 350S, Duff	CalCar Paving	+ \$4,455.78
18-14	Town of Haysville	CalCar Paving	< \$ 449.02 >

Transfer of Appropriations – The Supervisor reported need for transfer of appropriations:

From:	Highway Reimbursement	\$17,000.00
	Gas, Oil & Lube	<u>\$ 6,000.00</u>
		\$23,000.00
To:	Refuse Disposal	\$23,000.00

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Material Bids 2019 – Will be opened at next meeting.

RE: HIGHWAY ENGINEER'S REPORT

Highway Engineer Wendholt submitted his report of current engineering projects as follows:

Railroad Overpass – On motion made and seconded, the Commissioners approved and authorized payment of the following two claims from DLZ for \$4,264.52 and \$77.65.

County Road 800 West – Project is proceeding well, stone is laid.

Garage Roof Replacement – Work is 80% completed.

State Road 56 Detour – INDOT has submitted MOU on State Road 56 east of Haysville, closing for drainage replacement. Damage to County Road as shortcut is covered. On motion made and seconded, MOU was approved, using Kellerville Road and County Road 600N.

Solar Sources Coal Mine – Agreement submitted for improvement on County Road 450 and County Road 580N, where damaged by mine operation. On motion made and seconded, the Commissioners approved the proposed plan.

Huntingburg Conservation Club – There are too many unknowns on the floor of the Club Lake. Only by going onto Club property will work be possible. To do any work, lake must be dry. Survey work will be done at the direction of Dubois County to ascertain the exact property lines and land ownership in the area of the right-of-way. Dubois County seeks to fully understand the area in question and work with the owners in the area to re-open the road. Commissioners expressed desire to keep road open, if Club agreement is possible. If road is closed, County will keep current road right-of-way for possible future use.

RE: COURTHOUSE KEY SYSTEM

Custodian Hopf is having repair done to all County locks. He inquired as to who should have master keys. It was determined all Sheriff Deputies will have a master key.

RE: TRUE SCRIPTS REBATE

The Auditor reported that the County received a rebate check from True RX the former County prescription drug provider for \$9,252.54.

RE: HEALTH BENEFIT AGREEMENTS

On motion made and seconded, Commissioners approved the following employee benefit agreements under new coverage: BioTel Care Program Agreement; HRI Master Group Policy; CIGNA Network Service Agreement.

RE: WEIGHTS & MEASURERS INSPECTOR

Commissioner Blessinger reported on current operations of the new Weight & Measurers Inspector, Gary Salb.

RE: 2019 COMMISSIONER APPOINTMENTS

The Commissioners reviewed and discussed a list of current and proposed County appointments for various positions for 2019. County Attorney Arthur C. Nordhoff, Jr. announced that he did not wish to be re-appointed for 2019. Contacts are to be made as to certain re-appointments.

RE: 4-H AND COUNTY PARK LEASE AND TOBACCO POLICY

The County Attorney reviewed with the Commissioners various proposed changes in the current lease with the County Park Board and the County 4-H Board. Requests were made as to several additional changes and alternative language. The Attorney will contact the County insurance provider regarding liability insurance coverage on County Park and 4-H properties. Changes discussed included seven day limit on sublease without Commissioners' approval, prior notice requirement for property use changes and Commissioners input on 4-H Board membership. The Attorney also submitted a proposed ordinance on use of tobacco in public buildings.

RE: FUTURE MEETING

The next Commissioners' meeting will be held on Monday, November 19, 2018, in the Commissioners/Council Room of the Courthouse Annex, beginning at 8:00 a.m.