

POSEY COUNTY COMMISSIONERS TUESDAY, SEPTEMBER 9, 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, September 9, 2014, at 9:00 a.m. Members present: Commissioner President Carl A. Schmitz, Jerry R. Walden, James L. Alsop, Attorney Jacob Weis and Auditor Kyle J. Haney.

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

MINUTES

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

CLAIMS

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

CLERK'S REPORT

J. Alsop made a motion to approve the Clerk's Monthly Report for August 2014 and J. Walden seconded. Motion carried with a vote of 3-0.

NOTICE OF VIOLATION OF NUISANCE ORDINANCE FOR 11948 DIAMOND ISLAND ROAD, ED BATTEIGER, BUILDING COMMISSIONER

Ed Batteiger, Building Commissioner, appeared before the Commissioners to report on 11948 Diamond Island Road, owned by James & Patricia Ann Davis. He stated that much of the waste had been removed, the grass was cut, and appliances had been removed. Attorney Weiss opened up for public comments, there were none. It was noted that this property has been reported on five or six times. It was clarified that all junk, old appliances and trash have been removed and that the property owners have complied with the requests. The issues were deemed resolved. Mr. Batteiger reported a Nuisance complaint on 4401 Caborn Road, owned by Steve Koenig and stated the property line contained a clump of dirt or grass that is dangerous for those pulling out of the driveway or driving on Caborn Road. Attorney Weiss opened the floor to public comments. Edwin Goedde of 4411 Caborn Road, stated that problems began in early spring with this property and that the weeds are grown beyond the height limits of the Ordinance 2001-10-15. It was stated that this property owner has been a nuisance and that his mailbox is located on the road right of way and that he has 110 volts wired to his mailbox which prevents the County from removing the mailbox. It was decided that the property owner would be given notice via a letter, that he has 15 days to have the weeds cut, electric disconnected from the mailbox and place the mailbox outside the road right of way. J. Walden made a motion to notify the property owner with a notice of 15 days to comply and J. Alsop seconded. Motion passed with a vote of 3-0.

SHERIFF'S OFFICE HOLDERS REPORT

Sheriff Greg Oeth requested that the Commissioners table this discussion until the next meeting. J. Walden made a motion to table the Sheriff's Office Holders Report until the next meeting and J. Alsop seconded. Motion carried with a vote of 3-0.

**ORDINANCE TO REZONE CERTAIN REAL ESTATE IN THE COUNTY OF
POSEY, INDIANA, MINDY BOURNE, AREA PLAN DIRECTOR**

Mindy Bourne appeared before the Commissioners to request a rezoning for property located at 10601 Weinzapfel Road owned by Ralph and Sylvia Weinzapfel. They requested to rezone from Agriculture to Residential 1. The property owners requested to rezone for the purpose of subdividing one acre, to add a home. The Planning Commission approved the request with a vote 7-0, yes. No remonstrators were at said meeting. The discussion was opened up for public comments. There were no public comments. J. Walden made a motion to approve the request to rezone and J. Alsop seconded. Motion carried with a vote of 3-0.

**AMENDMENT TO THE COMMUNITY CORRECTIONS GRANT,
HOLLY MITCHELL**

Holly Mitchell requested an Amendment to the Community Corrections Grant. Community Corrections Grant needed to be amended due to changes to the amount of monies received. Mrs. Mitchell requested signatures to the Amendment to the Grant. J. Walden made a motion to approve and J. Alsop seconded. Motion carried with a vote of 3-0.

AMENDMENT TO EMPLOYEE HANDBOOK, AUDITOR KYLE J. HANEY

Auditor Kyle Haney presented the change to the Employee Handbook which included a change in verbiage as follows: Highway Department meal period is half an hour each day. J. Alsop made a motion to approve the change to the Employee Handbook and J. Walden seconded. Motion carried with a vote of 3-0.

HARMONY WAY BRIDGE

The Commissioners discussed the appropriate steps to take in regard to the Harmony Way Bridge. It was stated that a survey and boundary lines needed to be located and established. There is a discrepancy in descriptions between the Assessor's Office and the Recorder's Office according to the Bill Of Sale from White County. It was proposed that a Committee be established of 5 to 7 members. Interested parties are Ryan Rapp and Linda Henning. It was suggested that a Commissioners Representative, Jerry Walden, as well as a County Council Representative and a New Harmony Town Council, Steve Schenk from the Highway Department be included in the appointments to the Committee. It was suggested that goals of the Committee are to determine the boundaries of the real estate of the bridge, the costs of the study required as well as repairs and an exit strategy should the bridge be unrepairable. J. Alsop made a motion to establish a Committee at the next meeting and J. Walden seconded. Motion carried with a vote 3-0.

**HIGHWAY DEPARTMENT UPDATE, STEVE SCHENK, HIGHWAY
SUPERINTENDENT**

Steve Schenk, Highway Superintendent, reported to the Commissioners on the Fifer Hills Road. Rex Energy accepted responsibility for the road repairs and sent a check to the Highway Department in the amount of \$22,900 which was the cost of fixing the roads and will be put back into the EDIT Fund. Several roads are due to be paved before winter.

ANIMAL CONTROL REPORT

Commissioner Jerry Walden reported on behalf of Animal Control and stated that there were 47 animal complaints, 1 euthanized, 3 bites, 13 picked up and \$138.00 was turned in to the Auditor's Office.

DEPARTMENTAL UPDATES

Sabrina Harms, Dispatch Director, reported that texting service to 911 is now available. She updated in regard to the radios and equipment as well.

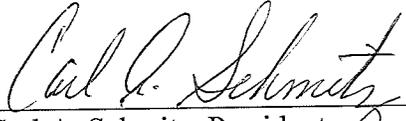
Chuck Thompson, EMS, reported that he is still waiting for the graphics for the new ambulance.

Larry Robb, EMA, reported to the Commissioners as well.

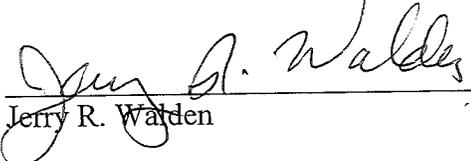
Commissioner Alsop added that soccer fields require a second entrance exit which will increase the cost of the project. Commissioner Alsop requested that the Commissioners sign the change order. J. Alsop made a motion to approve and sign the change order and J. Walden seconded. Motion carried with a vote of 3-0.

Sheriff Greg Oeth reported that they were 100% capacity at the jail.

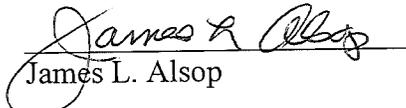
No other business was discussed, and the meeting was adjourned until Tuesday, September 23, 2014.



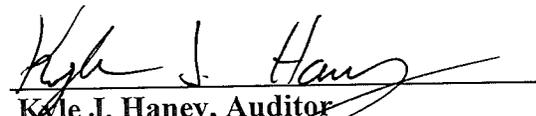
Carl A. Schmitz, President



Jerry R. Walden



James L. Alsop

ATTEST: 

Kyle J. Haney, Auditor

