

~~MONDAY~~ ^{TUESDAY}
POSEY COUNTY COMMISSIONERS MONDAY JANUARY 21, 2014

The Board of Commissioners met in regular session in the Commissioners' room at the Hovey House, 330 Walnut Street, in Mt. Vernon on Tuesday, January 21, 2014 at 9:00 a.m. Members present: Carl A. Schmitz, Jerry R. Walden, James L. Alsop, Attorney Jacob Weiss and Auditor Kyle J. Haney.

Commissioner President Schmitz opened the meeting by leading the Pledge of Allegiance.

MINUTES

J. Walden made a motion to approve the minutes of the previous meeting with corrections. J. Alsop seconded the motion. Motion carried with a vote of 3-0.

CLAIMS

J. Alsop made a motion to approve the claims, and J. Walden seconded the motion. Motion carried with a vote of 3-0.

CLERK'S REPORT

Betty Postlethweight speaks on behalf of the Clerk's Office. She informs the Council at this time that the Clerk's report is not available for review because there is an issue with the State depositing money into the Clerk's account erroneously. She reports that the situation is being worked out and a Clerk's report will be available when the issues are worked out.

TREASURER'S REPORT

J. Alsop made motion to approve the Treasurer's report, J. Walden seconded. Motion carried with a vote of 3-0.

EMERGENCY MANAGEMENT PERFORMANCE GRANT, LARRY ROBB

Larry Robb speaks on behalf of EMA in regards to the Emergency Management Performance Grant. He notifies the Commission that the grant is a little more than \$5,100 and is 100% funded grant and there is no matching involved. This grant is awarded to EMA that have met or exceeded State standards. The grant will be used to purchase a new identification card printer system as the current one is outdated and obsolete. J. Alsop made a motion to approve the Performance Grant, J. Walden seconded and the motion passed 3-0. Mr. Robb continues with an update that representatives from Marrs and Black Township as well as himself went to Boonville and were all issued additional Water Rescue Equipment for these two agencies because they are a primary water rescue agencies for the county. The total equipment issue value was \$5,000 and was split up between the two departments. Mr. Robb informs on one more item of interest. He reports that the roads are slick and there have been several accidents. He adds that the county is handling it well.

AREA PLAN, ORDINANCES TO REZONE, MINDY BOURNE

Mindy Bourne from Area Plan presents two petitions made, by two applicants for Ordinance to Rezone, to the Commissioners. The first application was made by David P. and Jane L. Reising and was presented to Area Plan on January 9, 2014 and received no remonstrators for or against the petition. The Reisings are purchasing three acres of property on Highway 165 and are adding it to their current business. They are petitioning to rezone the property, which is currently, A District to B-3 District which is what their current business is. The Planning Commission recommended approval. Commissioner Carl Schmitz opens the hearing to the public. There are no public opinions and the public hearing is closed. J. Alsop made motion to approve the rezoning of said property, J. Walden seconded and the motion passed 3-0. The next item presented by Mrs. Bourne was a petition from applicant Andy Rudolph to Rezone 4.663 acres that are located north side of Middle Mt. Vernon Road and is owned by Posey Homes LLC. The petition is

proposed to Rezone the property from A District to R-1 District in order to match the remainder of the parcel which is 7.371 acres located on the north side of Middle Mt. Vernon Road and is zoned R-1. The intention of Posey Homes LLC is to develop a subdivision utilizing the total 12 acres which serves as the purpose for the petition to rezone. The petition went before the Planning Commission on January 9, 2014 and recommendation to approve rezoning was made by the Planning Commission. One remonstrator was present for the Planning Commission hearing and demonstrated concern in regards to drainage. The remonstrator was informed that drainage issues are addressed during the subdivision process when the subdivision plat is submitted. The remonstrator lives near the property on the south of Middle Mt. Vernon Road. Mr. Rudolph informs the Commissioners that the intention is not to add any additional infrastructure and that they intend to use the current public roadways as access. Commissioner Schmitz inquires as to whether or not this parcel is farmland or wooded land. Mr. Rudolph answers that this property is tillable farm land. J. Walden made motion to approve, J. Alsop seconded and the motion to approve the rezoning passed 3-0.

PARKING LOTS-COURTHOUSE, HOVEY HOUSE, AND COLISEUM-KEELY WINIGER, EXECUTIVE ASSISTANT

Keely Winiger, Executive Assistant, presents to the Commission in regards to the quotes obtained for the parking lots of the Courthouse, Hovey House and Coliseum. Mrs. Winiger reports that the parking lots are beginning to crack and appear to be in bad shape. She continues that three quotes were obtained by Sharon Carr, and Midwest has come in the lowest cost. All three quotes are similar in services however, vary in pricing, Midwest being \$700.00 lower than the other two quotes. There is no knowledge of the standard of work done by Midwest. J. Alsop made motion to approve Midwest for the striping and sealing of the parking lots of all three locations for \$3,227.00, J. Walden seconded and the motion passed 3-0.

HVAC PROPOSAL FOR COURTHOUSE AND COLISEUM- KEELY WINIGER, EXECUTIVE ASSISTANT

Keely Winiger presents to the Commissioners at this time in regards to the HVAC unit for the Courthouse and Coliseum. It is established that there have been problems with the HVAC in these two locations. It was realized recently that some of these issues were due to the controls. Matt Whitaker, a controls expert, was bought in to address these issues. Mr. Whitaker was recommended by Industrial Contractors. A meeting was held and those in attendance were, Mrs. Winiger, Phil from Industrial Contractors, Matt Whitaker, Ed Batteiger, the IT Staff and Jerry Walden. The IT Staff, and Mr. Whitaker, Phil and the Maintenance Staff toured the buildings and concluded that a new unit was not necessary. They also concluded that the cost to incorporate the necessities for the current unit to function efficiently and properly are \$11,150. This will get the unit upgraded and to train the Maintenance Staff to attend to minor issues that arise. Mrs. Winiger spoke with another company, Train, which made a similar proposal for similar services, as well as maintenance services, but at an additional cost of \$5,000 as well as a maintenance agreement which would cost \$850 each time Train visited to perform any system repair or maintenance. It is noted that the funds to support this cost can be applied from Cum Cap or Building Maintenance, and it is believed that Building Maintenance should have sufficient funds. Mrs. Winiger recommends going with Straight Talk and training the Maintenance Staff to handle small issues that may arise. J. Alsop made a motion to approve the agreement with Straight Talk, J. Walden seconded and the motion passed 3-0.

GIS LIMITED USE AGREEMENT- KEELY WINIGER

Keely Winiger presents to the Commissioners a proposal to waive the costs to use GIS for DNR. DNR is utilizing the GIS system for flood mapping for the county. The fees are \$750. This is one of the last steps to get the flood maps finalized. It is noted that WTH will also waive their fees should the Commissioners waive the fees J. Alsop made motion to approve and waive the fees, J. Walden seconded and the motion passed 3-0.

2014 BOARD APPOINTMENTS

Commissioner James Alsop brings attention to the absence of two appointees for the ADA Compliance Committee that were not noted in the previous minutes. Those members are Jan Heron and David Angermeir. Those members were on the Committee previously. J. Walden made motion to approve, J. Alsop seconded and the motion passed 3-0. The Common Wage Board appointees are Keith Samanski as the industry representative and Chris Thorson who is a Posey County Resident and a taxpayer. J. Alsop made motion to approve, J. Walden seconded and the motion passed 3-0. In addition, the third member of the Common Wage Board, Gary Fox, did express interest in re-serving. C. Schmitz made motion to approve Gary Fox for a consecutive term, J. Alsop seconded and the motion passed 3-0. Commissioner Schmitz explains that Gary Thiem has removed himself from the Common Wage Board due to a possible conflict of interest because of his involvement with the Fertilizer Plant. The Alexandrian Library Board appointee is Tracy Wilson, who will replace Don Schneider. J. Alsop made motion to approve, J. Walden seconded and the motion passed 3-0. The Veteran Services Officer appointee, Dave Sharber, lives in Posey County and is a Veteran. It is noted that the requirements for the Veteran Services Officer have changed, where they are now required to be accredited, complete 1,000 hours per year and complete training requirements. It is also stated that this position will place outreach to the family unit of Veterans and not just to the Veteran. J. Walden made motion to approve Dave Sharber, J. Alsop seconded and the motion passed 3-0. Dave Sharber introduces himself to the public and Commission at this time. He is very active in the Legion. Mr. Sharber realizes that they are under the challenge of increasing the scope of the position. He ensures that he is excited about the appointment and looks forward to it.

RESOLUTION FOR WABASH RIVER HERITAGE CORRIDOR COMMISSION

The Commissioners discussed the Wabash River Heritage Corridor Commission. The Board is asking for an appointment of a member and alternate member. Ralph Weinzapfel is the current representative member on the Board and it is decided that James Alsop will serve as the alternate member of the Board. C. Schmitz made a motion to appoint James Alsop as the alternate to the Wabash River Heritage Corridor Commission, J. Walden seconded and the motion passed 3-0.

HIGHWAY DEPARTMENT UPDATE- STEVE SCHENK

Steve Schenk, Highway Superintendent, reports on the Bridge 64 project. He received the permits this morning. The US Army CORPS of Engineers has approved and has forwarded correspondence to IDEM. Mr. Schenk adds that the process tends to fall in line quickly at this point. Mr. Schenk continues in regards to the bridge study. He reports that Vincennes has requested three documents, two of which have been turned in. The third document had to go through the INDOT Indianapolis office and he adds that he has received a call that it is ready. Mr. Schenk projects that at the next meeting the Commission will be seeing a proposal for a contract from RW Armstrong. Mr. Schenk goes on to report on the salt and sand building is almost complete. The roof is done and the ends need to be closed in. Mr. Schenk comments that the final payment was encumbered in December and he believes it amounted to \$45,000. Mr. Schenk adds that additional funds will be taken out of Cum Cap. It is noted that the roads are slick and that many County roads are in better shape than the State roads.

ANIMAL CONTROL REPORT

Commissioner Schmitz reports on behalf of Posey County Animal Control. Their Annual Report for the year 2013 was as follows: 582 complaints and 174 animals were picked up, 25 bites were reported and no rabies test reported, 3 animals were euthanized, and \$605 was turned in. It is noted that the Animal Control Officer attends to about 48 complaints on a monthly basis.

JACOB WEISS, SOUTH ROAD VACATION

Jacob Weiss, Associate of William H. Bender, Attorney at Law, informs the Commissioners, as well as the public, in regards to the status of the recent decision made by the Commissioners to Vacate South Road. Mr. Weiss reports that a petition to Vacate South Road was presented before the Commission and the Commissioners voted unanimously in favor of the petition and vacated South Road. The remonstrators have since filed an appeal in Posey County Circuit Court. The cause number given 65C01-1401-MI-00018. The County Attorney will soon file a response.

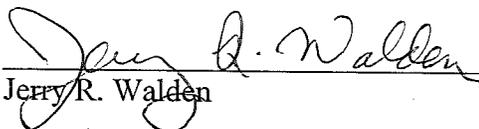
DEPARTMENTAL UPDATES

Commissioner Carl Schmitz updates that things are still moving forward with Midwest Fertilizer. Mr. Schmitz has a meeting setup with Midwest Fertilizer on January 30, 2014. Betty Postlethweight, County Clerk reports that they have received 43 candidates and that the deadline is February 7th, 2014. Commissioner Alsop makes a public service announcement in regards to the Second Annual Sweethearts of the Fair Dinner Dance on February 8, 2014 at the Posey County 4H Community Center. This is a fundraising event for the Midway Rides for the Posey County Fair.

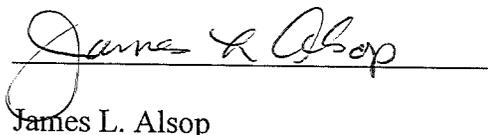
No other business was discussed, and the meeting was adjourned until Monday, February 3, 2014.



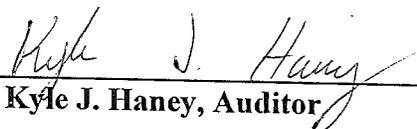
Carl A. Schmitz, President



Jerry R. Walden



James L. Alsop

ATTEST: 
Kyle J. Haney, Auditor