

**CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS**

**JULY 23, 2012**

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 July 23, 2012. Present were Commissioners Lawrence M. Vollmer, Randall L. Fleck, and Doug M. Uebelhor. Also present were County Auditor Kathleen M. Hopf, County Surveyor Kenneth L. Brosmer, Highway Supervisor Steven L. Berg, and Highway Engineer Jason T. Heile, and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of July 9, 2012, meeting of the Commissioners were approved as presented.

**RE: HIGHWAY DEPARTMENT ACCOUNTS**

Ann Messmer, Highway Clerk, appeared to request the following Highway Department account transactions:

Additional Appropriation

Highway – Tires and Trucks	\$5,000
Solid Waste Collection	
Highway Reimbursement	\$5,000
Refuse Disposal	\$30,000
Dumpster Sites	\$5,000

On motion duly made and seconded, the appropriation was approved, subject to County Council approval.

Transfer

From – EDIT – 600 W	\$5,800
Portersville Rd W	\$9,000
735 E	\$4,900
300 N	\$4,600
445 E	\$2,700
Holland Rd SW	\$2,600
Ferdinand Rd NW	\$1,100
To – EDIT – Old Road 64	\$30,700

On motion duly made and seconded, the transfer was approved.

**RE: 9-1-1 COMMUNICATIONS**

Janice Love of County Communications and Charles McIntyre appeared before the Commissioners to discuss placement of an antenna inside the Courthouse Tower. Charles stated that, in his opinion, an antenna inside the tower would be as good as one outside the tower. The Commissioners expressed their opposition to mounting an antenna outside the tower. On motion duly made and seconded, the Commissioners authorized an interior antenna.

**RE: EMERGENCY SIRENS**

As a result of prior discussions regarding repair of the Celestine siren, Ireland Fire Department representatives advised that their system, which was obtained from the coal mines, is in need of an emergency power supply, or a full replacement of the siren at a cost of \$23,000. A replacement would have much greater range than the current system. The Commissioners approved support of a new siren and improvement of the Celestine system, all subject to County Council funding.

**RE: ADA PRESENTATION**

At the request of Jason Heile, Judy Thomann and Matt Wallace of Bernardin Lochmueller and Associates (“BLA”) appeared to discuss existing and revised ADA regulations as applicable to public buildings and highways. They stated that under the regulations, a committee must be established, including not less than 1 individual who is classified as ADA qualified. BLA has established a program for the County website for filing of complaints by individuals who feel that they have an ADA grievance. The committee must be in place by 1-1-2013 to qualify for future federal highway funds. BLA has also established a form for use by individuals desiring to file a discrimination complaint. The initial question is who would serve on the committee and who would be the coordinator of the program. BLA requests that they be engaged to assist in preparation of the ADA Plan, preparation of roadway map, and of use patterns of government buildings and compliance with ADA within those facilities. The proposed charge for BLA to prepare phase one of the required regulation would be \$9,800. The charge for the second phase relating to specific highway / sidewalk violations would be based upon the extent of existing construction of highway / sidewalks within County right-of-way. Preparation of initial plan for the second phase would be approximately \$7,000, excluding field work.

**RE: ADA PLAN**

Steven Fehribach and Greg Fehribach of A & F Engineering and The Fehribach Group, respectively, appeared to discuss the ADA requirements. The purpose of services provided by these firms is to assist to

provide risk management ability for their client. They attempt to provide a wall between the County and a complaint filed against the County by an individual or by Dept. of Justice. The plan is to identify problems and a schedule for correction of the problems within a reasonable time. Their approach is to select high risk areas and work with those areas inventoried in correcting deficiencies. Fehribachs have currently not prepared a County plan, only for cities, but have worked on counties with violations. They suggest the holding of a public meeting to determine public concern. The fee for restricted study within city is \$90,000.

**RE: HIGHWAY ENGINEER REPORT**

Highway Engineer Heile reported on the following projects:

Kentucky Street (Holland)	Public hearing certificate received. Quarterly meeting set for Aug. 7.
South Street (Ireland)	Bus turning template made, no parking area will be placed on CR 500 W and curbs marked. Letter will be mailed to school on bus parking.
Bridge #55 (Cuzco Rd)	North abutment completed, south footer and south abutment to be poured this week.
Bridge Inspection	Butler Fairman and Seufert have finished load calculations and have suggested reduced loads on #117 from 14 to 13 tons, and #162 from 16 to 12 tons.
Dubois Stormwater	Dubois SWCD has approved Notice of Termination and final portion of pay application will be made.

**RE: CLAIMS**

The Highway Engineer submitted and recommended payment of the following claims.

Beam Longest and Neff for \$13,653.24 for services on Holland Kentucky Street; Butler Fairman and Seufert for \$7,178.00 for service on Bridge Inspection; and DLZ for \$8,000.00 for services on Bridge #114.

On motion duly made and seconded, the claims were approved and payment was authorized.

**RE: HIGHWAY DEPARTMENT REPORT**

Supervisor Berg reported on the following Department Projects:

IDEM	Underground Storage Tank Operator classes completed and Class A, B & C certificates received.
Kyana Road Project	Work completed, seeding completed and recent rain may allow growth success.
Weed Control Letter	Complaints received on Slotten property in Dubois, letter being sent. Also on property 618 Celestine North.
Printer	Office, printer needs replacement soon. Supervisor authorized to get prices and determine destination for current printer.

**RE: ST ANTHONY PARISH WALK**

On motion duly made and seconded, the Commissioners gave St Anthony Parish permission to close CR 450 S from Ohio Street to St Anthony Road West from 9:45 am to 11:15 am on October 14, 2012 for the Parish Walk.

**RE: J.H. RUDOLPH ESCALATION CLAUSE**

The Highway Supervisor reported that J.H. Rudolph has reported a reduction in Bid / Items #9 and #10 on annual asphalt and bituminous material bids.

The Supervisor also reported that chip seal overlay and patching projects are completed, and that road stripping will be started shortly.

**RE: TRASH COURT**

The Commissioners determined that the Commissioners would meet on August 20, 2012 at 4:00 to conduct hearings on three complaints filed by Solid Waste District for alleged unlawful disposal of trash. Notice ordered to be issued to alleged parties.

**RE: DLZ PRESENTATION – ADA**

Steve Metzger of DLZ made a presentation regarding ADA requirements on Counties. He presented a history of ADA and its requirements for County governments, which are Class II entities. The County is required to appoint a Coordinator, prepare a self-evaluation report, and based on data collected, prepare a remediation plan. The plan must deal with facilities, public right-of-ways, and compliance with State and local laws. Examples of various requirements were presented, including items noticed at the Courthouse. He cited DLZ prior experience in the field of ADA compliance, and the various scopes of services provided, including: identify facilities, means of collecting data and reviewing policies. He named the Counties for which ADA services have been provided. The cost in a comparable County is \$30,000 to \$40,000.

**RE: HEALTH SCREENING**

The Commissioners approved again holding health screening for County employees on September 12 & 13.

**RE: FIBER OPTIC SERVICES**

The Auditor reported on comparison results from rates charged by various fiber optic suppliers for services to County facilities.