

## COMMISSIONERS' MEETING

September 30, 2019

The Bartholomew County Commissioners met in regular session on September 30, 2019, in the Governmental Office Building, 440 Third Street, Columbus, Indiana. Commissioners Rick Flohr, Larry Kleinhenz and Carl Lienhoop were present. Auditor Pia O'Connor was also in attendance. Attorney J. Grant Tucker was absent.

Chairman Flohr called the meeting to order and Commissioner Lienhoop gave the invocation and led the Pledge of Allegiance.

The first order of business was the approval of minutes from the 9/23/19 Commissioners' Meeting. Commissioner Lienhoop made a motion to approve the minutes. Commissioner Kleinhenz seconded the motion that passed unanimously.

Next was the approval of claims. Commissioner Kleinhenz motioned to approve the claims. Commissioner Lienhoop seconded the motion which passed unanimously.

Chairman Flohr read into the minutes the New Permit Report dated 9/23/19 through 9/27/19. Thirty (30) permits were issued with fees collected of \$6,175 and estimated construction costs of \$9,916,606. The county's new highway garage facility accounted for \$7,100,000 of the total.

County Engineer Danny Hollander gave the Highway Weekly Crew Report which included the following work: patched roads; picked up trash; picked up trees and brush on 50S and Wolfcreek; hauled shot rock to bridge on 550N; ditched and placed rip rap on 600N; added to pipe on 600S and 300W and placed dirt along sides; filled in hole on 400W; and mowed in Clay and Ohio Townships.

He also submitted the **Highway Monthly Crew Report** for August, 2019, which included crew work, status of bridge and road projects and upcoming crew priorities for September.

Hollander then requested ratification of a \$16,023.74 invoice payable to Southeastern Equipment for repairs to the front axle of the county's Gradall. Commissioner Lienhoop moved to ratify the expense. Commissioner Kleinhenz seconded the motion that passed unanimously.

He also presented **proposals for two culvert** jobs. Two quotes were obtained for an approximately 54-foot expanse of box culvert on CR 100W. CivilCon submitted the low quote of \$89,520.52 compared to the E3 Bridge quote of \$94,000.24. Commissioner Lienhoop moved to

accept CivilCon's low quote. Commissioner Kleinhenz seconded the motion that passed unanimously.

The second proposal was for a box culvert on CR 950N. On this job, E3 Bridge was the winning bid of \$62,999.76 compared to CivilCon's \$65,940.28 bid. Commissioner Kleinhenz motioned to accept the low quote from E3 Bridge. Commissioner Lienhoop seconded the motion that passed unanimously.

Hollander also obtained quotes for **four (4) flashing stop signs**. Two will be installed at the intersection of 25th Street and CR 500E.

LED Lighting Solutions	\$4,770 ✓
Solar Traffic Systems	\$5,544
Traffic Safety Warehouse	\$5,800
Dornibos Sign & Safety	\$5,984
Global Industrial	\$6,644

Commissioner Lienhoop made a motion to accept the low quote from LED Lighting Solutions. Commissioner Kleinhenz seconded the motion that passed unanimously.

Chairman Flohr read the **Animal Control Report** for August, 2019, signed by Animal Control Officer Mark Case. There were 78 cases, 25 animals were picked up, 116 audits, 2 violations, 1 fine, 1 bite case, 5 door hangers placed, 4 reclaimed animals, and 6 traps loaned to the public. The two vans traveled a total of 3,563 miles. Chairman Flohr moved to accept the monthly report. Commissioner Kleinhenz seconded the motion that passed unanimously.

Veterans Services Officer Larry Garrity presented the **Veterans Services Report** for August, 2019. The Veterans Office processed 14 new applicants; conducted 131 scheduled, walk-in, and/or outside interviews; made 273 contacts by phone/mail; made 13 trips to the VA Hospital; and miles traveled in van totaled 1,297. The van was out of commission for 7 days for repairs. VSO Garrity attended the Regional VA Meeting. Commissioner Kleinhenz moved to accept the report. Commissioner Lienhoop seconded the motion that passed unanimously.

Next, Planning Department Director Jeff Bergman presented "**an ordinance amending the Columbus and Bartholomew County Zoning Ordinance for the jurisdiction of Bartholomew County**". The content of Bergman's letter explaining the revisions is inserted here:

- Insert -

*“At its August 14, 2019 meeting the Plan Commission adopted a resolution forwarding to the County Commissioners a favorable recommendation on a series of revisions to the Zoning Ordinance. These proposed revisions have been under development by the Planning Department for some time and were the subject of Plan Commission review over the past several months.*

*These revisions cover a wide variety of topics, including the official zoning maps, telecommunications facilities (cell towers), intersection visibility, the measurement of required trees, and sign brightness. The various revisions were motivated by several different reasons: (1) the need for the clarification of existing regulations (with no changes to their application or meaning); (2) changes to applicable state, federal, or case law; (3) staff observations on the effectiveness of current regulations; and (4) the correction of minor errors and omissions (such as typographical errors or incorrect cross-references).*

*The Plan Commission held a public hearing on the proposed revisions at its August 14, 2019 meeting. No members of the public spoke at either opportunity.”*

*Since the Zoning Ordinance is a shared document between the City and County, the City Plan Commission and City Council are currently undertaking a parallel adoption process for these revisions. The City Plan Commission, acting after the County Plan Commission, has made further revisions to the proposed Sign Brightness provisions and corrected a "may" statement to "shall" for Accessory Dwellings. These changes are indicated by blue text in the exhibit attached to your proposed ordinance approving the package of revisions (please see pages 9 and 16). The Planning Department recommends that the Commissioners approve the package of zoning ordinance revisions, including the City-initiated changes.”*

-End of insert-

The proposed zoning ordinance amendments were documented in an 18-page Exhibit A. Said exhibit was made part of the Plan Commission's Resolution #2019-02 to be forwarded to the commissioners with a favorable recommendation. Exhibit A may be viewed in the Auditor's Office and will be part of this ordinance under consideration.

Commissioner Kleinhenz asked for consideration to lessen/remove square footage living area limits on accessory dwellings (e.g., granny flats, doddy houses). He also questioned the necessity of identifying two viable septic site areas within minimum area lots, instead of just one septic site on the lot. Chairman Flohr opened the meeting for public comment. A few points were clarified. Chairman Flohr then closed the meeting. Commissioner Kleinhenz moved to approve the ordinance on first reading, including the recommendations of the Plan Commission: (1) requiring the attachment of accessory dwellings to the primary structure, and (2) the various rules regarding sign illumination and brightness. He also requested that during this time before the second reading there be additional consideration of the desired changes discussed regarding: (1) square footage limits on accessory dwelling living area, and (2) removing the requirement of designating two septic site areas on lots. Chairman Flohr seconded the motion that passed unanimously. The second reading was scheduled for the meeting on 10/14/19.

The next agenda item was consideration of a **petition for establishment of a new regulated drain to be known as the Clifford Drain Extension**. The work will fulfill an obligation made 20+/- years ago with Nathan Scheidt who traded the property's right-of-way for the county's installation of underground drainage tile. Content of the petition is inserted here.

- Insert -

*The Bartholomew County Commissioners, hereby petition the Drainage Board of Bartholomew County, Indiana, to establish a new regulated drain as described herein and in support thereof provides the following information in accordance with the provisions of Section 36-9-27-54 of the Indiana Code, to wit:*

- 1. The petitioner is qualified to file this petition under Section 36-9-27-54(b)(2) of the Indiana Code as a county executive that wants to provide for the drainage of a county highway.*
- 2. The general route of the proposed drain is:*

*Beginning at Arm B of the Clifford Regulated Drain at the Clifford Town Park on the south side of CR 550N; then east on the south side of CR 550N to the east side of CR 250E; then north on the east side of CR 250E to CR 600N.*

- 3. The names and addresses of the land owners and legal description of their lands which will be affected by the proposed drain are listed and described on the attached Exhibit A.*
- 4. In our opinion, the costs, damages, and expenses of the proposed drain will be less than the benefits which will result to the owners of land likely to be benefited hereby.*
- 5. In our opinion, the proposed drain will improve the public health, benefit CR 250E and CR 550N, and be of public utility.*
- 6. The petitioner hereby agrees to pay the cost of notice and all legal costs, if the petition is dismissed.*
- 7. In our opinion, the new regulated drain should be designated as an urban drain.*

- End of Insert -

The county will shoulder the install costs and maintenance costs are usually minimal for buried tile. Therefore, the improvement *will not* result in an assessment. Commissioner Lienhoop motioned to sign the petition asking the Drainage Board to establish a new regulated drain in the Clifford area. Chairman Flohr seconded the motion that passed unanimously.

Lastly, Captain Brandon Slate of the Sheriff's Department submitted a proposal to purchase **one additional 2019 Dodge Charger** for \$24,625 from Fletcher (Franklin). Fletcher honored their original bid from 3/18/19 on the car already in stock. Commissioner Lienhoop motioned to approve the additional purchase from Fletcher. Commissioner Kleinhenz seconded the motion that passed unanimously.

The next Commissioners' Meeting will be held on Monday, October 7, 2019, at 10:00 a.m. in the Commissioners' Chambers. There being no other business, the meeting was adjourned.

BARTHOLOMEW COUNTY  
BOARD OF COMMISSIONERS

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RICHARD A. FLOHR, CHAIRMAN

ATTEST:

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LARRY S. KLEINHENZ, MEMBER

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PIA O'CONNOR

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CARL H. LIENHOOP, MEMBER