

COMMISSIONER'S MEETING
May 28, 2013

The Bartholomew County Commissioners met in regular session on May 28, 2013 in the Governmental Office Building, 440 Third Street, Columbus, Indiana. Chairman Carl Lienhoop called the meeting to order at 10:00 a.m. Commissioners Larry Kleinhenz and Rick Flohr, County Auditor Barbara Hackman and County Attorney J. Grant Tucker were also in attendance. Chairman Lienhoop gave the Invocation and led the Pledge of Allegiance.

Commissioner Kleinhenz made a motion to approve the May 20, 2013 minutes. Commissioner Flohr seconded the motion that passed unanimously.

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

Chairman Lienhoop read the New Permits Report from 5/20/2013 to 5/24/2013. Thirty-nine (39) permits had been issued with a fee amount of \$5,452.50 and a valuation amount of \$2,916,123.

County Highway Engineer Danny Hollander requested permission to post a Notice to Bidders for the 2013 Road Overlay Program. Bids will be received on Monday, June 17, 2013 until 10:00 a.m. in the Commissioners' office. Commissioner Kleinhenz made a motion to approve the Notice to Bidders for the 2013 Road Overlay

Program for June 17, 2013. Commissioner Flohr seconded the motion that passed unanimously.

Engineer Hollander requested to start replacement on the following three (3) bridges:

***Bridge No. 39 – 300 N. over Branch of Clifty Creek, north of Anderson Falls
Existing 100' truss – Existing floor system is badly rusted. Truss weak.
Existing bridge – Sufficiency rating 19.7, structurally deficient.
3 ton load limit.
Minimal approach work to west, tie into intersection.
Decent approach work to east, up a hill.
Recommended firm: United Consulting***

***Bridge No. 16 – 725 E. by Quarry Ridge Golf Course
Existing bridge – 76 feet long.
Sufficiency rating – 36.7, structurally deficient.
Existing stone abutments moving, pier in bad condition & beams rusty.
Recommended firm: DLZ***

***Bridge No. 58 – 1020 E. over Little Haw Creek, north of 800 N.
Existing bridge 34 feet long – built 1930.
Beams are rusty, weak and deflected.
Bridge is 17' wide.
10 ton load limit.
Recommended firm: Beam, Longest & Neff***

Commissioner Kleinhenz made a motion to award Bridge No. 39 to United Consulting, Bridge No. 16 to DLZ and Bridge No. 58 to Beam Longest & Neff. Commissioner Flohr seconded the motion that passed unanimously.

Engineer Hollander gave the weekly crew report. Last week, they put up signs, mowed in Columbus, Flatrock, Clay and Sandcreek Townships, patched roads, replaced pipes on 600 E., 525 N. and placed driveway pipes on 500 E., 700 N. and 700 E. They

also hauled dirt to the fairgrounds from the landfill, fixed school bus turnaround, cut trees around guardrail and fixed yard and ditched in Royal View.

Dan Spartz, with Columbus Regional Hospital was present to report changes in ambulance transport hours. Mr. Spartz explained that Jeff Logston is recommending an amendment to Unit #6 (the BLS non-emergent transport) of the original contract. Currently, the employees come in at 5:00 a.m. and leave at 3:00 p.m. They are looking at changing the hours to 7:00 a.m. to 5:00 p.m. He further explained that when they drafted the model contract they thought they would be able to capture those 5:00 a.m. runs for those with needs for tests and treatments, but that has not proven to be. He said that this was unanimously approved by the Ambulance Advisory Committee. Attorney J. Grant Tucker stated that this amendment to the contract would come at a later date.

Sheriff Mark Gorbett and Conservation Officer Tim Beavers were present for a discussion on allowing ATV's (all-terrain vehicles) on county roads. In a previous meeting, property owner Ron Robbins requested that the Commissioners make it legal for ATV's to travel on county roads. Mr. Robbins was present today as well and stated he wanted to hear what Sheriff Gorbett and Tim Beavers' "*stumbling block*" is.

Sheriff Gorbett stated that between 1982 and 2007, there were 171 deaths caused by ATV's in Indiana and stated that he would strongly advise against the Commissioners making them legal on county roads.

Conservation Officer Tim Beavers stated that was not here to give a personal opinion, but to represent the State and provide any information about the laws or

regulations. He explained that one of the duties of Indiana Conservation Officers is to investigate ATV accidents that have personal injury or death. He said, if ATV's were allowed on the roads, there would not only be responding to accidents, but complaints with operating without consent or under age drivers. He agreed with the Sheriff regarding more deaths and accidents on the roadways. He also said manufacturers of the ATV's prohibit and recommend that the vehicle not be driven on the roadways. The tires are not made to be driven on the road and ATV's do not turn well. Commissioner Kleinhenz asked what the current practice is of adjoining counties. Mr. Beavers said that Decatur, Jennings and Jackson are open to ATV traffic and Brown, Johnson and Shelby Counties are closed.

Sheriff Gorbett stated that he understands that farmers go from field to field and the legalities on those issues, but he would strongly advise against opening up the roadway to all ATV's.

Mr. Robbins said that most of the ATV accidents are from parents letting children ride them or alcohol related. He said that an accident can happen anywhere and does not think that should keep the Commissioners from opening the roadways to ATV's. He stated that training and education are the ways to fight this, possibly through the DNR (Department of Natural Resources). He suggested restricting the legal age to drive ATV's.

Sheriff Gorbett said you can educate the drivers of the ATV's, but this does not keep another vehicle from hitting it.

Commissioner Flohr explained to Mr. Robbins that, in researching this matter, the only thing the Commissioners can do is to open the roads or not open the roads to ATV's. They cannot put restrictions, mandate registration or demand insurance.

Citizen Rick Maley spoke in support of legalizing the ATV's on the roads. He feels the Army community could benefit from it.

Mr. Beavers said that if you attach a removable hitch to an ATV, it now meets the definition of a farm vehicle by law, which is exempt from registration, but it has to be used for farming purposes.

Chairman Lienhoop asked if there were any other questions or comments from the audience. Taxpayer Mike Lovelace stated that he was opposed to it because he feels it is too dangerous and would cause too many problems.

The Commissioners took no action because they felt things should stay the way they are.

Chief Deputy Todd Noblitt was present for the opening of the following proposals for the Sheriff's department for one (1) computerized polygraph instrument:

<i>Stoelting Europe</i>	<i>\$7,034.27</i>
<i>Axciton Systems, Inc.</i>	<i>\$4,520.00</i>
<i>Lafayette Instrument</i>	<i>\$5,455.00</i>

Mr. Noblitt recommended awarding the bid to Lafayette Instrument because they are the manufacturer and they are in Indiana and the Columbus Police Department utilizes the exact same equipment so that the County and City can swap equipment back and forth. Their bid also includes a polygraph chair, which the others did not.

Commissioner Kleinhenz made a motion to accept the quote from Lafayette Instrument in the amount of \$5,455.00 even though they are not the low bidder. Chairman Lienhoop seconded the motion that passed unanimously.

Also for the Sheriff's department, were two (2) AED's. Mr. Noblitt explained that a couple of years prior, they replaced the AED's for the sheriff's office. There were four (4) AED's that were not at the end of their life, which they did not replace. Two (2) of those are now at the end of their life and they are asking for replacement. The money for these and the polygraph instrument discussed above is in the Sheriff's budget.

<i>NKEMS</i>	<i>\$1,250.00</i>
<i>AED.com</i>	<i>\$1,699.00</i>
<i>AED Superstore</i>	<i>\$1,699.00</i>

Chairman Lienhoop made a motion to approve the low quote from NKEMS in the amount of \$1,250 (each) for two AED's . Commissioner Flohr seconded the motion that passed unanimously.

Emergency Management Director Dennis Moats presented the 2012 Homeland Security Grant Program Sub-Grant Agreement EDS# C44P-3-376B. Mr. Moats explained that this grant is in the amount of \$50,000.00 and this is increasing the capabilities of the task force for District 8. Commissioner Flohr made a motion to accept and sign the 2012 Homeland Security Grant Program Sub-Grant Agreement EDS# C44P-3-376B. Commissioner Kleinhenz seconded the motion that passed unanimously.

Taxpayer Mike Lovelace said that he would like to see Mr. Moats present to the Commissioners what they do with all of this money.

Emergency Operations Director Ed Reuter was present for the consideration of an Amendment to the AT&T Equipment Lease Purchase Agreement. Mr. Reuter explained that approximately three (3) years ago, they upgraded their phone system through AT&T. One of the highlights was the county had a ten (1) year contract and paid it off in eight years. They had to upgrade their system because the equipment was failing and by upgrading it two years in advance, they saved the county \$186,000. At that time, they only had six consoles and the dispatch. They have remodeled and now have seven consoles paid for through a grant, but in order to make this console fully operational, they need to add a phone system to it. On September 28, 2013, a marathon is coming to the county and they will need all staff available. Therefore, this amendment will be an additional \$2,400 per quarter to the AT&T contract. If they start today, they can have the console fully operational by September 15, 2013. The only payment from the 2013 budget would be December 15, 2013 and then next year, he would have to make appropriations to pay for the extra \$2,400 per quarter. He further explained that the console is useless without a phone system. The existing agreement is \$1,135,800 annually and with this amendment, it would be \$1,175,300. Commissioner Flohr made a motion to approve the Amendment to AT&T Equipment Lease Purchase Agreement. Commissioner Kleinhenz seconded the motion that passed unanimously.

Mr. Reuter also presented the following proposals for new chairs for the E911 Center. The chairs currently in use are from the County Garage that were built in the mid-1940's – 1950's and are worn out.

<i>Office Environment Company</i>	<i>\$3,648.00</i>
<i>The Office Shop</i>	<i>\$3,236.86</i>
<i>Ergo-office.com</i>	<i>\$3,684.00</i>

Mr. Reuter recommended accepting the quote from Office Environment Company based on the fact that they have been a proven company for the county and they have provided in writing a guarantee for ten years for the use of the chairs. Chairman Lienhoop made a motion to accept the quote from Office Environment Company in the amount of \$3,648 noting this was not the lowest quote, but was the recommendation of Mr. Reuter. Commissioner Kleinhenz seconded the motion that passed unanimously. Mr. Reuter did add that Dennis Moats has offered to pay a partial amount of these chairs.

Next on the agenda was the consideration of a *Resolution Transferring Title of a Bartholomew County Animal Control Van to the Town Board of Hope, Indiana*. The Town Board of Hope will use this van for animal control as well. Chairman Lienhoop stated that Bartholomew County has done this previously for other town boards. Commissioner Kleinhenz made a motion to approve the *Resolution Transferring Title of a Bartholomew County Animal Control Van to the Town Board of Hope, Indiana*. Commissioner Flohr seconded the motion that passed unanimously.

The next item on the agenda was the consideration of a gas line easement with Vectren. This is on the 600 N. road project. It is a small piece of Bartholomew County's property. Engineer Hollander said that it is next to the old railroad easement and it is a triangle shape. The county bought the right-of-way and it left a small portion that the county did not need. Chairman Lienhoop made a motion to sign the gas line easement

with Vectren on the 600 N. road project. Commissioner Kleinhenz seconded the motion that passed unanimously.

Next was the consideration of *Interlocal Cooperation Agreement between the City of Columbus and Bartholomew County, Indiana for the Providing of Extrication Services within County Limits*. County Attorney J. Grant Tucker explained that this extends the agreement that the county has had with the city for a number of years where if there is an accident in the county where there is entrapment, the city will send their extrication vehicle to assist. Commissioner Kleinhenz made a motion to enter into the *Interlocal Cooperation Agreement between the City of Columbus and Bartholomew County, Indiana for the Providing of Extrication Services within County Limits*. Commissioner Flohr seconded the motion that passed unanimously.

Commissioner Flohr read the Animal Control Monthly Report for April 2013. There were 25 dogs picked up, 11 cats and 14 violations. Commissioner Flohr made a motion to approve the April 2013 Animal Control Report. Commissioner Kleinhenz seconded the motion that passed unanimously.

Chairman Lienhoop announced that the Commissioners will meet in the Council Chambers (4th Floor of the GOB) for the Commissioners Meeting for the next two (2) weeks.

There being no other business, the meeting was adjourned by Chairman Lienhoop at 11:15 a.m. The next Commissioners' meeting will be on Monday, June 3, 2013 at 10:00 a.m. in the Commissioners' Chambers.

BARTHOLOMEW COUNTY
COMMISSIONERS

CARL H. LIENHOOP, CHAIRMAN

LARRY S. KLEINHENZ, MEMBER

RICHARD A. FLOHR, MEMBER

ATTEST:

BARBARA J. HACKMAN, AUDITOR