

COMMISSIONER'S MEETING
June 13, 2011

The Bartholomew County Commissioners met in regular session on June 13, 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, Auditor Barbara J. Hackman, and County Attorney J. Grant Tucker were also in attendance. County Treasurer Chief Deputy Kari Spurgeon gave the Invocation and led the Pledge of Allegiance.

Next, the minutes of the June 6, 2011 meeting were approved unanimously on a motion by Commissioner Kleinhenz and seconded by Commissioner Franke.

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

Next, Chairman Lienhoop read the New Permits Report from 6/06/2011 to 6/10/2011. Thirty permits were issued with a fee amount of \$3,985.00 and a valuation amount of \$1,117,143.00.

County Highway Engineer Danny Hollander presented the Commissioners with a Change Order with H.E. Henderson of Martinsville, Indiana for Bridge #78 located on 700 North in the amount of \$4,142.09 for the overrun cost. Commissioner Franke made a motion to approve this Change Order for Bridge #78. Commissioner Kleinhenz seconded this motion that passed unanimously.

Next, Engineer Hollander presented the Commissioners with the Weekly Crew Report. Last week, the Highway Crew put up signs, mowed in Flatrock, German, Wayne, Jackson, Sandcreek, and Rockcreek Townships, patched roads, replaced pipes on Iris Street, Daughtery Street, 100 South, 650 East, and 600 East, put in driveway pipes on 450 North, 700 South, Poplar Road, and Lake Road, ditched on 600 East, 930 South, and at Schaffer Lake, hauled dirt to the old landfill, and ground stumps and picked up trees on 150 West and 950 South.

Next, Contract Representative Roger Deck from Vectren presented the Commissioners with a Consideration of a Gas Line Easement at the Bartholomew County Fairgrounds. Mr. Deck mentioned that he met with the Fair Board about moving the gas lines along 200 South. The Fair Board's only requirement was that the construction on the gas line easement start after the County Fair is over. Therefore, Vectren will wait to move the gas line easement until July 27th. The construction on the regulator station will start soon and will be protected and marked off during the County Fair. The gas pipeline currently runs adjacent along Highway 11. The gas lines will be moved to the north on the Fairground property, adjacent to the railroad property, and then run south on Sanders Street.

Commissioner Kleinhenz said that he did not like the idea of the gas lines being moved from a State right-of-way to a County right-of-way because if the County decides to do anything in the future, then the County will have to pay to have the future work done. Mr. Deck mentioned this would be a reimbursable project, but there could be fees

that the County could incur. Mr. Roger Devore, of Janssen & Spaans of Columbus, Indiana, mentioned that his company is currently working on the 200 South Project and has requested a work plan from Vectren, but has not received one yet. Commissioner Franke made a motion to take this consideration under advisement. Commissioner Kleinhenz seconded the motion that passed unanimously.

Next, IT Director Jim Hartsook presented the Commissioners with items for ratification from the Data Board meeting that was held at 8:30 a.m. this morning.

Department:	Item Purchased:	Cost:	Account Number:
All Offices	Microsoft EA + Additional Licenses	\$ 63,244.14	03-60
Public Safety	OSSI Annual Maintenance	\$ 62,493.39	03-60
Health Department	8 Replacement Tablets & 11 Docks	\$ 11,983.99	Grant
Health Department	Video Conferencing Equipment & 17 Monitors	\$ 8,118.24	Grant
Sheriff	6 Monitors	\$ 1,339.80	04-43
IT	Repair 8 Telephones	\$ 1,103.56	04-43
Purdue Extension	Hardware Lease (6 PCs, 1 Laptop, & 1 Printer)	\$ 3,820.00	03-60

IT Director Hartsook mentioned that the Microsoft license agreement is a three year agreement. Also, the ratification item for public safety for OSSI annual maintenance was for both the Sheriff's Department and E911. Furthermore, Public Health Nursing received an H1N1 Grant that paid for the two ratified items for the Health Department. Commissioner Kleinhenz made a motion to approve the ratification items. Commissioner Franke seconded the motion that passed unanimously.

IT Director Hartsook mentioned that the Data Board also discussed an Exchange 2010 migration proposal, printer/copier supplies and maintenance for the County, the project status updates which included HelpDesk ticket statistics, and the 2012 Budget.

There were two items that IT Director Hartsook wanted the Commissioners to consider. The first item was approving a contract with Jon Sheldon to work in the IT Department for eight (8) days. Mr. Sheldon has worked for the IT Department in the past. Mr. Sheldon would work eight hours a day at a rate of \$10.00 per hour for a total not to exceed \$640.00. Commissioner Franke made a motion to approve hiring Jon Sheldon for up to eight days this summer at a rate of \$10.00 per hour for a total not to exceed \$640.00. Commissioner Kleinhenz seconded the motion that passed unanimously.

Second, is approving an offer from Minnesota Computer Corporation to purchase two retired servers from the County at a cost of \$8,400.00 (\$4,200.00 each). This money will go into the County General Fund. Commissioner Franke made a motion to approve the sale of the two retired servers in the amount of \$8,400.00. Commissioner Kleinhenz seconded the motion that passed unanimously.

Next, the Director of Emergency Management Dennis Moats and the Deputy Director Reigna Ziegler presented the Commissioners with a Proposal to purchase and install a dome camera and remote door locks at the Bartholomew County Emergency Operations Center. Emergency Management received a grant in the amount of \$3,750.00 that will be used to purchase this equipment. The quote was from Staublin Technology Service Inc. of Columbus, Indiana in the amount of \$3,575.00. Mr. Moats is asking that the Bartholomew County Maintenance Department install the wiring for the remote door locks to save money on this project. Commissioner Kleinhenz made a motion to approve the purchase and installation of a dome camera and remote door locks for the Emergency

Operations Center in an amount not to exceed \$3,750.00. Commissioner Franke seconded the motion that passed unanimously.

Next, Ms. Blayr Barnard and Mr. Eric Kranz from the Indiana Small Business Development Center (ISBDC) came before the Commissioners to explain the services available for Bartholomew County small businesses under 500 employees. ISBDC offers free, one-on-one, confidential business consulting to help entrepreneurs through the process of starting or growing their businesses. The areas of consulting include: accounting and record keeping, business acquisition, business liquidation, business start-up, cash flow analysis, financial and business analysis, human resources management, loan packaging, market research, marketing and sales, marketing plan development, networking, operations, sources of credit and financing, strategic planning, and technology transfer. ISBDC is requesting that the Commissioners budget money for the 2012 Budget to cover the local funding needed for ISBDC to begin providing services to small businesses (fewer than 500 employees) in Bartholomew County.

The next item on the agenda was the second reading of an Ordinance to Accept the Bartholomew County Code of Ordinances Recodification. County Attorney J. Grant Tucker mentioned that it is required by State law that counties compile their ordinances. The last Bartholomew County codification was completed in 1994. The 2011 codification will include Bartholomew County ordinances that are new, amended, or deleted through 2010. The Recodification Ordinance reads as follows:

**ORDINANCE AMENDING, REVISING, COMPILING, CODIFYING,
ADOPTING AND ENACTING THE EXISTING ORDINANCES OF
BARTHOLOMEW COUNTY, INDIANA AND OFFICIALLY ADOPTING THE
BARTHOLOMEW COUNTY CODE**

WHEREAS, Indiana Code 36-1-5-3 requires the legislative body of counties to codify its ordinances into a complete and simplified code;

WHEREAS, the Bartholomew County Commissioners most recently codified its ordinances in 1994; and

WHEREAS, there have been a number of amendments, revisions, deletions from and additions to the County's ordinance since that time; and

WHEREAS, the Bartholomew County Commissioners believe it to be appropriate to update its existing County Code; and

WHEREAS, Bartholomew County has reviewed its existing Code and Ordinances and has identified those which should be part of the recodified Bartholomew County Code; and

WHEREAS, the Bartholomew County Commissioners believe that this codification and adoption of the Bartholomew County Code is in the best interest of Bartholomew County.

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF BARTHOLOMEW COUNTY, INDIANA AS FOLLOWS:

SECTION I: The ordinances of Bartholomew County, Indiana, as amended, revised, restated, compiled and codified are hereby adopted and shall be known as the "Bartholomew County Code."

SECTION II: "The Bartholomew County Code" as adopted herein shall consist of the following titles and chapters:

TITLE PAGE
TABLE OF CONTENTS PAGE
CERTIFICATION PAGE
PUBLIC OFFICIALS PAGE

TITLE I – GENERAL PROVISIONS

TITLE II – ADMINISTRATION

TITLE III – PUBLIC WORKS

TITLE IV – TRAFFIC CODE

TITLE V – GENERAL REGULATIONS

TITLE VI – BUSINESS REGULATIONS

TABLE VII – GENERAL OFFENSES

TABLE VIII – LAND USAGE

TABLE OF SPECIAL ORDINANCES
PARALLEL REFERENCES
INDEX

SECTION III. All prior ordinances pertaining to the subjects treated in this code of ordinances shall be deemed repealed from and after the effective date of this Ordinance except as the same are included, readopted and codified or recodified in whole or in part in such code; provided however, that such repeal shall not effect any offense committed or penalty incurred or any right or duty established prior to the effective date of this ordinance, nor shall such repeal affect the provisions of ordinances levying taxes, assessing fines or fees, appropriating money, annexing or de-annexing territory, establishing franchises, or granting of special rights to certain persons, authorizing public improvements, authorizing issuance of bonds or the borrowing of money, authorizing the purchase or sale of real or personal property, granting or accepting easements, plat or dedication of land to public use, vacating or setting the boundaries of streets or other public places; nor shall such repeal affect any other ordinance of a temporary or special nature or pertaining to subjects not contained in or covered by the code.

SECTION IV. Any and all additions or amendments to such code, when pass in such form as to indicate the intention of the Board of County Commissioners to make the same a part thereof, shall be deemed to be incorporated in such code, such that references to the Bartholomew County Code shall be understood and intended to include such subsequent additions and amendments.

SECTION V. Two copies of the Bartholomew County Code shall be kept on file in the office of the County Auditor, or the Auditor's designee, to insert in their designated

places all amendments or new ordinances which indicate the intention of the Bartholomew County Commissioners to make the same a part of such code and to extract from such code all provisions which may be from time to time repealed by the Board of County Commissioners. A copy of such code shall be available to all persons desiring to examine the same and shall be considered the official code of Bartholomew County, Indiana.

SECTION VI. It is hereby declared to be the intention of the Board of County Commissioners that the sections, paragraphs, sentences, clauses, and phrases of such code are severable and if any phrase, clause, sentence, paragraph, section, article, division or chapter of such code shall be declared unconstitutional or invalid by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, sections, articles, divisions or chapters of such code.

SECTION VII. Whenever in this ordinance or in such code an act is prohibited or is made or declared to be unlawful or an offense, or whenever in this ordinance or in such code the doing of any act is required or the failure to do any act is declared to be unlawful, the violation of any such provision of this ordinance or of such code shall be punishable by a fine not exceeding \$2,500.00. The fine assessed for the violation of any ordinance requiring a license may be the sum equal to the amount required by the ordinance to be paid for such license, unless otherwise provided. Minimum fines for traffic violations shall be \$2,500.00 or as further addressed in the code, and the minimum fines for load limit violations on county roads and bridges shall be \$100.00 for as further addressed in the code.

SECTION VIII. In addition to the penalties hereinabove provided, any condition caused or permitted to exist in violation of any of the provisions of such code shall be deemed a public nuisance and may be by the County abated as provided by law, and each day such condition shall continue shall be regarded as a new and separate offense.

SECTION IX. All ordinances or part of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION X. This ordinance shall be in full force and affect from and after its passage and approval as provided by law.

PASSED ON FIRST READING THIS 31st DAY OF MAY, 2011.

**BOARD OF COMMISSIONERS OF
BARTHOLOMEW COUNTY, INDIANA**

S/s Carl H. Lienhoop
Carl H. Lienhoop, Chairman

S/s Larry S. Kleinhenz
Larry S. Kleinhenz, Member

S/s Paul Franke
Paul Franke, Member

ATTEST:

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

PASSED ON SECOND READING THIS 13TH DAY OF JUNE, 2011.

**BOARD OF COMMISSIONERS OF
BARTHOLOMEW COUNTY, INDIANA**

S/s Carl H. Lienhoop
Carl H. Lienhoop, Chairman

S/s Larry S. Kleinhenz
Larry S. Kleinhenz, Member

S/s Paul Franke
Paul Franke, Member

ATTEST:

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

Chairman Lienhoop opened the public hearing part of the meeting to hear questions or comments from the audience about the second reading of the Recodification Ordinance. Hearing no public comment, Chairman Lienhoop closed the public hearing part of the meeting. Commissioner Kleinhenz made a motion to approve accepting the Second

Reading of this Ordinance for the County Code of Ordinances Recodification. Commissioner Franke seconded the motion that passed unanimously.

Next, Commissioner Kleinhenz presented the Treasurer's Monthly Report for May 2011 for approval. Finding the report in order, Commissioner Kleinhenz motioned to approve the May 2011 Treasurer's Monthly Report. Chairman Lienhoop seconded the motion that passed unanimously.

Next, Commissioner Franke presented an overview of the April and May 2011 Veteran's Monthly Reports. In April, the Veteran's Office had 74 personal interviews (in office and in person), had 99 claims and applications filed (for veterans, spouses, widows, and children), received 148 questions and referrals for information and counseling services, traveled 450 miles, received 78 incoming telephone calls, and made 44 outgoing telephone calls, and made 5 trips to the VA Medical Center.

In May, the Veteran's Office had 32 personal interviews (in office and in person), had 29 claims and applications filed (for veterans, spouses, widows, and children), received 148 questions and referrals for information and counseling services, traveled 450 miles, received 112 incoming telephone calls, and made 63 outgoing telephone calls, and made 5 trips to the VA Medical Center. Commissioner Franke made a motion to accept the April and May 2011 Veteran's Monthly Reports. Commissioner Kleinhenz seconded the motion that passed unanimously.

The first item under miscellaneous was the Consideration of a 2010 Emergency Management Performance Grant and Salaries Sub-Grant Agreement CFDA#97.042 EDS #C44P-1-291A in the amount of \$40,852.25 from Homeland Security presented by Director of Emergency Management Dennis Moats and Deputy Director Reigna Ziegler. This grant reimburses fifty percent (50%) of the salaries for the Emergency Management. Commissioner Kleinhenz made a motion to approve this grant in the amount of \$40,852.25. Commissioner Franke seconded the motion that passed unanimously.

The second item under miscellaneous was a Proposal for an Asbestos Inspection for three (3) of the FEMA Buyout Properties that the Commissioners purchased on 325 West that was presented by the Planning Department Director Jeff Bergmann. This agreement is with RHW Consulting of Westport, Indiana in the amount of \$848.00. Other quotes were requested, but this was the only quote that was received. Commissioner Franke made a motion to approve this contract with RHW in the amount of \$848.00. Commissioner Kleinhenz seconded the motion that passed unanimously.

There being no other business, the meeting was adjourned by Chairman Lienhoop at 10:59 am. The next Commissioner's meeting will be held on Monday, June 20, 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