

## Commissioners Meeting

December 18, 2017 8:00 a.m.

**Present: Rick Nobbe, Jerome Buening and Mark Koors**

**Commissioner Nobbe** called the December 18<sup>th</sup> Commissioners meeting in session. He announced **Title VI voluntary survey forms** are available on the table by the door for whoever would like to complete one to turn in to the Auditor's office.

After reviewing the December 4<sup>th</sup> meeting minutes, a name correction was noted for the **INDOT** contact person for our district. Mr Koors moved to approve the amended minutes, Mr Buening seconded and Mr Nobbe concurred. Mr Buening moved to approve the accounts payable claims and payroll claims, Mr Koors seconded the motion and Mr Nobbe concurred.

**Highway Superintendent Mark Mohr** told the Commissioners that **United Consulting** has staked the right-of-way area for Bridge 168; so his department will 'do the clearing' while the protected "Indiana Bat" is not active. Bridge 168 will be on **INDOT's 2018 Spring Letting**. Mr Nobbe agreed to be on the 'scoring committee' as part of the RFP's for the Bridge 236 project (East Central Avenue near the Greensburg Junior High School). There will be one contractor for both the bridge project and the City's sidewalk project which will help to insure a 'seamless' result/projects. Mr Mohr has received the **Community Crossings Grants** agreement with the 'designation number' from **INDOT**; he has transferred the County's match money to the special grant fund. He's hoping to complete these projects in time for the next round of **Community Crossings Grants** in 2018. Mr Buening praised Mr Mohr and his crew for the amazing job they did in such a short time on the pipework on old Highway 421.

**Area Plan Director Krista Duvall** presented **Ordinance 2017-21** for the Commissioners' review and approval. Jerome Billman was petitioning to rezone a 50' x 124' lot, in New Point, from R-2 to B-2 to meet setback requirements by the State along East State Road 46. Mr Buening moved to approve this ordinance, Mr Koors seconded and Mr Nobbe concurred. Leon Boggs, owner of **The Sign Exchange**, is purchasing property from Timothy Myer Sr (**Signs By Myer**) and petitioned to rezone the two acres from A-2 to B-3 for his sign business. Originally the **APC** approved the rezoning but specified 'no living quarters' in that building. Due to that restriction being more intense than the current comprehensive plan states, Mr Boggs petitioned to reverse the 'no residence' in the building; which the **APC** agreed, allowing living quarters not to exceed fifty percent of the building's square footage. Mr Koors moved to approve **Ordinance 2017-18**- removing living space restriction. Mr Buening seconded and Mr Nobbe concurred.

**Area Plan Building Inspector Kenny Buening** completed 35 building inspections scheduled in the last two weeks and issued 3 new building permits. He sent two emails (November 6<sup>th</sup> and December 5<sup>th</sup>) to Jim Ude of **INDOT** concerning the property at 10459 West State Road 46 as that property owner's equipment and vehicles are still in the State's right-of-way. Mr Buening finally received a reply from Mr Ude on December 12<sup>th</sup> stating another letter will be sent to the property owner in the next few days. Mr Buening and County Attorney Ken Bass met to discuss the procedure on the public nuisance ordinance due to this issue. They agreed there needs to be a Court Order to abate any nuisance before anyone items are removed. The Commissioners will need to decide what to do with the items to be removed before pursuing legal actions. Mr Buening and Mr Bass will put together a 'formal notice to property owner(s)' in violation of the public nuisance ordinance which the Commissioners will approve to be used as a 'standard form'. As the **County ADA Officer**, Mr Buening has begun reviewing the **County's ADA Plan** which sets out issues needing to be addressed in incremental years; so he will 'check off' what has been completed on that 'list' and follow the 'schedule of compliances' per the **Federal ADA Guidelines**.

**Superior Court Judge Matt Bailey** asked the Commissioners to reappoint Drew Young to another three-year term on the **Public Defenders Board**. Mr Nobbe said they will make that appointment later in this morning's meeting along with other various board appointments.

**Chief Adult Probation Officer Matt Hoeing and Community Corrections Director Ben Buening** presented their **2019 Fiscal Grant Application** which includes \$61,500 for an adult probation officer and \$174,000 for salaries for the Community Corrections' program. The State requires local approval for this grant application. Mr Buening moved to approve both grant applications, Mr Koors seconded and Mr Nobbe concurred. Since the 2018 fiscal budgets for these grants funded less health insurance dollars

than other county budgets, Mr Nobbe asked Mr Hoeing to 'move up to the same level of funding as the rest of the county's departments. Mr Hoeing agreed to do that.

#### **2018 Board Appointments:**

**Alcoholic Beverage Commission:** Mr Koors moved to reappoint Mike McCoy, Mr Buening seconded and Mr Nobbe concurred.

**County Attorney:** Mr Buening moved to appoint Ken Bass, Mr Koors seconded and Mr Nobbe concurred.

**Board of Health:** Mr Koors moved to appoint Glenda Porter and Dr Maria Darr, Mr Buening seconded and Mr Nobbe concurred.

**Hospital Board:** Mr Buening moved to appoint Mollie Fry and Dr Nicole Boersma to four-year terms each and Bryan Robbins to a one-year term to fulfil the last year of Scott Simmonds' term. Mr Koors seconded the motion and Mr Nobbe concurred.

**Decatur County Hospital Association:** Mr Koors moved to reappoint Roy Friedersdorf and Karen Matlock, Mr Buening seconded and Mr Nobbe concurred.

**Public Defenders Board:** Mr Buening moved to reappoint Drew Young, Mr Koors seconded and Mr Nobbe concurred.

**Veterans Service Officer:** Mr Koors moved to reappoint Mike Baumgartner, Mr Buening seconded and Mr Nobbe concurred.

**Solid Waste Management Board:** Mr Buening moved to appoint all three County Commissioners, Mr Koors seconded and Mr Nobbe concurred.

**Southeastern Indiana Regional Planning Commission:** Mr Buening moved to appoint Mark Koors and Mr Nobbe concurred.

**Redevelopment Commission (County TIF):** Mr Koors moved to reappoint Brian Keith, Chris Bower and Don Schilling, Mr Buening seconded and Mr Nobbe concurred.

**Economic Development Commission:** Mr Buening moved to reappoint Brenda Dwenger, Mr Koors seconded and Mr Nobbe concurred.

**Vernon Fork Water District:** Mr Koors moved to appoint Mr Buening and Mr Nobbe concurred.

**Visitors, Recreation and Tourism Board:** The Commissioners are 'working on an appointment' but don't have one at this time. William O Smith's term expires December 31, 2017 and he has agreed to serve another thirty days. Mr Buening moved to appoint Mr Smith for thirty days, Mr Koors seconded and Mr Nobbe concurred.

**Area Plan Commission and Board of Zoning Appeals:** Mr Koors moved to appoint Todd Mauer to a four-year term on both the **APC** and the **BZA**. Mr Buening seconded the motion and Mr Nobbe concurred. The Commissioners expressed their appreciation for outgoing **APC and BZA** member Albert Armand's dedication and service to these Boards.

Mr Koors moved to allow Mr Nobbe to apply for six credit cards, one for each of the six departments who requested a credit card. There will be just one account for all cards under **Decatur County Government**. They reminded all department heads the Commissioners must receive written requests for credit cards and they may or may not approve said requests. Mr Buening seconded the motion and Mr Nobbe concurred. Commissioners agreed the Auditor's Office personnel shall 'oversee this credit card account' online to insure the credit cards are being used according to our credit card policy.

**Attorney Chris Stephens** presented Ken Bass' report to the Commissioners since Mr Bass had to be in court in Indianapolis. Mr Bass did review the contract with **John L Maxwell, Inc dba Maxwell Construction Company** and he recommends signing it. Mr Buening move to enter into a contract with **Maxwell** to be our construction manager for the new jail project. Mr Koors seconded the motion and Mr Nobbe concurred.

Mr Buening moved to approve entering into a contract with **H J Umbaugh and Associates, Matt Eckerle**, to advise and assist in the financing of the new jail project. Mr Koors seconded the motion and Mr Nobbe concurred.

Mr Nobbe presented two - \$2,000 requests submitted by Bryan Robbins and Wendy Blake. The first \$2,000 would be for the Commissioners to be one of the sponsors for the **2018 Tenderloin Throwdown**; the second \$2,000 would be used to upgrade the Christmas decorations put up on the County's side of the downtown square. Commissioners agreed to have more discussions on the Christmas decoration request. Mr Buening moved to approve being a \$2,000 sponsor for the **2018 Tenderloin Throwdown**, Mr Koors seconded and Mr Nobbe concurred.

Mr Koors moved to re-elect Mr Nobbe to serve as President of the Board of Commissioners in 2018, Mr Buening seconded and Mr Nobbe concurred.

**County Treasurer Brenda Dwenger** told the Commissioners her office is moving forward as the new credit card readers have been ordered and should be installed by the first of 2018.

Mr Nobbe reported Mr Koors and Mr Mohr did meet with **INDOT's** reps on December 4<sup>th</sup> on the issue of **INDOT's** reimbursement for damage to our county roads due to their 'unofficial detour route'. After that discussion, INDOT increased the tonnage from 300 tons to 450 tons- an increase worth about \$14,000 to \$16,000.

Local property owner Jerry Hermann presented some of his concerns on an enforceable noise ordinance and not feeling safe on his property when his neighbors shoot their guns. He has called law enforcement who has visited his property to review the situations- currently the neighbors are not violating any laws.

With nothing else to come before the commissioners Mr Koors moved to recess, Mr Buening seconded and Mr Nobbe concurred.

The next Commissioners meeting will be January 3rd, 2018 at 8:00 a.m.

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Richard J Nobbe, President

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Attest \_\_\_\_\_

Date: \_\_\_\_\_