STEUBEN COUNTY BOARD OF COMMISSIONERS MEETING February 20, 2018

The Steuben County Commissioners met at 8:30 a.m. on Tuesday, February 20, 2018, in the Commissioners' Room of the Steuben County Community Center. Present this day were Commissioners Ronald Smith, James Crowl and Lynne Liechty. Also present were Donald Stuckey, County Attorney, Ruth Beer, Steuben County Councilwoman, Jim Getz, Steuben County Councilman and Kim Meyers, Steuben County Auditor.

Ronald Smith opened up the bids that were received for the County Park Road Paving Project. Bids were received from Brooks Construction - \$215,114.50, E&B Paving - \$173,001.00 and API Construction - \$201,336.40. The Commissioners gave the bids to Frank Charlton, County Park Superintendent, for review and recommendation.

Kylee Harris, Event Center Coordinator, reported to the Commissioners that they are still having issues with the cameras at the Event Center. Ms. Harris said that Lakeland Electronics have come out several more times to work on the cameras. Lakeland Electronics have also asked to hook up the cameras to the Wi-Fi so they could service and update them at their office as needed. She said that she spoke to Tami Sumney, IT Director and Ms. Sumney did not think that was a good idea due to security reasons. Kylee Harris, Tami Sumney and Lynne Liechty met with Williams Electronics regarding the issues. Williams Electronics submitted a quote to upgrade the camera system to what is needed. James Crowl said that the new quote shouldn't even be entered into the conversation as the County paid for good cameras and we didn't get them. Commissioner Crowl suggested taking Lakeland Electronics to Court because the cameras are only a year old, they have never worked and they've messed around with this for too long. James Crowl made a motion to turn this matter over to Donald Stuckey. Lynne Liechty seconded that motion and the motion carried with three (3) ayes.

Tami Mosier, Purdue Extension, informed the Commissioners that the Fair Board would like to have regularly scheduled Park Committee Meetings so she and others from the Fair Board can attend. The Commissioners decided to have a Park Committee Meeting every other month starting on April 5, 2018, at 8:30 a.m.

Kylee Harris stated that the projector didn't work for an event so Lakeland Electronics came out and they said that the bulbs are about burned out on both projectors. Ms. Harris said that the bulbs are supposed to run for about 2,100 hours and there's no way that those projectors have run for 2,100 hours. She said that the bulbs are approximately \$500.00 each. James Crowl said to put it in Don Stuckey's hands.

Ronald Smith opened up the Bike Trail proposal that was received. The only proposal that was received was from BF&S. The proposal was given to Jennifer Sharkey for review and recommendation at the next meeting.

Ronald Smith opened up the bids that were received for the Old 27 Paving Project. Bids were received from Brooks Construction - \$229,402.35, E&B Paving - \$248,250.50 and API Construction - \$231,702.05. The Commissioners gave the bids to Jennifer Sharkey, County Engineer, for review and recommendation.

Jennifer Sharkey submitted Centurylink Utility Permit #2806 for approval. Lynne Liechty made a motion to approve Utility Permit #2806. James Crowl seconded that motion and the motion carried with three (3) ayes.

Ms. Sharkey reported that the reimbursement was received from Frontier on the Bike Trail Phase I.

Jennifer Sharkey said that Brooks Construction was the low bid in the amount of \$1,526,458.00 for the 200 N/827 Project and that was accepted on January 18. She reported that Steuben County's twenty percent (20%) in the amount of \$305,291.16 was paid and the reimbursement from the City in the amount of \$152,645.80 has been received. Ms. Sharkey said that the purchase order has been received and the notice of authorization was received from INDOT on February 12. She said that the Notice to Proceed was sent to GAI Consultants on February 13 for inspection services. Ms. Sharkey submitted a reimbursement voucher from American Structurepoint for the engineering requirements through the bidding process for approval. Lynne Liechty made a motion to approve the reimbursement voucher. James Crowl seconded that motion and the motion carried with three (3) ayes.

Ms. Sharkey also submitted a reimbursement voucher for the bridge inspection services. James Crowl made a motion to approve the reimbursement voucher. Lynne Liechty seconded that motion and the motion carried with three (3) ayes.

Jennifer Sharkey stated that the tentative letting date for the Bike Trail Phase II is in March, 2018. Ms. Sharkey submitted the administrative settlement for Parcel 5 for approval. Lynne Liechty made a motion to approve the administrative settlement for Parcel 5. James Crowl seconded that motion and the motion carried with three (3) ayes.

Ms. Sharkey also submitted the easement documents for Parcel 5 and Parcel 6. James Crowl made a motion to approve the easement documents for Parcel 5 and Parcel 6. Lynne Liechty seconded that motion and the motion carried with three (3) ayes.

Ms. Sharkey reported that the Community Crossings Projects consisting of the Old 27 mill and overlay and CR 20 N culvert replacement are moving forward. She said that the culvert replacement will be done by the Highway Department. Ms. Sharkey said that she's been working with the Auditor's Office to set up the appropriate grant accounts so the funds can be traced appropriately. She said that the local funds will be from the Cum. Bridge Fund for the CR 20 N Project and MVH for the Old 27 Project.

Ms. Sharkey stated that the Highway Department has a fleet management software that was approved in 2016, but the annual subscription fee was due and paid on February 9. She reported that the annual fee was in excess of \$2,500.00 so she wanted to inform the Commission Board of the expenditure. Kim Meyers stated that there is no need for additional approval for renewals because it should have been covered when it was initially approved. James Crowl made a motion to approve the renewals for the software. Lynne Liechty seconded that motion and the motion carried with three (3) ayes.

Jennifer Sharkey updated the Commissioners on the Toll Road Project and their maintenance of traffic plan where they are proposing to use Baker Road for a detour. Ms. Sharkey said that she met with their representative on February 8 and provided them with a letter of understanding template. She said that they are working with their attorney and the County Attorney will review the final document so the County can be reimbursed for any damages that result of this detour. James Crowl said that Baker Road will be destroyed if they use it for six (6) months and if they are given the right to use a County Road as a detour, they should be replacing that road when they are done. Jennifer Sharkey said that she and a Toll Road representative would go and inspect Baker Road before the detour and then also inspect it after the detour to determine the condition of the road at that time.

Jim Getz voiced concerns regarding traffic backing up during the summer months. Ms. Sharkey said that INDOT has requested a traffic study to be done on that issue. Mr. Getz said that there is an excel/decel lane when you get off of the Toll Road and he would encourage them to make that a total lane so the traffic that gets off the Toll Road doesn't have to merge onto I-69 for 100 yards or so.

Ms. Sharkey stated that she has plans to talk with LTAP to discuss CR 100 N from 200 W into town for a road safety audit and review.

Jennifer Sharkey informed the Commissioners that she, Kim Meyers and Lori Hickey have met several times to find out what is needed and where funds could potentially come from. Ms. Sharkey submitted the following explanation for the CR 200 N/SR 827 Project, the Bike Trail and the 200 N Phase II Project.

Project Funding Needs for FY 2018								
Project	Description		Shortfall Amount	Remarks				
200/827	Construction Inspection (CE)	\$	152,014.89	90% will be reimbursed (80% from federal and 10% from Angola)				
Bike Trail	Construction Inspection (CE)	\$	179,010.00	Amount will be adjusted based on proposals received on 2/20/2018				
				Already includes SCCF and Angola contributions. Amount to be adjusted				
	Construction (CN)	\$	1,197,344.31	once construction bids are received in March 2018				
200/1-69	Preliminary Engineering (PE)	\$	107,900.00	Currently budgeted in CEDIT				
	Right of Way (RW)	\$	80,500.00	Currently budgeted in CEDIT				
	Construction (CN)	\$	150,000.00	Currently budgeted in CEDIT				

		Proj	ect Funding Re	quests for FY 20	018			
			1172 - Maj	or Moves				
Proj.	Request		Amount	Remarks				
200/827	Additional for CE	\$ 152,014.89		The County will be reimbursed \$136,837.70 so total county contribution will be \$15,204.19				
Bike Trail	Appropriate Funds from Frontier to CE	\$ 28,764.79		Frontier reimb reimbursemen	ursement from delay/escalation costs from Phase I. Apply t to Phase II.			
Bike Trail	Transfer ROW to CE	: IS 37 483 56 I		Anticipated amount remaining in ROW line item to be transferred to CE line item for biketrail.				
			1112 -	CEDIT				
Droi	Domuset		Amount	Remarks				
Proj. Bike Trail	Request Additional for CN		1,281,914.26	Remarks				
200/I-69	Remove PE		107,900.00					
200/1-69	Remove RW	•	80,500.00	\$ 338,400.00	Remove these expenses from CEDIT & apply 20% for local			
200/I-69	Remove CN		150,000.00	7 330,400.00	share from MVH			
		•						
			1176 -	MVH				
Proj.	Request		Amount	Remarks				
200/I-69	Additional for PE	\$	21,580.00		CR 200 N / I-69 local 20% share for expenses. Remaining			
200/I-69	Additional for RW	\$	16,100.00	\$ 67,680.00	80% will be paid from the grant fund where the federal			
200/I-69	Additional for CN	\$	30,000.00		reimbursements will be receipted			
8106 - Bike Trail								
Proj.	Request		Amount	Remarks				
Bike Trail	Apply BT - PH I credits to CE PH 2	\$	28,191.70	Reimbursements from Phase I to be applied to Phase II.				

Ms. Sharkey said that currently she plans on requesting an additional for the shortfall for the CR 200 N/ST 827 Project from Major Moves with the understanding that ninety percent (90%) will be reimbursed back into that account so the total contribution from the Major Moves Account would be \$15,204.19.

Jennifer Sharkey said that for the construction inspection for the Bike Trail Phase II \$179,000.00 is what is needed and for the construction \$1.12 Million is still needed. She said that those dollar amounts already includes the Steuben County Community Foundation contribution as well as the City of Angola contribution that is forthcoming. She said that the final numbers will be adjusted once the construction bids are received in March. Ms. Sharkey explained that she would be asking for appropriation of the funds received from the Frontier reimbursement from Phase I and to transfer funds from the right of way line item to the construction engineering line item. She also would like to request an additional from CEDIT in the amount of \$1,281,914.26. Ms. Sharkey said in order to offset the cost of the bike trail, she would remove the CR 200 N/I-69 Project from CEDIT.

Lynne Liechty made a motion to approve Jennifer Sharkey going to County Council for her five (5) additional requests and transfer requests. James Crowl seconded that motion and the motion carried with three (3) ayes.

Emmett Heller, Highway Superintendent, reported that he contracted Diesel fuel from March to September at a base price of \$2.259 plus a \$0.48 tax. Mr. Heller said that he will continue to watch that market and he will contract it out for October through December. He said that the current prices are \$0.24 higher than last year in diesel. Mr. Heller said that gasoline prices are locked in at \$2.11 plus \$0.28 tax which is \$0.04 less than last year.

Mr. Heller reported that the Athey was delivered Thursday and they are working on the Auction items with Erin Schiffli.

He also reported that the Highway Department has exhausted their budgeted funds for salt and sand and he would like to go to Council to ask for an additional of \$12,000.00 for sand and \$22,000.00 for salt. James Crowl made a motion to approve Mr. Heller asking for those additional requests. Lynne Liechty seconded that motion and the motion carried with three (3) ayes.

Emmett Heller said that there is a water cooler at the Highway Department that needs new filters. Mr. Heller said that he has found them online and he would like permission to use the Commissioners' credit card to purchase those filters. Lynne Liechty made a motion to allow Mr. Heller to use the Commissioners' credit card to purchase the filters. James Crowl seconded that motion and the motion carried with three (3) ayes.

Tami Sumney, IT Director, submitted information for backup hardware. Ms. Sumney stated that for the replacement it will cost \$11,997.89 and for the implementation it will cost \$8,500.00. She said that she has the funds in 1138-000-4000.10. Lynne Liechty made a motion to approve the purchase and implementation. James Crowl seconded that motion and the motion carried with three (3) ayes.

Ms. Sumney also submitted information on Microsoft Azure. She said that the monthly charge would be \$584.10 with a fixed install price of \$9,000.00. Ms. Sumney said that the monthly fee would come from 1138-000-4000.27 and the installation would come from 1138-000-4000.10. Lynne Liechty made a motion to approve the monthly fee and the installation. James Crowl seconded that motion and the motion carried with three (3) ayes.

Randy Brown, EMA Director, submitted information for the Tornado Siren Security Program Update. He said that the County's portion would be \$3,060.00 and the funds have been budged for this year. James Crowl made a motion to approve the Tornado Siren Security Program Update. Lynne Liechty seconded that motion and the motion carried with three (3) ayes.

Kelli Johnson, Auditor's Office, submitted paperwork and a Resolution for a Commissioners' Sale. Ms. Johnson said that she does not want a full-fledged Commissioners' Sale, she just wants to include the properties that people are interested in and get them off the list. She said that these nine (9) particular properties have been on the tax sale lists for years. She said that the Resolution needs to be passed and a minimum bid needs to be established for each parcel. The Commissioners asked for assistance through SRI for help setting the minimum bids for the properties.

Kelli Johnson also stated that 109 W (Harvest Hills) was never deeded to the Commissioners when the subdivision was created, but the Highway Department maintains it and it is in their inventory. Ms. Johnson said that she's already had the title search done on it, the Commissioners would have to sign the Commissioners' Certificate over and it would be owned by the County.

James Crowl made a motion to approve Resolution 02-2018-01 establishing the Intent to Conduct a Commissioners' Sale and to move forward with the acquisition of 109 W through the signing of the Commissioners' Certificate. Lynne Liechty seconded that motion and the motion carried with three (3) ayes.

RESOLUTION 02-2018-01

A RESOLUTION ESTABLISHING THE INTENT TO CONDUCT A COMMISSIONERS' SALE TO SELL TAX SALE CERTIFICATES FOR PROPERTIES THAT ARE SEVERELY DELINQUENT IN PAYMENT OF PROPERTY TAXES.

WHEREAS, there are several properties in Steuben County that are severely delinquent in the payment of property taxes, having been offered for tax sales and which received no bids equal to or in excess of minimum sale price. The parcel numbers of those properties being attached to this resolution as "**Exhibit A**", and

WHEREAS, there is an assessed value associated with these properties for taxation purposes, but no taxes are being collected, therefore causing a lower than expected tax distribution to those taxing units and taxing districts within which the properties are located, and

WHEREAS, the Steuben County Commissioners desire to have these properties back on the tax rolls with taxes being collected, and

WHEREAS, IC 6-1.1-24-6, *et seq.* allows for the Steuben County Commissioners to acquire a lien on those delinquent properties and receive issuance of the tax sale certificates for those properties, without taking title to the properties, therefore limiting the liability and cost normally associated with taking title,

NOW, THEREFORE, BE IT RESOLVED by the Steuben County Board of Commissioners that the County Executive shall acquire liens and receive tax sale certificates of the properties listed on **Exhibit A** that are severely delinquent and sell said certificates at a properly advertised Commissioner Tax Certificate sale.

PASSED AND ADOPTED by the Steuben County Board of Commissioners this 20th day of February, 2018.

Ronald Smith
President, Board of Commissioners
James Crowl
Commissioner
Lynne Liechty
Commissioner

ATTEST: <u>Kim Meyers</u> Steuben County Auditor

Clint Knauer, Building Commissioner, submitted a request to put the Building Inspectors on different hours during the summer. It was determined that this request should go to the Plan Commission for a recommendation; however, it was stated that Donald Stuckey should review the matter to see if the Commissioners still have jurisdiction over the Building Department.

Vina Conti, Plan Commission, submitted Gulls Nest and Pine Tree Lane plats for signature.

Tara Lee, St. Joe River Basin Proxy and Matt Meersman, St. Joe River Basin, updated the Commissioners on activities happening with St. Joe River Basin.

Mary Allred, EMS Director, informed the Commissioners that Steuben County did receive the non-monetary grant for the Narcan kits.

Ms. Allred also requested permission to go to County Council to appropriate the insurance reimbursement from the wrecked ambulance so replacement equipment can be purchased. James Crowl made a motion to allow Ms. Allred to go to County Council. Lynne Liechty seconded that motion and the motion carried with three (3) ayes.

Lynne Liechty made a motion to approve the claims submitted for payment this day totaling \$522,488.90. James Crowl seconded that motion and the motion carried with three (3) ayes.

Kim Meyers, Auditor and Melissa Bixler, Treasurer, submitted the Monthly Comparison Report for review and approval. Lynne Liechty made a motion to approve the Monthly Comparison Report. James Crowl seconded that motion and the motion carried with three (3) ayes.

James Crowl made a motion to approve the minutes from the Commissioners' Meeting on February 5, 2018. Lynne Liechty seconded that motion and the motion carried with three (3) aves.

The Commissioners signed the minutes from the January 16, 2018, Commissioners' Meeting for the Index Book, which were approved at the prior meeting.

Hoosier Girls State asked if any elected officials would like to speak to a group on Friday, June 29. Lynne Liechty said that she would look into it.

Mary Allred, EMS Director, submitted January 2018 Closeouts in the amount of \$5,009.40 and January 2018 Writeoffs in the amount of \$378,715.71, for approval. Lynne Liechty made a motion to approve the January Write Offs and Closeouts. James Crowl seconded that motion and the motion carried with three (3) ayes.

Erin Schiffli asked for an update regarding the Turkey Lake Property that is owned by the Commissioners. The Commission Board took no action as they have not went to look at the property.

Crystal Dadura, HR Director, submitted information regarding the use of space heaters in County Buildings. The Commissioners reviewed the information provided; however, no action was taken.

Terry Minix, United Consulting, introduced himself to the Commissioners. Mr. Minix said that he will be doing work in this area and Jennifer Sharkey had asked for him to attend a meeting to meet the Commissioners.

James Crowl stated that he would like to postpone the Courthouse Meeting that is scheduled for February 27, 2018, at 6:30 p.m. until the Commissioners talk to County Council. Commissioner Crowl said that the Commission Board is not in a position to bring this matter to the public without County Council's approval and he believes it would be premature to have this meeting without their backing.

Ronald Smith stated that he is of different opinion and that the Commission Board has taken a serious look at doing something to take care of the Judiciary. Commissioner Smith said that several meetings have been held, a feasibility study has been done and there is a lot of curiosity out there so he feels that it is time to let the public weigh in as to whether they think it is advisable to pursue it. He said that he feels the Judiciary should have the opportunity to present why they see a need for a new justice center and he believes it's time to move ahead as it is not a County Council issue yet.

Lynne Liechty stated that she received a request from the City of Angola and she has a meeting with the City Engineer and some other City Representatives before the meeting scheduled for February 27. Ronald Smith informed Commissioner Liechty that it was stated in the previous meeting that a Commissioner would not be having private meetings with the City because he doesn't feel that is appropriate. Commissioner Smith said that this is where the Commission Board needs to act as a whole and be open about the matter. Lynne Liechty said that the City would like to have an idea of where the County plans on going, just as an exploration.

James Crowl said that he's still of the opinion that if the Commissioners do not have the Council's backing on this, everything is moot. Ronald Smith said that there was some consideration given to having the Council at this meeting in an official capacity; however, that was nixed because there was no need nor the right of having it be a joint meeting so they were invited to attend.

Lynne Liechty said that there is no cost estimate to give to County Council. Ronald Smith said that at this point, the meeting is still in place.

Jeff Bassett, Business Impressions, submitted an updated Xerox Contract for the machines in the Treasurer's Office. Mr. Bassett said that finishers needed to be added and the Contract length was changed from 60 months to 58 months so it would change the payment by 29 cents per machine. Lynne Liechty made a motion to approve the updated Xerox Contract for the Treasurer's Office. James Crowl seconded that motion and the motion carried with three (3) ayes.

Mary Allred, EMS Director, submitted information to Donald Stuckey regarding an ambulance transport. The information reflected that there was an ambulance transport billed in the amount of \$1,981.00. The patient felt that was extraordinarily high and disputed that amount. As a settlement, the patient's attorney sent a check in the amount of \$1,400.00 to EMS. Mr. Stuckey advised to accept the payment of \$1,400.00 from the patient as the cost of collection would be greater than the additional monies that would be recovered. James Crowl made a motion to follow Donald Stuckey's advice and to accept the \$1,400.00 check as settlement for the ambulance transport. Lynne Liechty seconded that motion and the motion carried with three (3) ayes.

Matt Brinkman, Region 3a, submitted a claim voucher in the amount of \$1,378.00 for Course Tuition for the Workforce Development Project. Lynne Liechty made a motion to approve the claim voucher. James Crowl seconded that motion and the motion carried with three (3) ayes.

Rae Delaney, Payroll, submitted the February 16, 2018 payroll in the amount of \$379,814.24 for approval. Lynne Liechty made a motion to approve the February 16, 2018 payroll. James Crowl seconded that motion and the motion carried with three (3) ayes.

Jody Kinsey, USI Insurance, submitted the 2018 Stop Loss Documents and TPA Agreement for review and approval. James Crowl made a motion to approve the documents and TPA Agreement. Lynne Liechty seconded that motion and the motion carried with three (3) ayes.

Donald Stuckey submitted a Master Development Agreement involving RES Polyflow. The Commissioners reviewed the correspondence and the Agreement from Donald Stuckey. Lynne Liechty stated that at the last meeting she attended with RES Polyflow, the Town of Ashley said that they have \$600,000.00 in their TIF District right now and they don't want to use the entire amount for infrastructure. RES Polyflow said that they will pay off the \$1.5 Million loan when they close their financing in March. Because of that, the Town of Ashley has requested that the County loan that money to them at two percent (2%) interest so they can build the infrastructure that is required for the RES Polyflow site. The Town of Ashley said that they anticipate repaying ninety percent (90%) of the loan from the TIF District fairly quickly.

James Crowl asked if the Commission Board was getting held up because RES Polyflow wants to know immediately if the County is not going to loan the Town of Ashley the funds. Lynne Liechty said that the Town of Ashley does not have the money for the infrastructure needed. James Crowl said if the TIF District was paying off the loan it could take years to payback. Commissioner Crowl also asked if the Town of Ashley would need the entire \$1.5 Million since they already have \$600,000.00. Lynne Liechty said that the Town of Ashley would need the entire \$1.5 Million and James Crowl responded that the Commission Board has no figures from the Town of Ashley regarding the infrastructure. Lynne Liechty said that the estimates came in at approximately \$2.4 or \$2.9 Million for the infrastructure. James Crowl asked where Mr. Klink stands on this since he's selling the ground and asked if he was footing part of the bill for the sewer and water.

James Crowl said that he is not comfortable saying that the Commission Board would loan the money to the Town of Ashley for the infrastructure. Lynne Liechty said that nothing can be done until the money is paid back by RES Polyflow anyway. Ronald Smith said that the Town of Ashley is saying that they cannot do the project unless the money is made available to them. James Crowl again said that he feels that the Commission Board is being held up. Ronald Smith said that the Commissioners can't make the promise to loan the money without the County Council's approval.

James Crowl said that someone has to go to County Council. Ronald Smith said that RES Polyflow and the Town of Ashley should be at the next County Council Meeting. Lynne Liechty said that she would coordinate that and she would attend the meeting as well. Ronald Smith recommended researching what the TIF District will generate in terms of ability to repay the loan because 'fairly quick' is not adequate. Ronald Smith requested that Donald Stuckey be informed and express the Commission Board's hesitancy regarding the agreement.

Lynne Liechty stated that Region 3a was very impressed with the project and at one point she thought they were going to become involved with helping finance part of this, so she will check into that again.

Donald Stuckey also submitted a Trip Driver Agreement to be used by the JDAI Program and Cahoots Coffee Café for review and approval. Lynne Liechty made a motion to approve the Agreement. James Crowl seconded that motion and the motion carried with three (3) ayes.

The Commissioners received the following correspondence: Matt Meersman re: SJRB Meeting Reminder; Janel Meyer re: Steuben SWCD 2017 Annual Report; Vivian Likes re: Angola, Indiana Hometown Collaboration Community Forum March 15th; Janel Meyer re: Approved Board Meeting Minutes; IACC re: Legislative Update Week 6; NICC re: Advisory Board Meetings; Janel Meyer re: Board Meeting – Preliminary Agenda.

	STEUBEN COUNTY BOARD OF COMMISSIONERS
	Ronald L. Smith, President, South District
	James A. Crowl, Vice President, Middle District
Attest:	Lynne Liechty, North District
Kim Meyers, Steuben County Auditor	