

## SECOND REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

SEPTEMBER 16, 2019

The second regular meeting of the Dubois County Commissioners was held in the Commissioners/Council Room of the Courthouse Annex in Jasper, Indiana, beginning at 8:00 a.m. (EST) on September 16, 2019. Present were Commissioners Chad A. Blessinger, Elmer Brames, and Nick Hostetter. Also present were County Auditor Sandra L. Morton, Highway Supervisor Steven L. Berg, Highway Engineer Brent Wendholt, and County Attorney Gregory S. Schnarr. A quorum was declared present and the meeting was opened for business by President Blessinger. Minutes of the September 3, 2019 meeting of the Commissioners were approved as presented. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

### RE: HIGHWAY SUPERVISOR'S REPORT

Highway Supervisor Steve Berg presented the following report of Highway projects:

Celestine Road North Repair – Orange County brought their paver to repair portion of Celestine Road North and Jasper-Dubois Road on Bridge #220. Berg thanked the Orange County crew for their assistance.

Ferdinand Dumpster Site – Dirt hauling has finished; the new driveway and approach is complete.

Appropriation Transfer – Due to a run on road grader tires earlier this year, a transfer of appropriation is needed for tire funds. A motion was made to transfer \$7,000 from Gas, Oil & Lube to Tires & Tubes. The motion was seconded and carried.

Truck 218 – Truck 218 is a 2007 International Triaxle which has been used to bring materials from the quarry to the highway garage where the smaller trucks can haul from, saving mileage and making them last much longer. It currently has 574,223 miles on the Caterpillar C-13 engine. On September 13 while hauling stone, the engine began losing power then suddenly locked up and died. The Highway Mechanics are currently looking into repair costs.

Early Bond Termination Issues – Letters were received from C.N.A. Surety Company regarding the expiration of three bonds insuring existing Road Usage Agreements between the County and Solar Sources. The bonds have been reviewed and only one (#929509346) has met the requirements; however, the proper cancellation notice has not been received. The bond must remain in force until that time. The other two bonds can not be cancelled as the Mine is still using the roads. Bond #929509345 covers CR 700 West which is being used as an interior haul route by the mine and until they discontinue use, the bond must be kept in place. Bond #929585831 covers CR 700 West just south of Portersville Road West which is currently being mined approximately 180' deep. This bond must remain in force until the area has been properly reclaimed to County satisfaction. These items have been sent to the White Stallion office which is the new owner of the Mine.

J.H. Rudolph Escalation Clause Increase – First Notice of a rate change for the year on Bid Items #6 and #7 have been received. These items have escalation/de-escalation clauses in them. The change illustrates a decrease for the price of materials within the bid items as follows:

	2019 BID	Revised 9-1-2019	For Year % Decrease
<u>#6 HOT ASPHALTIC CONCRETE</u>			
<i>All prices per ton</i> Base #5 or #5D	\$63.00	\$61.23	3%
Binder #8 or #9	\$69.00	\$67.08	3%
Surface #9 or #11	\$71.00	\$69.09	3%
<u>#7 BITUMINOUS MATERIALS COLD MIX</u>	<u>2018 BID</u>	<u>4-1-2018</u>	<u>% Increase</u>
F.O.B. Mixing Plant (St Croix)	\$105.00	\$105.82	1%
F.O.B. Highway Garage	\$120.00	\$118.32	-2%

### RE: HIGHWAY ENGINEER'S REPORT

Highway Engineer Brent Wendholt presented the following report of Highway projects:

Countywide Bridge Inspection - Received an invoice from American Structurepoint, in the amount of \$1,871.11. This is for Phase 1A of the Bridge Inspection. The invoice has been reviewed and recommended for approval. A motion was made to approve the invoice, was seconded and carried.

Dubois County Bridge #264 (Newton Street – Patoka River Bridge) – Currently, proposals are being gathered to correct cracks that have occurred in the piers on the Cantilever portion of the piers. Wendholt currently has one proposal, had a firm say they are too busy to assist, and will be meeting with another later this week to get another proposal. A recommendation will be made at the next meeting.

Ferdinand Road East (Lowering Speed Limit) - There have been some concerns from the Town of Ferdinand and some of the local residents about the speed on Ferdinand Road East / 5<sup>th</sup> Street (Ferdinand Road). Currently

Ferdinand Road East is 45 mph coming into town and heading out of town. Wendholt reviewed the area with several residents in the vicinity and looked at the topography of the roadway. Lowering the speed limit to 35 mph would be a good idea. This will only be from the Town Limits, to approximately 1200' east. He will do some more work to validate his recommendation but will have something at the next meeting.

Bridge #255 - The Beams were set on Thursday September 12<sup>th</sup>, and on Friday the deck pans were set and anchored down. Hoping to have the deck poured during the beginning of next week.

Highway Department District 1 Building - Nothing new to report. Currently waiting for a State Permit to be reviewed / approved.

City of Huntingburg Railroad Overpass Project - Wendholt spoke to Mayor Spinner early last week to discuss questions about the invoice received. To help speed the project along and since the federal money was going to be tight, Mayor Spinner made the decision to fully fund portions of the project 100%. A motion was made to approve payment in the amount of \$3,768.50. The motion was seconded and carried.

Huntingburg Conservation Club Lake Dam/100 West - The installation of the Culvert has been delayed and are still waiting for them to begin installing the culvert. When they finish, the County can get the rest of the work completed.

#### 2019 MVH Paving Projects

19-01	Town of Cuzco & Cuzco Road South	Calcar Paving	Not Scheduled
19-02	450 West, 100 South & 350 West	Calcar Paving	Scheduled for September 19 <sup>th</sup>
19-04	150 North	Calcar Paving	Completed on July 11 <sup>th</sup>
19-06	325 East	Calcar Paving	Completed on August 17 <sup>th</sup>
19-07	350 West	Calcar Paving	Completed on July 13 <sup>th</sup>
19-10	W/L Cuzco Rd South & 330 North	Calcar Paving	Not Scheduled
19-12	585 West	J.H. Rudolph	Not Scheduled
19-13	1000 South	J.H. Rudolph	Not Scheduled

#### RE: SCHEPERS PROPERTY UPDATE

Shawn Werner, Environmental Health Specialist, provided an update on the Schepers's property. The mobile home has been removed. Schepers is still working on removing small debris. The site is substantially compliant with local rules.

#### RE: HEARTLAND 5K and HALF MARATHON

Kevin Manley, DC Multisports, appeared to request road usage on a portion of County Road 100 S in Bainbridge Township on September 21, 2019 for the Heartland Half Marathon. A motion was made to approve the portion of the route through county roads, was seconded and carried.

#### RE: REGION 15 COUNTY CODE CODIFICATION

Lisa Gehlhausen, Executive Director, presented a proposal for a service Indiana 15 Regional Planning Commission can provide to codify the County Ordinances at a cost of \$7,900. The proposal was taken under advisement.

#### RE: COUNTY PARK GRANT UPDATE

Lisa Gehlhausen provided an update to the Land and Water Grant status for the County Park. Per grant stipulations, the Park Lease would need to be dissolved and the land be designated for Park and Recreation use only in perpetuity. A motion was made to instruct the County Attorney to begin working on the dissolution of the current Park Lease. The motion was seconded and carried.

#### RE: PUBLIC WAY SAFETY ORDINANCE DISCUSSION

Discussion was held on the creation of a Public Way Safety Ordinance preventing grass clippings and debris being blown onto the public roadways. A motion was made to support the Public Way Safety Ordinance. With no second, the motion died. The County Attorney was instructed to draft a Resolution for the next meeting.

#### RE: FIREARMS SAFETY ORDINANCE

Commissioner Blessinger presented the need for clarification on County Ordinance 2001-04 regarding open carry of firearms at an open meeting. Portions of the Ordinance are void with exceptions due to a change in State Statute. The County Attorney was directed to update the current ordinance.

**RE: US IMAGING**

Recorder Jackie McPherron presented additional information on the proposal by US Imaging to scan Land Records and Index Books as well as Deed Records and Index Books. The company personnel will sign a Security Protocol & Acknowledge/Agreement Plan before working in the building. A motion was made to approve the document, was seconded and carried. A motion was made to approve the proposals 1.) Scan Land Records and Index Books On-Site and 2.) Scan Deed Records and Index Books On-Site pending review by the County Attorney. The motion was seconded and carried.

**RE: TAX SALE NO BID PROPERTIES**

Dubois County and vendor SRI conducted a Tax Sale for delinquent properties on September 11, 2019. Twenty-nine properties did not sell. Deputy Auditor Gail Hurst and Deputy Auditor Brooke Greenwell were in attendance. Discussion was held on the following options: The County can obtain Certificates and conduct a Commissioner Sale; can give the Certificates to a non-profit or City/Town; can take deed to the property; or can do nothing.

The County Attorney was directed to contact attorneys for the Town of Ferdinand and the Town of Birdseye to verify their interest in properties located in their jurisdictions and to research what to do with the Oil and Gas Lease Certificates. A consensus was reached to contact SRI and begin the process for a Commissioner Certificate Sale.

**RE: SOUTHEAST DUBOIS SCHOOL RESOURCE OFFICER**

Sheriff Tom Kleinhelter presented the need for a new School Resource Officer for Southeast Dubois School Corporation beginning in 2020. The Southeast Dubois School Corporation has received a grant similar to the one obtained by Northeast Dubois School Corporation. A motion was made to approve the creation of an SRO Officer pending County Council approval. The motion was seconded and carried.

**RE: OLD PHONE SYSTEM**

Auditor Morton received a request from Hoosier Uplands to purchase the old County Courthouse phone system which is no longer in service. Consensus was the Auditor would negotiate the terms of the transaction.

**RE: FUTURE MEETINGS**

With no further business to come before the Board, the meeting was adjourned. The next meeting will be held on October 7, 2019 at 8:00 a.m.