

**COMMISSIONER'S MEETING**  
**April 2, 2012**

The Bartholomew County Commissioners met in regular session on April 2, 2012 in the Governmental Office Building, 440 Third Street, Columbus, Indiana. Chairman Larry Kleinhenz called the meeting to order at 10:00 am. Commissioner Carl Lienhoop, Commissioner Paul Franke, Chief Deputy Auditor Sandy Beatty, and County Attorney J. Grant Tucker were also in attendance. Auditor Barb Hackman was absent from the meeting. Auditor's Office Department Supervisor Catherine Greenlee gave the Invocation and led the Pledge of Allegiance.

Next, Commissioner Franke made the following two (2) changes to the March 26<sup>th</sup> minutes: on page 11, line 7-8 should say the **Chinese New Year** instead of Chinese 4<sup>th</sup> of July, and on page 12, line 11 should say **Dearborn County** instead of Dearborne County. Commissioner Franke made a motion to approve the amended March 26, 2012 minutes. Commissioner Lienhoop seconded the minutes. Mr. Michael Lykins came before the Commissioners and mentioned that in the miscellaneous section of the minutes Mr. Chambers addressed the Commissioners about the meeting that he and Chairman Kleinhenz had in the foyer. The minutes did not reflect that Chairman Kleinhenz had objections to some of the things that were said in that discussion. Chairman Kleinhenz said although it did not state those objections, the way it was written and quoted reflected what was said, so he was okay with it.

Chairman Kleinhenz asked for a vote on the motion which passed unanimously. Commissioner Lienhoop said the minutes are a reflection of what is said here to the best of our knowledge, and Auditor's Office Second Deputy Carey Nusbaum listens to the verbal tapes and transposes that into written text, so the minutes should not reflect our positions unless we say them. Chairman Kleinhenz asked Mr. Lykins if he had other changes that need to be made to the minutes. Mr. Lykins said the change has already been made on page 16, so there were no other requested changes.

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

Next, Chairman Kleinhenz read the New Permits Report from 3/26/2012 to 3/30/2012. Fifty-five (55) building permits were issued with a fee amount of \$7,752.00 and a valuation amount of \$5,136,878.00. The total fee amount for the month of March 2012 was \$20,869.00.

County Highway Engineer Danny Hollander presented the Commissioners with a Title Sheet, from Butler, Fairman & Seufert of Indianapolis, Indiana, to sign for Bridge #211 that is located on 725 West near Waymansville. Currently, the right-of-way descriptions for this bridge are being compiled. Commissioner Lienhoop made a motion to sign the title sheet for Bridge #211. Commissioner Franke seconded the motion that passed unanimously.

Also, down near Waymansville on Seymour Road is Bridge #206. This bridge structure consists of two (2) large culvert pipes. The water flow has been restricted which has caused pressure on the rock and pushed it away. Therefore, the water is flowing underneath the two (2) culvert pipes could cause the culverts to collapse, so Engineer Hollander recommended constructing a bridge there. Chairman Kleinhenz asked if the pipes were in good shape. Engineer Hollander said they are still in good condition considering they have been there thirty (30) years, but the culvert pipes were too short to start with. Chairman Kleinhenz asked if the slip liner concept would be effective in this situation. Example: Slip liners are placed into the culverts. Holes are bored down and injected with liquid to fill the voids. Commissioner Franke and Engineer Hollander said no. Engineer Hollander said this is deteriorating underneath and along the outside edges of the culvert pipes. Chairman Kleinhenz said that slip liners are used so the interstates do not have to be torn up to fix deterioration issues.

Engineer Hollander would like Strand Associates, Inc. to be awarded as the engineering firm for Bridge #206. Commissioner Franke made a motion to award Strand Associates, Inc. as the engineer for Bridge #206. Commissioner Lienhoop seconded the motion. Chairman Kleinhenz said that Strand Associates, Inc. is a long-standing Bartholomew County company. Commissioner Candidate Rick Flohr asked where Bridge #206 is located. Commissioner Franke said it is located on Seymour Road. Mr. Flohr commented that there are two (2) culverts side by side with trees coming down by the creek on each side and get hung up there, so a bridge would be good there.

Commissioner Lienhoop said there are two (2) bridge projects going on within a mile of each other. Chairman Kleinhenz asked for a vote. The motion passed unanimously.

Engineer Hollander mentioned that even though he has not received an official letter yet, he would like to announce that INDOT called and awarded Bartholomew County \$440,000 to finish the 600 North project. With a local match of \$110,000, that will give a total amount of \$550,000 to begin relocating utilities for the final phase of the 600 North project. Chairman Kleinhenz said that he gets criticized because the 600 North project has gone on for approximately fifteen (15) years. Commissioner Franke said that people complained about 600 North being so narrow before he became a Commissioner. Chairman Kleinhenz said that the Commissioners were focusing on fixing 800 North and then switched their focus to 600 North with \$6,000,000 in federal and state funding. The entire 600 North project will cost \$15,000,000 total. This could not have been done with local funding. If the County would have had \$15,000,000 it could have been done in one (1) year, but that was never possible, so it has taken several years.

Bartholomew County resident Tom Heller reiterated that the 600 North project has been in the works for several years, total improvements cost \$15,000,000, and there has been no bond money used in it because it has been paid for as you go. Chairman Kleinhenz said that is correct. The County has received federal and state funds, as well as local match money to pay for this project. Engineer Hollander said the local match money is twenty percent (20%). Mr. Heller asked if there has been bond money used for

road projects. Chairman Kleinhenz and Commissioner Franke said no. Mr. Heller asked if bond money has been used by the County for other projects in the last ten (10) years. Attorney Tucker and Chairman Kleinhenz said just for the Jail. Chairman Kleinhenz said the County has tried to stay out of debt. Commissioner Franke said that the County did take out a bond for a hospital expansion. Chairman Kleinhenz said this hospital expansion was in the late 80s and in the mid to late 90s that bond was retired.

Next, Engineer Hollander presented the Commissioners with the Weekly Crew Report. Last week the Highway Crew put up signs, ditched on Newbern Road, put in a driveway pipe and ditched on 1100 East, replaced pipes on 400 South, lowered the bank, moved the ditch, and added onto pipes on 200 South near Burnsville, cut trees in Lowell Addition, ground stumps on 450 East and 450 South, hauled sand back to the garage from the remote sand sites, patched roads, and applied rip rap on a bank on 950 North.

Commissioner Franke said he got a call from Bartholomew County resident Mr. Roberts who lives in Jewell Village. Mr. Roberts wanted to know if there was a plan to alleviate the drainage issues they are experiencing in Jewell Village. Engineer Hollander said the drainage issues are caused by leaves clogging up the drains. Commissioner Franke asked if some of the driveway pipes were too high. Engineer Hollander said the pipes are clogged up. Chairman Kleinhenz said that if the drains are plugged, then we need to send out some of the Highway crew to unclog the dirt, leaves, and branches. Commissioner Lienhoop said if there are collapsed culverts, then they need to be

replaced. Commissioner Franke asked if there is a way to collect through property taxes if we have to replace a culvert pipe.

Commissioner Franke asked Attorney Tucker if the County needs to consider creating an ordinance to add the cost of the culvert pipe onto the property tax. Attorney Tucker said an ordinance would need to be created to do that. Chairman Kleinhenz said that the County owns the ditch, but the property owner is responsible for the cost and maintenance of the culvert pipes. The cost for a culvert pipe is \$200. The County works with the property owner and sets the culvert and places stone around it. Engineer Hollander said the issue is the fact that the County will not pave the homeowner's driveway. Chairman Kleinhenz said at Jewell Village a collapsed culvert will back water up on other homeowner's property which is the issue. Commissioner Franke said that the County is stuck with the cost of the replacement culvert if the homeowner will not pay for it. There should be an ordinance that will allow the cost of the culvert to be added to a homeowner's property tax if they do not pay for the pipe. Chairman Kleinhenz asked Engineer Hollander to send some of the Highway Crew to unclog those drains in Jewell Village.

Commissioner Lienhoop wanted to comment on Mr. Tom Heller's question. Commissioner Lienhoop said that the passage of the CEDIT money about three (3) years ago was very beneficial in giving the County extra funds for the overlay program. Most of the highway project money comes from the fuel tax. Engineer Hollander said those funds have gone down every year since 2004. Commissioner Lienhoop said that with

each new energy efficient vehicle placed on the road, the total consumption of fuel has decreased. The bridge program is funded by the Cumulative Bridge tax that is a small percentage on the property tax bills. There is a big balance in the Cumulative Bridge Fund because no new bridges were built in 2011. Engineer Hollander said the County did the Tipton Lakes Bridge and finished up a couple of bridges in the spring, but did not bid out any new bridge projects. Commissioner Lienhoop said that in 2012 they will probably build four (4) or five (5) new bridges.

Mr. Heller had some January 2012 pictures of the State Street Bridge that crosses Hawcreek that he would like to share with the Commissioners. The City only swept the area, but the grates have not been opened up and are still clogged. Chairman Kleinhenz said he would like to see the pictures.

Next, Work Release and Residential Services Director Rob Gaskill presented the Commissioners with an Amendment #1 to the 2012 RSAT Grant 11-RT-002 in the amount of \$6,600.00 for a new grant total of \$172,606.00. Director Gaskill said this is the second year to receive this federal grant given by the Indiana Criminal Justice Institute (ICJI) that is used for the Women Recovering with a Purpose (WRAP) Program. The Commissioners approved the original grant amount \$166,006.00 at the end of 2011. The 2011 grant was not started until March, so there was some money left over at the end of 2011. Director Gaskill is asking permission to do a grant amendment in the amount of \$6,600 to pay for GEDs. This is money that the ICJI would have to give back to the Federal government, so permission was granted to deallocate the \$6,600 from the 2011

Grant Budget and put it into the 2012 Grant Fund. Attorney Tucker said that he recalls reviewing this amendment. Chairman Kleinhenz made a motion to approve signing this ICJI grant amendment for \$6,600 subject to County Attorney approval. Commissioner Franke seconded the motion that passed unanimously.

Next, Indiana Region 9 Workforce Regional Operator Bart Brown presented the Commissioners with a Consideration of a Local Elected Officials Agreement. Mr. Brown came before the Commissioners on Monday, February 27, 2012 to discuss the creation of the Indiana Region 9 Workforce Board. Mr. Brown said that the new agreement was sent out to the Region 9 counties. This agreement will allow elected officials to be appointed to the new Indiana Region 9 Workforce Board. This would also give Mayors the ability to appoint members to the Board as well. Attorney Tucker has looked over this agreement and is fine with the language. Mr. Brown asked the Commissioners to reappoint Commissioner Franke, appoint all three Commissioners, or appoint the Mayor to represent Bartholomew County on this Board. Once the appointments of the members are made, then the next step would be to call to order those ten (10) elected officials to select a Regional Chief Elected Official.

Mr. Brown said signing this agreement will allow appointing an elected official to the Executive Body of Elected Officials, and then the Commissioners will appoint an elected official to the Board. Commissioner Franke said that he would be willing to continue serving on this committee for the remainder of 2012. Commissioner Lienhoop made a motion to sign this agreement. Commissioner Franke seconded this motion that



passed unanimously. Commissioner Lienhoop then made a motion to appoint Commissioner Franke to this Board. Chairman Kleinhenz seconded this motion that passed unanimously.

Mr. Brown said that the Workforce Board set aside \$15,000, so no elected official will need to take on any financial liability. This money came from donations to the Board for various projects. However, there was money left over after the projects were finished, so this money was discretionary.

Next, County Clerk Tami Hines presented the Commissioners with the 2012 Notice of Precinct Voting Places. There is one (1) change. Indiana Bank and Trust on 25<sup>th</sup> Street is doing some remodeling and will not have the conference room available. The Election Board assessed and reviewed the number of registered voters at the Sandy Hook United Methodist Church precinct, so precincts 1500 and 1600 will be combined for only the primary election and will vote at The Villas Apartments, 4101 Waycross Drive, Columbus, Indiana. Chairman Kleinhenz asked if the precincts will vote at the bank. Ms. Hines said the bank is a small, crowded place, so it will depend on how well this works and if it is a good fit. Commissioner Franke said it would be nice if the fall election and spring election are at the same place. Commissioner Franke said the only other change is at McDowell Adult Education Center, 2700 McKinley Avenue, Columbus, Indiana. Voters will be at the same location, but will be voting in a different room. Ms. Hines said voters will be notified by mail of the change in voting precincts from Indiana Bank and Trust to Sandy Hook United Methodist Church. However, there

will be signage to direct voters in case they go to Indiana Bank and Trust. There will also be signage at Sandy Hook United Methodist Church. Commissioner Franke said he checked out the room at McDowell, and it is a nice big room. They said the County can use it for the Fall Election Day too. Commissioner Franke made a motion to approve the 2012 Notice of Precinct Voting Places. Commissioner Lienhoop seconded the motion that passed unanimously.

Next, County Clerk Tami Hines approached the Commissioners on the consideration of extended Courthouse hours. The State of Indiana Code IC 3-11-10-26 requires that a Clerk must permit voters to cast absentee ballots at least seven (7) hours on each of the two (2) Saturdays proceeding Election Day. Therefore, the Bartholomew County Courthouse must be open from 8:00 a.m. to 3:00 p.m. on Saturday, April 28, 2012 and Saturday, May 5, 2012. Election Day will be Tuesday, May 8, 2012. The Courthouse will be open at 6:00 a.m. and remain open until ballots are tabulated. Commissioner Lienhoop made a motion to extend the Courthouse hours for the two (2) Saturdays before the primary election on May 8, 2012. Commissioner Franke seconded the motion that passed unanimously.

Ms. Hines presented the Commissioners with a letter requesting a change from the regular entrance to the Courthouse on Washington Street to the Third Street entrance. This change would begin on Monday, April 9, 2012 through Monday, May 17, 2012. This will allow for additional voting machines to be placed in the hallway outside the Voter Registration Office to reduce the waiting time for those who are voting early

absentee at the Courthouse. Chairman Kleinhenz said the Commissioners were on board with this request. Ms. Hines said that Maintenance Supervisor Rick Trimpe was also on board with this request.

Furthermore, County Clerk Tami Hines asked the Commissioners to consider having the Highway Department post signs for the upcoming election on Tuesday, May 8, 2012. Signs would need to be posted on Monday, May 7<sup>th</sup> and then removed on Wednesday, May 9, 2012. Ms. Hine is requesting “Parking for Voting” signs to be displayed at DSI, and any other signs that are normally posted during a County election be hung up. These are the same signs that are posted every year for elections.

Commissioner Franke asked about the extra signage that will be posted at McDowell, etc. Ms. Hines said this does not include those signs. There will be signs placed in the precinct boxes and some arrow signs to show voters were to go. Commissioner Franke said it would not hurt to have some signage to guide voters to the new room at McDowell.

Ms. Hines also would like the Commissioners to consider having the Maintenance Staff help load and unload the voting machines and place barricades where needed. Chairman Kleinhenz made a motion to accept having the Highway Department help post signs, as well as having the Maintenance Staff help load and unload voting machines and place parking barricades where needed for the election. Commissioner Franke seconded the motion that passed unanimously.

Chairman Kleinhenz mentioned that he called Bartholomew resident Wally Dietz last week. Mr. Dietz mentioned that the firemen at the Harrison Township Fire Department cannot always get the fire trucks out of the building if there is a fire on Election Day because people park both east and west of the fire department. Chairman Kleinhenz asked if some signs could be posted to keep voters from parking on the west side of the fire department. This would allow the fire trucks to be able to leave the building if there is a fire. Chairman Kleinhenz would like to talk about this issue further, but is worried that they will lose this voting precinct if something is not done.

The Clerk's Monthly Report will be presented at a future Commissioners' meeting.

Next, Highway Technical Supervisor Stacey Gross, Soil and Water Educator Heather Shireman, and Solid Waste Management Education Coordinator Heather Siesel came before the Commissioners to discuss a Memorandum of Understanding (MOU) for the MS4 Stormwater Committee. This MOU is between Bartholomew County and the City of Columbus to share the costs of the MS4 Stormwater Compliance with the Indiana Department of Environmental Management (IDEM). To get into compliance, the City and County will be joining in with the Bartholomew County Solid Waste Management District's (BCSWMD) Earth Day Celebration on Saturday, April 21<sup>st</sup> from 8:00 a.m. to 3:00 p.m. at the Columbus/Bartholomew Recycling Center, 720 South Mapleton Street, Columbus, Indiana. The logo for the MS4 Committee will be unveiled at this celebration. The BCSWMD always hands out Earth Day t-shirts, but this year the MS4

Committee would like to supply the t-shirts that have the new MS4 logo on them for a total cost of \$2,149.13.

Also, Ms. Gross asked for approval of a \$1,000 scholarship for the winner of the MS4 logo contest. Chairman Kleinhenz said the reason why it was approached this way was the advertising/education effect of working with students. Ms. Gross said they were impressed with what the students came up with in this contest. Commissioner Lienhoop made a motion to approve the \$1,000 scholarship to be paid out of the MS4 line item of the Commissioners' budget. Commissioner Franke seconded the motion.

Bartholomew County resident John Dishinger asked what is MS4. Commissioner Lienhoop said it is a federally mandated program that is based on the Clean Water Act of 1978. The County has deadlines to get into compliance with IDEM or they will be fined. Chairman Kleinhenz asked for a vote on the motion. The motion passed unanimously.

Ms. Gross said the MS4 logo t-shirts will be purchased from Wahoo Wahoo, Inc. ([www.wahoowahoo.com](http://www.wahoowahoo.com)). The t-shirts for the kids will be made of organic cotton, and the volunteer t-shirts will be made from recycled items. This makes the t-shirts more expensive, but they wanted to promote Earth Day and to reuse, reduce, and recycle. The volunteer t-shirts will look a little different to distinguish between the kids and the volunteers. Chairman Kleinhenz said it would be cheaper to purchase the t-shirts locally for \$9.00 apiece, but they will not be made of recycled materials. Ms. Siesel said the youth t-shirts cost \$6.45 and an adult t-shirt \$5.60 or \$6.95 depending on the size. Chairman Kleinhenz made a motion to approve the MS4 Committee to purchase t-shirts

with the new MS4 logo for the Earth Day Celebration in the amount of \$2,149.13 from Wahoo Wahoo, Inc. Commissioner Lienhoop seconded the motion that passed unanimously. Chairman Kleinhenz thanked Ms. Shireman, Ms. Siesel, and Ms. Gross for all of their hard work on the MS4 compliance with IDEM for the County.

Next, Chairman Kleinhenz presented the Memorandum of Understanding (MOU) Relating to Financing, Installation, and Maintenance of a Parking Lot to be Utilized Jointly. Chairman Kleinhenz asked Attorney J. Grant Tucker to discuss this MOU. Attorney Tucker said that the Bartholomew Consolidated School Corporation (BCSC), specifically Southside Elementary, will be constructing two (2) baseball diamonds that will be used by Columbus North High School (CNHS). The County is the owner of the Fairgrounds property, but BCSC would like to enter into a MOU to utilize some of the fairground parking area as overflow parking. Conversely, BCSC will allow the County and Fair Board to utilize their parking area during the Bartholomew County Fair time. Commissioner Franke asked if the BCSC parking area will be gravel or paved. Attorney Tucker said it was his impression that they are going to pave an area for parking. Commissioner Franke asked if the school was paying for the paving. Attorney Tucker said yes, it will be at the school corporation's expense. Chairman Kleinhenz said that the Fair Board has approved this. Commissioner Franke made a motion to approve signing this MOU with BCSC concerning parking on the fairground property. Commissioner Lienhoop seconded the motion that passed unanimously.

Bartholomew County resident John Dishinger mentioned that a month ago there was a discussion during a Commissioners' meeting about where the two (2) Base Roads come through. Mr. Dishinger was wondering if anyone found out the answer to this question. No one knew the answer or did the research, so Commissioner Lienhoop asked Engineer Hollander to find out the answer to this question for next week's Commissioners' meeting.

Next, Mr. Dishinger asked what the progress is in getting the County Ordinances on the County website. Chief Deputy Auditor Sandy Beatty said that the County is in the process of having them put on the website, but this will depend on when IT launches the new website. Mr. Dishinger asked if the recodification was done. Attorney Tucker said it is complete. The Codification book is available to view in the Auditor's Office.

Chairman Kleinhenz mentioned that Commissioner Candidates: Marcus Speer, Tim Dillingham, and Rick Flohr were in the audience today.

There being no other business, the meeting was adjourned by Chairman Kleinhenz at 11:00 am. Also, all County Offices will close at noon on Friday, April 6, 2012 in recognition of Good Friday. All County Office will open for business at 8:00 a.m. on Monday, April 9, 2012. The next Commissioners' meeting will be on Monday, April 9, 2012 at 10:00 am in the Commissioners' Chambers.

BARTHOLOMEW COUNTY  
COMMISSIONERS

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LARRY S. KLEINHENZ, CHAIRMAN

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PAUL FRANKE, MEMBER

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CARL H. LIENHOOP, MEMBER

ATTEST:

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BARBARA J. HACKMAN, AUDITOR