

COMMISSIONER'S MEETING
October 24, 2011

The Bartholomew County Commissioners met in regular session on October 24, 2011 in the Governmental Office Building, 440 Third Street, Columbus, Indiana. Chairman Carl Lienhoop called the meeting to order at 10:00 am. Commissioner Larry Kleinhenz, Commissioner Paul Franke, and County Attorney J. Grant Tucker were also in attendance. Auditor Barb Hackman was absent from the meeting. Sitting in for Auditor Hackman was Chief Real Estate and Tax Billing Officer Chris West. Chief Deputy Assessor Rita Carr gave the Invocation and led the Pledge of Allegiance.

Next, the minutes of the October 17, 2011 meeting were approved unanimously on a motion by Commissioner Kleinhenz and seconded by Commissioner Franke.

The Voucher Claims were presented for approval. Commissioner Franke made a motion to approve the Voucher Claims. Commissioner Kleinhenz seconded the motion that passed unanimously.

Next, Chairman Lienhoop read the New Permits Report from 10/17/2011 to 10/21/2011. Seventy-seven permits were issued with a fee amount of \$4,372.00 and a valuation amount of \$1,199,891.00.

County Highway Engineer Danny Hollander presented the Commissioners with Weekly Crew Report. Last week the Highway Crew mowed in Jackson, Ohio, and Flatrock Townships, put up signs, replaced a pipe on Goeller Road, wedged in Wayne Township, patched roads, and picked up trash.

Next, County Clerk Tami Hines presented the Commissioners with the Consideration of an Order regarding additional information or corrections to the Precinct Boundaries and submission of corrected IEC-8 Forms. Ms. Hines mentioned that a census was just completed and the County has been mandated to make changes to the precinct boundaries. Bartholomew County will not be in the 9th District anymore, but will only be in the 6th District. Ms. Hines presented the Commissioners with the precinct boundary maps to approve so the County is in compliance with the State.

Commissioner Kleinhenz asked if there were any State changes made. Ms. Hines said the local State Representatives Districts and Senate Representatives Districts were changed. There used to be one (1) Senate Representative and now Bartholomew County has three (3) Senate Representatives as follows: Senate Representative Johnny Nugent presides over the eastern part of Bartholomew County, and Senate Representative Brent Steele presides over the western and southern parts of Bartholomew County, and Senate Representative Greg Walker presides over the northern part of Bartholomew County. Ms. Hines mentioned that Bartholomew County still has three (3) State Representatives. Chairman Lienhoop made a motion to sign the order for the precinct boundaries changes and submission of the corrected IEC-8 forms. Commissioner Franke seconded the motion that passed unanimously.

Next, Ms. Hines presented the Commissioners with a Proposal for the Clerk's Office for Storage Shelving for an office in the basement where files are stored. Currently, the files are in boxes stacked in this office in no particular order. This makes

it difficult for the Clerk's Office to find the correct file(s). Ms. Hines would like to order and have new good quality shelving installed to make this area neater and the files easier to find.

Ms. Hines received an estimate from Bradford Systems Corporation in the amount of \$8,245.00 to furnish and install high density and fixed shelving units. Ms. Hines only received the one (1) quote because she has purchased other shelving units from Bradford Systems Corporation, and they maintain all of those units.

This will be paid for out of the Perpetuation Fund. Ms. Hines can only use the Perpetuation Fund for storing or keeping of files and not for anything else. One dollar (\$1.00) of every court case filed in the Courthouse goes into the Perpetuation Fund. Commissioner Franke made a motion to approve awarding the quote to Bradford Systems Corporation for \$8,245.00 for the shelving for the Clerk's Office. Commissioner Kleinhenz seconded the motion that passed unanimously.

Ms. Hines also mentioned that Voter's Registration will be open every day from 8:00 a.m. to 5:00 p.m., Saturday, October 29th and Saturday, November 5th from 8:00 a.m. to 3:00 p.m., and open until noon on Monday, November 7th for absentee voting. Election Day will be Tuesday, November 8th from 6:00 a.m. until 6:00 p.m.

Next, Planning Department Director Jeff Bergmann presented the Commissioners with the Consideration of an Ordinance Amending the Official Zoning Map of Bartholomew County, Indiana, Rezoning Subject Property from "RMH" (Residential:

Manufactured Home Park) to “CR” (Commercial: Regional Center) RZ-11-02: Tannehill Park East Rezoning as shown below.

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP
OF BARTHOLOMEW COUNTY, INDIANA, REZONING THE SUBJECT
PROPERTY
FROM “RMH” (RESIDENTIAL: MANUFACTURED HOME PARK)
TO “CR” (COMMERCIAL: REGIONAL CENTER)**

**To be known as the: Tannehill Park East Rezoning
Plan Commission Case No.: RZ-11-02**

WHEREAS, this rezoning was requested by the City of Columbus – Bartholomew County Planning Department on behalf of the Bartholomew County Commissioners; and

WHEREAS, the Bartholomew County Plan Commission did on October 12, 2011 hold a legally advertised public hearing on said request and has certified a favorable recommendation to the Board of Commissioners; and

WHEREAS, the Board of Commissioners of Bartholomew County, Indiana has considered the criteria contained in Section 12.6(G) of the Columbus & Bartholomew County Zoning Ordinance.

NOW THEREFORE BE IT ORDAINED by the Board of Commissioners of Bartholomew County, Indiana, as follows:

SECTION 1: Official Zoning Map

The zoning classification of the following described real estate shall be changed from “RMH” (Residential: Manufactured Home Park) to “CR” (Commercial: Regional Center):

*A PART OF THE NORTH HALF OF SECTION 22, TOWNSHIP 10 NORTH, RANGE 5
EAST AS DESCRIBED IN DEED BOOK 312, PAGE 14, AND MORE PARTICULARLY
DESCRIBED AS FOLLOWS:*

*COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION MARKED BY A
BARTHOLOMEW COUNTY SURVEYOR'S MONUMENT; THENCE NORTH 87°51'27"
EAST (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SECTION A
DISTANCE OF 954.57 FEET TO THE EAST RIGHT-OF-WAY LINE OF COUNTY
ROAD 280 WEST AND THE TRUE POINT OF BEGINNING; THENCE CONTINUING
ALONG SAID NORTH LINE NORTH 87°51'27" EAST A DISTANCE OF 546.72 FEET
TO THE WEST RIGHT-OF-WAY LINE OF INTERSTATE 65; THENCE SOUTH ALONG
SAID WEST RIGHT-OF-WAY LINE THE FOLLOWING TWO CALLS: SOUTH
01°53'57" EAST A DISTANCE OF 117.30 FEET TO A POINT; THENCE SOUTH*

29°55'26" WEST A DISTANCE OF 784.97 FEET TO THE EAST RIGHT-OF-WAY LINE OF COUNTY ROAD 280 WEST; THENCE NORTH ALONG SAID EAST RIGHT-OF-WAY LINE THE FOLLOWING FIVE CALLS: NORTH 20°23'15" EAST A DISTANCE OF 2.75 FEET TO THE PC OF A CURVE TO THE LEFT; THENCE NORTHWESTERLY ALONG SAID CURVE HAVING A RADIUS OF 285.00 FEET FOR AN ARC DISTANCE OF 258.05 FEET, SAID CURVE HAS A CHORD BEARING NORTH 05°33'06" WEST A DISTANCE OF 249.33 FEET TO THE PT THEREOF; THENCE NORTH 31°29'26" WEST A DISTANCE OF 196.59 FEET TO THE PC OF A CURVE TO THE RIGHT; THENCE NORTHWESTERLY ALONG SAID CURVE HAVING A RADIUS OF 175.00 FEET FOR AN ARC DISTANCE OF 91.63 FEET, SAID CURVE HAS A CHORD BEARING NORTH 16°29'26" WEST A DISTANCE OF 90.59 FEET TO THE PT THEREOF; THENCE NORTH 01°29'26" WEST A DISTANCE OF 271.97 FEET TO THE POINT OF BEGINNING, CONTAINING 5.54 ACRES, MORE OR LESS, AND SUBJECT TO ALL LEGAL EASEMENTS, RIGHTS OF WAYS, AND RESTRICTIONS.

SECTION 2: Repealer

All ordinances or parts thereof in conflict with this Ordinance shall be repealed to the extent of such conflict.

SECTION 3: Severability

If any provision, or the application of any provision, of this Ordinance is held unconstitutional or invalid the remainder of the Ordinance, or the application of such provision to other circumstances, shall be unaffected.

SECTION 4: Effective Date

This Ordinance shall be effective upon and after the date and time of its adoption, as provided in Indiana law.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF BARTHOLOMEW COUNTY, INDIANA ON FIRST READING THIS 24th DAY OF October, 2011.

S/s Carl H. Lienhoop
Carl H. Lienhoop

S/s Larry S. Kleinhenz
Larry S. Kleinhenz

S/s Paul Franke
Paul Franke

ATTEST:

S/s Barbara J. Hackman

Barbara J. Hackman, Auditor
Bartholomew County, Indiana

Mr. Bergmann explained that this property is located in the Southeast corner of 280 West and Heflin Park Drive near the Tannehill Mobile Home Park. Prior to 2008, this property was zoned Commercial. However, during the Zoning Replacement Process, this property was rezoned along with the Tannehill Mobile Home Park as “RMH” (Residential: Manufactured Home Park). After talking with several property owners, Mr. Bergmann found that the property owners would like this property to be rezoned back to Commercial zoning. The Planning Commission has reviewed this request and approved it.

Next, Mr. Bergmann presented the Commissioners with the Consideration of an Ordinance Amending the Official Zoning Map of Bartholomew County, Indiana, Rezoning the Subject Property from “RMH” (Residential: Manufactured Home Park) to “CR” (Commercial: Regional Center) RZ-11-03: Tannehill Park West Rezoning as shown below.

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP
OF BARTHOLOMEW COUNTY, INDIANA, REZONING THE SUBJECT
PROPERTY
FROM “RMH” (RESIDENTIAL: MANUFACTURED HOME PARK)
TO “CR” (COMMERCIAL: REGIONAL CENTER)**

**To be known as the: Tannehill Park West Rezoning
Plan Commission Case No.: RZ-11-03**

WHEREAS, this rezoning was requested by Tannehill Park, Inc. and includes the consent of all owners of the subject property; and

WHEREAS, the Bartholomew County Plan Commission did on October 12, 2011 hold a legally advertised public hearing on said request and has certified a favorable recommendation to the Board of Commissioners; and

WHEREAS, the Board of Commissioners of Bartholomew County, Indiana has considered the criteria contained in Section 12.6(G) of the Columbus & Bartholomew County Zoning Ordinance.

NOW THEREFORE BE IT ORDAINED by the Board of Commissioners of Bartholomew County, Indiana, as follows:

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COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION AND A BARTHOLOMEW COUNTY SURVEYOR'S MONUMENT; THENCE ALONG THE NORTH LINE OF SAID SECTION NORTH 87°51'27" EAST (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SECTION A DISTANCE OF 132.00 FEET TO THE EAST LINE OF TANNEHILL CEMETERY AND THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID NORTH LINE NORTH 87°51'27" EAST A DISTANCE OF 772.57 FEET TO THE WEST RIGHT-OF-WAY LINE OF COUNTY ROAD 280 WEST; THENCE SOUTH ALONG SAID WEST RIGHT-OF-WAY LINE THE FOLLOWING TWO CALLS: SOUTH 01°29'26" EAST A DISTANCE OF 271.40 FEET TO THE PC OF A CURVE TO THE LEFT; THENCE SOUTHEASTERLY ALONG SAID CURVE HAVING A RADIUS OF 225.00 FEET FOR AN ARC DISTANCE OF 70.99 FEET, SAID CURVE HAS A CHORD BEARING SOUTH 10°31'44" EAST A DISTANCE OF 70.69 FEET TO THE PT THEREOF; THENCE NORTH 72°16'37" WEST A DISTANCE OF 89.05 FEET TO A POINT; THENCE NORTH 83°54'34" WEST A DISTANCE OF 173.45 FEET TO A POINT; THENCE SOUTH 73°46'49" WEST A DISTANCE OF 215.58 FEET TO A POINT; THENCE NORTH 86°17'20" WEST A DISTANCE OF 52.57 FEET TO A POINT; THENCE NORTH 50°50'05" WEST A DISTANCE OF 101.24 FEET TO A POINT; THENCE NORTH 15°48'26" WEST A DISTANCE OF 174.53 FEET TO A POINT; THENCE NORTH 68°10'44" WEST A DISTANCE OF 159.74 FEET TO THE EAST LINE OF TANNEHILL CEMETERY; THENCE NORTH 01°38'35" WEST ALONG SAID EAST LINE A DISTANCE OF 32.00 FEET TO THE POINT OF BEGINNING, CONTAINING 4.55 ACRES, MORE OR LESS, AND SUBJECT TO ALL LEGAL EASEMENTS, RIGHTS OF WAYS, AND RESTRICTIONS.*

SECTION 2: Repealer

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**PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF
BARTHOLOMEW COUNTY, INDIANA ON FIRST READING THIS 24th DAY OF
October, 2011.**

S/s Carl H. Lienhoop
Carl H. Lienhoop

S/s Larry S. Kleinhenz
Larry S. Kleinhenz

S/s Paul Franke
Paul Franke

ATTEST:

S/s Barbara J. Hackman
Barbara J. Hackman, Auditor
Bartholomew County, Indiana

Mr. Bergmann explained that this property is located in the Southwest corner of 280 West and Heflin Park Drive. The property owners, who were in attendance of the meeting today, are requesting that this property be rezoned. The property owners felt like this property had the same factors in terms of its relationship to the Tannehill Mobile Home Park and Commercial Development to the North as the east property did. Therefore, the East application is restoring the previous rezoning that was changed by the Planning Department, and the West application was filed by the property owners to be in line with the east property. The Plan Commission has reviewed this request and

approved it too. Chairman Lienhoop asked if both applications needed to be approved on two (2) readings. County Attorney Grant Tucker said that each application needed to be approved on two (2) readings.

Chairman Lienhoop opened the Public Hearing for the Tannehill Park East Rezoning Ordinance. Hearing no comments, Chairman Lienhoop closed the Public Hearing. Commissioner Kleinhenz asked how many acres the east property contains. Mr. Bergmann said the east tract is a little over six (6) acres and the west tract is a little less than five (5) acres. Commissioner Franke made a motion to approve the Tannehill Park East Rezoning Ordinance on First Reading. Commissioner Kleinhenz seconded the motion that passed unanimously.

Then, Chairman Lienhoop opened the Public Hearing for the Tannehill Park West Rezoning Ordinance. Hearing no comments, Chairman Lienhoop closed the Public Hearing. Commissioner Franke asked if this property had flooding issues during the 2008 Flood. Sheriff's Department Detective Captain Greg Duke said that this property is always dry. However, there was a septic system that was entirely removed from the west property tract some time ago. Now, there is a small maintenance building to the west that belongs to the Mobile Home Park and some residents of the Tannehill Mobile Home Park garden there. Commissioner Kleinhenz made a motion to approve the Tannehill Park West Rezoning Ordinance on First Reading. Commissioner Franke seconded the motion that passed unanimously. The second reading for both ordinances is scheduled for the Commissioners' meeting on Monday, October 31, 2011.

Next, Administrative Resources association (ARa) Grants Manager Carrie Riley presented the Commissioners with a Consideration of an Addendum for the Bartholomew County Disaster Recovery Grant for the Bartholomew County School Corporation (BCSC) Contract Agreement and Financial Close Out. This addendum will allow ARa to oversee the work done at BCSC. The amount for the ARa administrative fees is \$5,145.00 which brings the total of the invoices and claims submitted for reimbursement by the State to \$276,517.38. Both County Attorney J. Grant Tucker and the Bartholomew County Auditor have read over and approved this addendum. Chairman Lienhoop made a motion to approve the ARa Addendum and Financial Close Out for the Bartholomew County Disaster Recovery Grant for BCSC. Commissioner Franke seconded the motion that passed unanimously.

Ms. Riley also presented the Commissioners with a Claim Voucher for \$276,517.38 for the Bartholomew County Disaster Recovery Grant for the total of the invoices and claims submitted for reimbursement by the State. After the signed voucher and forms are received, then the Auditor will receive a check and the appropriate funds will be reimbursed to BCSC. Chairman Lienhoop made a motion to approve signing the Claim Voucher for \$276,517.38. Commissioner Kleinhenz seconded the motion that passed unanimously.

Next, Chairman Lienhoop presented the Consideration of an Executive Council Chief Elected Officials Agreement for the Southeast Indiana Region 9 Work Force Board. Commissioner Franke mentioned that an elected official needed to be selected as

the Regional CEO, so the Board selected Dearborn County Commissioner Jeff Hughes was selected as the Regional CEO. Commissioner Franke made a motion to approve Commissioner Jeff Hughes of Dearborn County as the Executive Elected Official for this Board. Commissioner Kleinhenz seconded the motion that passed unanimously.

Next, Commissioner Kleinhenz presented the September 2011 Clerk's Monthly Report. Finding the report in order, Commissioner Kleinhenz made a motion to approve the September 2011 Clerk's Monthly Report. Commissioner Franke seconded this motion that passed unanimously.

Next, Sheriff Department Captain Greg Duke came before the Commissioners to ask for a new rifle optical scope for the Bartholomew County Sheriff's Department for Marksman School. The Bartholomew County Sheriff's Department officers that have been selected have been fourth, second, and first in Marksman School. The Commissioners opened the three (3) quotes shown below for the new rifle optical scope:

Ray O'Herron Co., Inc. (Columbus, IN)	\$1,128.00
Vance's Law Enforcement (Columbus, OH)	\$1,240.00
Elmore's Firearms & Acces. Inc. (Greenwood, IN)	\$1,300.00

Commissioner Kleinhenz made a motion to approve awarding the quote to the lowest bidder, Ray O'Herron Co., Inc., for \$1,128.00. Commissioner Franke seconded the motion that passed unanimously. Chairman Lienhoop mentioned that the retail price for this new rifle optical scope is \$1,785.00.

There being no other business, the meeting was adjourned by Chairman Lienhoop at 10:39 am. The next Commissioner's meeting will be held on Monday, October 31, 2011 at 10:00 am in the Commissioner's Chambers.

BARTHOLOMEW COUNTY COMMISSIONERS

CARL H. LIENHOOP, CHAIRMAN

PAUL FRANKE, MEMBER

LARRY S. KLEINHENZ, MEMBER

ATTEST:

BARBARA J. HACKMAN, AUDITOR