

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

February 23, 2009

The continued monthly meeting of the Dubois County Commissioners was held at the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. (EST) on February 23, 2009. Present were Commissioners Randall L. Fleck, John G. Burger and Lawrence M. Vollmer. Also present were County Auditor Janet L. Sendelweck, County Surveyor Kenneth L. Brosmer, Highway Supervisor Steven L. Berg, and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Fleck. Minutes of the February 9, 2009, meetings of the Commissioners were approved as presented.

RE: ST. CHARLES ANNEX

Custodian Loveall and Health Department Administrator Oeding appeared to discuss the conditions at the St. Charles Annex following sewage overflow in to the Annex. This is a result of damage to the sewer outlet pipe by a contractor installing fiber lines across the Street from the Annex. Pictures of the damage were observed. After review, the Custodian was directed to receive quotes for replacement of cabinets, which were removed as a result of the overflow.

RE: OLD SR 64 BRIDGE

County Surveyor Brosmer reported on a meeting regarding the two bridges (Blessinger and Southern RR) which are blocking flow of Hunley Creek in Patoka Township. The Surveyor will continue to contact Scot Blessinger regarding the Bridge on his property north of SR 64.

RE: 9-1-1 COMMUNICATIONS CENTER – WTH

Janice Love, Director of County Communications, and Tony Gray, representing WTH, appeared to submit a proposal for engaging WTH to provide services regarding GIS services for the 9-1-1 operation, including conversion and maintenance, and cell tower antenna sector conversion and maintenance, and provision of a 9-1-1 interface, and software related thereto. The cost of conversion and installation would be \$8000; cost of support would be \$4025 per year for Think GIS, and \$6600 annually for address updating services. The current fee is \$10,000 per year with a proposed increase to \$32,000 for one update per year plus new software fee. Love stated that the contract with Microdata GIS has been terminated and she recommends the WTH contract. On motion duly made and seconded, the Commissioners approved the WTH contract, subject to review of contract by the County Attorney.

RE: COURTHOUSE – BIRD PROBLEM

Custodian Loveall and Gerald Apple appeared to discuss a solution proposed by Apple to cover flat areas on the Courthouse porches to prevent usage by birds. Loveall stated that the proposed use of wire would resolve the nesting problem, but not the areas along ledges where birds stand, but do not nest.

RE: RIDE SOLUTION – SIRS

SIRS has requested for an authority of Dubois County TAC Members to acquire two new modified vehicles, at no cost to the County. On motion duly made and seconded, the Commissioners authorized Commissioner Burger to execute authority for SIRS to acquire the two vehicles.

RE: MIKE OWEN – SOLAR SOURCES: CR 700 W

Mike Owen, representing Solar Sources, appeared to request closing of CR 700 W from the intersection with CR 580 N south to the NE corner of the SW quarter of the SW quarter of Section 1-T1s-R6w. Solar Sources submits a closure Agreement providing for bond and road (with bridge) replacement. The road would close for not less than 15 years.

RE: CR 400 W – CITY OF HUNTINGBURG

Brian Small, Engineer for the City of Huntingburg, appeared with the City Mayor, to discuss the reconstruction of CR 400 W west of the City, part of which is inside and part outside the City limits. Small stated that the City would like to

increase the width of the road beyond that originally approved by the County. The original estimated cost was \$40,000 and the estimated revised cost would be \$84,982 plus substantial work to be performed by the County Highway crews for a total cost of approximately \$151,000. The possible use of Stimulus funds was discussed. It was estimated by Small that bids will be received in April. On motion duly made and seconded, the Commissioners authorized the project as proposed, subject to approval and availability of funding.

RE: DUBOIS LIBRARY PROJECT

Nathan Held, representing Indiana Region 15, appeared with a group to discuss the Dubois Library Project. Held advised that approval has been approved by the State for funding of an engineering study for the project in the amount of \$40,000 and a proposed engineering agreement with Universal Design Associates was submitted, along with an Indiana 15 Regional Planning Commission contract for services. The County Attorney was instructed to review the contracts.

Held and Gerald Terwiske also discussed with the Commissioners the current status of the Dubois Stormwater project. Proposals to perform engineering services for the project are due February 26 and must thereafter be reviewed by the Committee and rated, after which interviews take place. On motion duly made and seconded, Larry Betz was named to replace Norm Wendholt on the Advisory Committee.

RE: ORDINANCE 2009-3: AMENDMENT OF ORDINANCE 1993-8, CONCERNING TREATMENT OF ANIMALS

On motion duly made and seconded, the Commissioners unanimously adopted an amendment to Ordinance 1993-8, to require provision of water, shelter, medical care, or treatment for animals, which Ordinance 2009-3 shall read as follows:

WHEREAS, the Board of Commissioners of Dubois County, Indiana, has heretofore adopted an Ordinance (#93-8) regarding the treatment of animals, based upon Indiana statutes, but such Ordinance and statutes do not provide for or require the sheltering and medical care for such animals; and

WHEREAS, it is in the best interest of the residents of Dubois County that proper care should be extended by animal owners towards animals in their care.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

Section 1. Amendment. Section 4 of Ordinance 93-8, as adopted by this Board on December 6, 1993, is now amended so as to hereafter read as follows:

“Section 4. Cruelty. It shall be unlawful and in violation of this Ordinance for any person to cruelly treat or neglect a domesticated animal, including: inhuman beating or malicious killing; underfeeding or abandoning an animal in that person’s care or failing to provide water, shelter or medical care or treatment for such animal.”

Section 2. All other provisions of said Ordinance 93-8 are hereby ratified and confirmed.

Section 3. This Ordinance shall take effect from and after its adoption and publication.

RE: HIGHWAY DEPARTMENT – SUPERVISOR REPORT

The Highway Supervisor reported the following status of current Highway Department projects:

FEMA Reimbursement	\$25,221.01 has been received from FEMA for expenses resulting from IKE storm
NIMS 400 Training	The Supervisor and Larry Betz have completed NIMS ICS 400 training
Safety Vests	Quotes are being received for the purchases of safety vests
Highway Engineer	Requests are being prepared for application for County Highway Engineer to replace the recently deceased Norm Wendholt. Requests are also being sent out for services of a temporary engineer.
Garage Roof	Repair of roof completed, at cost of \$3627
Winter Road Damage	Many area roads are busting up due to recent freeze and thaw. Temporary repairs are being made. Old Petersburg Road is in bad condition

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of \$68.45 to Dogwood Animal Clinic for services rendered to one dog delivered to the clinic by the County Sheriff’s Department.

RE: FEBRUARY CLAIMS

Due to delay in the date of March regular meeting, on motion duly made and seconded, the Commissioners authorized the Auditor to pay regular claims as of March 2.

RE: NURSE FOR A DAY PROGRAM

On motion duly made and seconded, the Commissioners authorized the County Auditor to accept the "Ask a Nurse Day" program offered free to the County for its employees by SIHO.

RE: COURTHOUSE TELEPHONE SYSTEM – MATRIX

On motion duly made and seconded, the Commissioners approved and authorized an upgrade of a telephone system agreement with Matrix, at a cost of \$9,992.33.

RE: REVISED PROBATIONARY PAY SCHEDULE ORDINANCE 2009-2

Commissioner Burger informed the Commissioners that he had been advised that the Ordinance previously adopted by the Commissioners, which eliminated reduced compensation during probationary period of employment, was not acceptable to a majority of the County Council. After discussion, the Commissioners determined that a three-month probationary period would be proper and should be acceptable to the Council, under the condition that no future exceptions would be granted to the reduction in compensation during the three-month probationary period. On motion duly made and seconded, the Commissioners unanimously adopted Ordinance 2009-2, being an amendment to Ordinance 2009-1. Ordinance 2009-2 shall read as follows:

WHEREAS, The Dubois County Executive and Fiscal officers did on September 7, 1999, establish a policy whereby new full-time employees of the County would initially be employed for a fixed period in a probationary status, having reduced compensation; and,

WHEREAS, Based upon the experience of the County officials with subsequent new employees, the County Executive and/or Fiscal officers have amended said original Ordinance on three (3) occasions, the final of which was an elimination of the probationary employment policy; and,

WHEREAS, It is now determined that a modified probation of three (3) months should be observed, with reduced compensation during that probationary period.

NOW THEREFORE, BE IT ORDAINED, That the compensation provisions, as contained in the Dubois County Employee Policy Handbook (Section III R) and in the wage and salary schedule and scale adopted from time to time and included in the annual Budget of Dubois County, shall be amended to add and shall be administered subject to the following provisions:

"The maximum wage salary paid to a new employee of the County (excluding those covered by the Appendix to this Handbook), which employee does not have 12 months prior employment experience with Dubois County, shall be reduced so as to result in a maximum annualized wage or salary equal to the salary or wage established for the position held by the new employee during the first three (3) months of employment by the County shall be 90% of the normal salary or wage for the position held by said new employee. It is recognized that the schedules and appropriations of wages and salaries represent maximums, and that any office holder or supervisor may pay an employee a wage or salary less than the maximum. No exception shall be made from this policy as to any new employee."

The foregoing policy and amendment to the Employee Handbook shall become effective as of January 1, 2009 and shall be applicable to employees first employed subsequent to the effective date hereof.

RE: MARCH MEETING

The regular March meeting of the Commissioners will be held on March 9, 2009, beginning at 9:00 AM, at the Courthouse Annex. The continued March meeting will be held on March 19, 2009, at 3:00 pm, and will be held at the Celestine Fire Department Building, 6964 E State Road 164, Celestine, Indiana.