

**MINUTES OF A REGULAR SESSION OF THE  
BOARD OF COMMISSIONERS HELD February 25, 2019**

Comes now the hour of 8:30am. on the 25<sup>th</sup> day of February 2019, in the Commissioners Room in the Noble County Courthouse, Albion, Indiana, being the time, date and place set for a regular session of the Board of Commissioners of Noble County, Indiana.

Present were:

Gary Leatherman, President  
Anita Hess, Vice President  
Justin Stump, Member

Also present were:

Shelley Mawhorter, Noble County Clerk  
Dennis Graft, Noble County Attorney  
Matt Getts, KPC Media  
Tim Lock, Maintenance  
Jim Mowery, Prosecutor  
Richard Rogers, Highway  
Zach Smith, Highway

**CHAIR LIFTS**

Tim Lock mentions that the chair lifts in the Prosecutor's Office are not working. This is requiring some electrical work. Tim thinks the cost will be around \$500 a year to get them inspected every year. They need to be recommissioned again for them to use. The cost to de-commission them is \$150.

Jim states that his concern is that if he has even an employee with any mobile issues he has no way to get them upstairs. Jim feels there is a real need to keep the lift chairs. Justin makes a motion to get the chairs up and running, Anita seconds, motion carries. Tim will take care of the paperwork and getting the chairs brought up to date with inspections and getting them working again.

**CORRESPONSE**

Received a letter from Mitch Fiandt that he will be retiring on May 30, 2019. Gary wants us to start the process of taking applications for the replacement of Mitch. He has served the county for 35 years.

**NCPL BOARD APPOINTMENT**

Ashley Libben is the appointment for the Noble County Commissioners. She is completing her first term and has an interest in serving again. Anita makes a motion to appoint Ashley, Justin seconds, motion carries.

**IDEM**

Paperwork received in reference to EDS#A249-19-L190018  
This is in response to our paperwork

**PAYROLL 2/1/19 THROUGH 2/14/19**

Anita makes a motion to approve payroll as stated above in the amount of \$398,233.64, Justin seconds, motion carries.

**CLAIMS**

Docket date 2/25/19  
Anita makes a motion to accept the docket for claims for 2/25/19 in the amount of \$377,218.19, Justin seconds, motion carries.

Justin makes a motion to accept the court claims dated 3/4/19, Anita seconds, motion carries.

**HIGHWAY**

Richard states that he has a driveway between Hopewell and Baseline on 700 E, it is short on sight distance of 200'. It is an existing drive. Richard is asking for a variance on this. Anita makes a motion to approve the variance, Justin seconds, motion carries. Permit # NCD1219.

20 grader blades and 10 of Dual Carbide Grader Blades total cost for all is \$25,990.00. Justin makes a motion to approve, Anita seconds, motion carries.

Richard brings the Commissioners up to date on different projects going on. Richard feels that the ice storm brought some of the weaker limbs down and that could have saved us some down trees with the wind.

When the Surveyor is crossing our county roads, and Richard wants to know if and where the highways responsibilities lay. Zach states that a contractor asked on Friday for work starting today.

#### **ENGINEERING**

Zach goes over multiple projects and information on each. (H.L.)

Justin makes a motion to approve Voucher #201739.10-2190121 in the amount of \$1,163.00, Anita seconds, motion carries.

A State contract for right away for Baseline Rd A249-19, Anita makes a motion to approve the contract, Justin seconds, motion carries.

Bridge #55 this is notice of award. This is a contract with Primco, Inc. We will need to have a contract drawn up, Anita makes a motion to accept the notice of award, Justin seconds, motion carries.

Bridge #77, construction going very well.

Fatality on Ball Rd which has received a lot of media attention.

Zach states when we originally received the information Zach began to look at what our responsibility is. A guardrail was not needed when this road was built in the 1950's. Zach long term has contacted LTAP to have a road safety audit done on this road. The original determination of the accident was listed as speed for the road conditions.

#### **PLAN COMMISSION**

Rezoning Application for Dale & Marlene Slone this is a request is from an A1 to an RE.

Also rezoning on the Mary Ann Applegate property this is also from A1 to an RE, they want to sell the house separate from the land. Anita makes the motion to accept the application on 524 and 525, Justin makes a second, motion carries.

Recess @ 9:35 Reconvene @ 10:00 am

#### **NOTICE OF PUBLIC HEARING SEWAGE ORDINANCE**

This amends the ordinance of 1998-16 of the Noble County Commissioners

Justin makes a motion to amend the previous ordinance of 1998, Anita seconds, motion carries.

#### **CORRESPONCE CONTINUED**

COMMUNITY ADVISORY BOARD will meet next on 3/14/19 @ the Chain O Lakes Correctional facility.

Public Notice on a confined feeding application received this is a IDEM farm approved. 660 sows + nursery pigs. Applicant's name MCIJ, Inc located at 11270 W 1100 N, Ligonier, IN (H.L.).

#### **COUNCIL ON AGING/CHERRISH SMITH**

Purchase agreement for 2 new vans for the Council on Aging. The Commissioners had signed the grant application last year and they are now ready to purchase. Purchase price of \$71,316 for both. Justin makes a motion to sign the purchase agreement for the 2 new mini vans, Anita makes a second, motion carries.

Recessed at 10:20 reconvened at 1:35

**SHERIFF Max Weber**

Max has obtained interlocal agreement for the Spillman Public Safety System. Justin makes a motion that the Commissioners sign the agreements between Rome City and Cromwell, Anita seconds and motion carries.

**J & K Communication, Inc**

Max states that they have 32 radios on there list. Max feels like they need to do service on all radio's some of the mics don't work. Each radio runs about \$500 to \$600 a piece. This is not a maintenance program this is just a contract to service the radio's we own. They will look at each radio and fix what needs to fix. The contract price is \$2,907.37. Anita makes a motion to accept the contract with J & K Communications for the above price, Justin seconds, motion carries. Max will be paying for this from the Commissary fund.

**ASSESSOR/Ben Castle**

Midwest Presort Agreement

All Form 11's must be sent out by May 1<sup>st</sup> so that the Assessor meets the 45 days window for all PTABOA Board meetings. The cost of this is \$12,466.41. They do have a return service fee, for .61 they have an envelope that works harder to make the delivery happen. This is only for envelopes that are returned. Ben will be changing the Form 11 to break down the land with the assessed value and then list the improvements. Ben would like to change improvement to structure. Form 2's which are Mobile Home assessment this is personal property and this still has a 6-month window. Ben may do away with Form 2 and let the tax bill be the notification of assessment.

**Appointments to the PTABOA Board for the Commissioners.**

Kyle Boly is a license appraiser since 2012 is a Democrat Anita makes a motion to waive the requirement for a level 2 or level 3 appraiser for the Commissioners appointment (IC6-11-28-1(d), Justin seconds, motion carries.

**ABATEMENTS**

Nexius has offered to do the real and personal property tax abatements for \$7,000. Ben states this is not a contract and that he can terminate this at any time. Ben would not need any additional funds as he has money in his budget for this after moving money around. Anita makes a motion to allow the expense of \$7,000 to Nexius, Justin seconds, motion carries.

**WAIVER ON PAY DEDUCATION**

Ben is requesting a waiver on the 10% for his employee Brian Harter. Brian is a level 1 and 2 and he has passed the beginning classes for a level 3. Justin makes a motion to waive the 10% beginning with the March 14<sup>th</sup>, Anita seconds this motion, motion carries.

**DOSSETT/JIM MOWERY**

Jim learned at the Winter Conference a few new things about IV-D funds.

Lot's of claims can be filed against IV-D and the County can receive reimbursement. At this time, we only receive reimbursement for salaries. Dossett can be a huge help in this area. Jeff Dossett has stated that they are happy to come in and see what they can do for us. If we do not like it the county is out a few hundred dollars and we terminate the employment. Justin makes a motion to approve the contract with Dossett Consulting for \$500 a month for the Prosecutor's Office, Anita seconds the motion, motion carries.

**ADJOURNMENT**

This session of the Board of Commissioners of Noble County was at approximately 2:30 pm recessed from day to day until March 11, 2019.

Dated this 25<sup>th</sup> day of March, 2019

