

COMMISSIONERS' MEETING

July 13, 2015

The Bartholomew County Commissioners met in regular session on July 13, 2015 in the Governmental Office Building, 440 Third Street, Columbus, Indiana. Commissioners Larry Kleinhenz and Carl Lienhoop were present. County Attorney J. Grant Tucker and County Auditor Barbara Hackman were also in attendance. Commissioner Rick Flohr was absent.

Chairman Larry Kleinhenz called the meeting to order and Commissioner Lienhoop gave the Invocation and led the Pledge of Allegiance.

The first item on the agenda was the approval of the July 6, 2015 Commissioners' Meeting Minutes. Commissioner Lienhoop made a motion to approve the minutes. Chairman Kleinhenz seconded the motion that passed unanimously.

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

The next item was weekly reports. Chairman Kleinhenz read the New Permit Report dated 7/6/15 to 7/10/15. Twenty-six (26) permits had been issued with fees collected of \$3,047 and an estimated construction cost of \$1,552,626.

County Highway Superintendent Dwight Smith gave the County Highway Weekly Crew Report which included the following work: put up signs; finished pipe on 350W; ditched on Old Nashville Rd.; replaced pipes on Sawin Dr.; ground stumps; stoned along 275N; patched roads; began chip and seal on 100S; mowed Hawcreek, Flatrock, Ohio, and Wayne Townships; cleared flash flood debris from roads.

Commissioner Lienhoop responded to several recent inquiries asking why the County has not torn down certain deteriorating and condemned properties on 325W. Without ownership, the County has no jurisdiction over their disposition. The County tried to purchase one of the properties without success and owner(s) declined offerings through the buyout program following the 2008 flood, as well.

Next, was the second reading of the Ordinance Amending Ordinance No. 1999-05, an ordinance to provide for a perpetual Bartholomew County Telecommunications Fund and establishing a Telecommunications Review Committee. *(See attached)* County Attorney Grant Tucker explained that the amendment is in response to the County Council's directive/permission to use money in the Telecommunications Fund ("Fund") for the Annex Project. To use the Fund for that purpose requires an amendment changing the stipulations of its use and, at the same time, broadening its limitations for other future uses deemed appropriate. Chairman Kleinhenz read Section VI of the ordinance stating the change:

"The Funds in the Bartholomew County Telecommunications Non-Reverting Fund may be utilized to defray expenses associated with demolition of the existing Bartholomew County Annex and/or the Construction of a new Bartholomew County Annex and such other purposes as the Bartholomew County Commissioners determine to be an appropriate use of said funds."

Chairman Kleinhenz opened the meeting for public comment. Resident Mike Lovelace stated he would like to see the money used for Annex telecommunication purposes and give taxpayers a break, give money back to the cable TV people, and do away with the Fund, since it's no longer being used for the purposes for which it was collected. There being no other comments, Chairman Kleinhenz closed the public portion of the meeting. Commissioner Lienhoop motioned to approve, on second reading, the Ordinance Amending Ordinance No. 1999-05, an ordinance to provide for a perpetual Bartholomew County Telecommunications Fund and establishing a Telecommunications Review Committee. Chairman Kleinhenz seconded the motion that passed unanimously.

For the next agenda item, County Auditor Barbara Hackman submitted a contract with Cender & Company, LLC ("Cender") for professional financial advisory services to the Auditor's Office to assist in the preparation of the "TIF Allocation Area Real Property Base Neutralization Worksheets" applicable to the March 1, 2015 assessment

date. Professional services shall not exceed \$3,000, including incidental costs not exceeding \$500, without specific written consent of the County. Commissioner Lienhoop made a motion to enter into the agreement with Cender & Company, LLC for services related to the preparation of TIF Neutralization Worksheets for the 2015 Pay 2016 tax year. Chairman Kleinhenz seconded the motion that passed unanimously.

Major Chris Lane from the Sheriff's Department presented an interlocal cooperation agreement between City of Columbus and the County for consideration. The agreement delineates the responsibilities of each party with respect to funding buy money for the Joint Narcotics Enforcement Team's ("JNET") efforts to combat drug crimes. The County's portion is not to exceed \$15,000 per year. Commissioner Lienhoop motioned to enter into the interlocal agreement with the City regarding drug buy money for the JNET. Chairman Kleinhenz seconded the motion that passed unanimously.

The next agenda item was the ratification of an expenditure to Riverside Carpet for removal of asbestos discovered during the remodeling of the Courthouse basement totaling \$1,450. Chairman Kleinhenz motioned to ratify the \$1,450 expense for the Courthouse remodeling. Commissioner Lienhoop seconded the motion that passed unanimously.

Last was the submission of a revised invoice from Helmer for the purchase of pharmacy refrigerators that were approved at last week's meeting, July 6, 2015. The previous invoice included an unnecessary \$1,375 maintenance fee. Chairman Kleinhenz made a motion to reduce the previously approved invoice to Helmer by \$1,375. Commissioner Lienhoop seconded the motion that passed unanimously.

The next Commissioners' Meeting will be held on Monday, July 20, 2015 at 10:00 a.m. in the Commissioners' Chambers. There being no other business the meeting was adjourned at 10:30 a.m.

BARTHOLOMEW COUNTY
COMMISSIONERS

LARRY S. KLEINHENZ, CHAIRMAN

ATTEST:

CARL H. LIENHOOP, MEMBER

BARBARA J. HACKMAN

RICHARD A. FLOHR, MEMBER

ORDINANCE NO. 2015 - Dle

**AN ORDINANCE AMENDING ORDINANCE NO. 1999-05
AN ORDINANCE TO PROVIDE FOR A PERPETUAL
BARTHOLOMEW COUNTY TELECOMMUNICATIONS FUND AND
ESTABLISHING A TELECOMMUNICATIONS REVIEW COMMITTEE**

WHEREAS, Ordinance No. 1999-05 did establish a Telecommunications Review Committee for Bartholomew County and created a Perpetual Bartholomew County Telecommunications Fund; and

WHEREAS, due to a number of factors, unforeseen at the time that Ordinance No. 1999-05 was adopted, the purposes for which the funds deposited into the Telecommunications Fund were contemplated to be used never materialized; and

WHEREAS, The County Telecommunications Review Committee has ceased to exist as a functioning committee due to a lack of meaningful activity; and

WHEREAS, also addressed by Ordinance No. 1999-05 was payment by Bartholomew County, to the City of Columbus, the County's pro-rata share of the operating expenses of the Bartholomew, Columbus Telecommunications Commission; which said Commission is no longer believed to exist; and

WHEREAS, Bartholomew County continues to receive funds representing its share of the franchise fee paid by the cable television provider for residents of Columbus and Bartholomew County; and

WHEREAS, the Board of Commissioners of Bartholomew County, Indiana ("Commissioners") believe it to be appropriate to amend Ordinance No. 1999-05 to reflect the circumstances presently existing and to establish the purposes for which the funds in the Bartholomew County, Telecommunications non-reverting fund ("The Fund") may be used.

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

SECTION I - of Ordinance 1999-05 is Hereby Amended, Revised and Changed to Read as Follows:

SECTION I – THE FUND

A. The Bartholomew County Telecommunications Non-Reverting Fund ("The Fund") shall consist of those funds existing in the Fund as of the date of this Ordinance and all future sums paid to Bartholomew County by the Cable Television Company holding the franchise for Bartholomew County based upon the fees paid by cable television subscribers located in Bartholomew County but outside the corporate boundaries of the City of Columbus.

B. The County Treasurer shall receive, invest and reinvest Bartholomew County's share of any cable television franchise fees received under any franchise agreement.

SECTION II --Section II of Ordinance 1999-05 is Hereby Repealed in its entirety.

SECTION III – Section III of Ordinance 1999-05 is Hereby Repealed in its Entirety.

SECTION IV – Section IV of Ordinance 1999-05 is Hereby Repealed in its Entirety.

SECTION V -- Section V of Ordinance 1999-05 is Hereby Repealed in its Entirety.

SECTION VI -- PURPOSES FOR USE OF FUND

A. The Funds in the Bartholomew County Telecommunications None-Reverting Fund may be utilized to defray expenses associated with demolition of the existing Bartholomew County Annex and/or the Construction of a new Bartholomew County Annex and such other purposes as the Bartholomew County Commissioners determine to be an appropriate use of said funds.

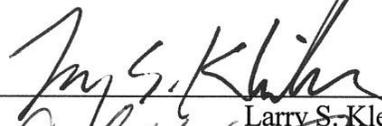
B. Any such expenditure from the Fund shall be subject to appropriation by the Bartholomew County Council.

SECTION VII -- EFFECTIVE DATE

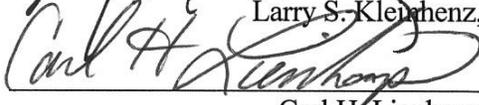
This Ordinance shall be effective on the date of its passage.

PASSED ON FIRST READING this 6th day of July, 2015.

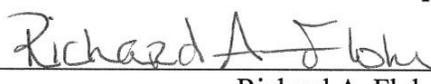
BARTHOLOMEW COUNTY COMMISSIONERS



Larry S. Kleinhenz, President



Carl H. Lienhoop, Member



Richard A. Flohr, Member

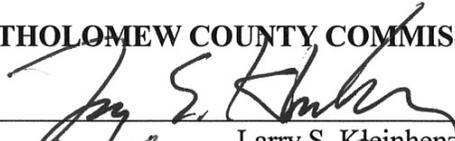
Attest:



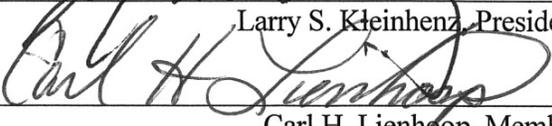
Barbara Hackman, Auditor

PASSED ON SECOND READING AND ADOPTED this 13th day of July, 2015.

BARTHOLOMEW COUNTY COMMISSIONERS



Larry S. Kleinhenz, President



Carl H. Lienhoop, Member

ABSENT

Richard A. Flohr, Member

Attest:



Barbara Hackman, Auditor