

APRIL 6, 2015

REGULAR SESSION

The LaGrange County Commissioners met in Regular Session on Monday, April 6, 2015, in their meeting room, County Office Building, 114 W. Michigan Street, LaGrange, Indiana, 46761, at 8:30 a.m., with the following present: Commissioners, John A. (Jac) Price, Larry Miller, Terry Martin; and LaGrange County Auditor, Kay M. Myers. President John (Jac) Price, called the meeting to order and led those present in saying the Pledge of Allegiance to the Flag. Mr. Larry Miller made a motion to adopt the proposed agenda with flexibility. Mr. Terry Martin seconded the motion and it carried unanimously.

COMMON CONSTRUCTION WAGE COMMITTEE

Mr. Kurt Bachman, County Attorney, informed the Commissioners the Town of Topeka would like Commissioners to appoint Harold Gingerich to the common construction wage committee. Mr. Larry Miller made a motion to appoint Harold Gingerich. Mr. Terry Martin seconded the motion and it carried unanimously.

COUNTY ROAD 200 N MEETING

Mr. Jeff Brill, Highway Superintendent, informed the Commissioners they have a date set for April 15 at E&S Wood Creations located at 2030 N 450 W, LaGrange at 6:00 p.m. to discuss the right of way for the public who have property along the project. Mr. Larry Miller made a motion to set a joint meeting on April 15 at 6pm at E&S Wood Creations. Mr. Terry Martin seconded the motion; which carried.

EMPLOYEE CLAIM

Mr. Kurt Bachman, County Attorney, request Commissioners work with an employee on a claim in the amount of \$1477.84. Mr. Larry Miller made a motion to compromise the claim in amount of \$1,477.84 and authorize president to sign any documents necessary to effectuate it. Mr. Terry Martin seconded the motion and it carried unanimously.

HOWE FIRE TRUCK

Mr. Kurt Bachman, County Attorney, informed the Commissioners Midwest Fire has signed the contracts. Lima Township has agreed to pay the additional 4,000.00 requested by Midwest Fire. Mr. Terry Martin made a motion to approve the contract. Mr. Larry Miller seconded the motion and it carried unanimously.

SHERIFF DEPARTMENT COMPUTER PURCHASE

Mr. Bob Murphy, Information Technology Director, informed the Commissioners the total cost to replace the consoles at dispatch center is \$145,717.60. Mr. Murphy stated they did not open the project up to bids because the equipment is propriety and there would be additional cost for further equipment purchases. Mr. Murphy also stated with the other system available there would be a loss of functionality from the current system. Mr. Murphy informed the Commissioners there is only one source for this piece of equipment, the only Motorola dealer for our region is ERS. Mr. Gary Stover, ERS confirmed that ERS is the only source provider for this type of equipment. Mr. Kurt Bachman, County Attorney, presented the following resolution for consideration:

RESOLUTION 2015-04-06

A RESOLUTION CONCERNING THE SPECIAL PURCHASE OF
CONSOLES FOR THE SHERIFF DEPARTMENT FOR
LAGRANGE COUNTY, INDIANA

WHEREAS, the Board of Commissioners of the County of LaGrange, Indiana (the "Commissioners") have been advised by the County Director of Information Technology Services that a need exists to upgrade certain computer hardware referred to as consoles in order to support the dispatching operations of the Sheriff Department for LaGrange County, Indiana;

WHEREAS, the Commissioners have further been advised by the County Director of Information Technology Services that the consoles are unique in that there is only a specific type of console that is compatible with the backroom radios maintained and used by the Sheriff Department of LaGrange County, Indiana;

WHEREAS, the Commissioners find that the backroom radios and other supporting hardware are in good working order and do not need replaced at this time;

WHEREAS, the Commissioners find that only a single model of the consoles are compatible with the backroom radios and other supporting hardware;

WHEREAS, the Commissioners further make the following findings of fact concerning the replacement of consoles:

- A. The backroom radios and supporting hardware and equipment are only compatible with Motorola products;
- B. That replacement of the consoles with consoles that are not compatible with the backroom radios and supporting hardware and equipment will result in the Commissioners making additional purchases of new backroom radios and new supporting hardware and equipment which will increase the expense to the County in an amount in excess of Twenty Thousand and 00/100 Dollars (\$20,000.00);

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- C. That only a single source carries and sells the consoles that are compatible with the existing backroom radios and other supporting hardware equipment can be replaced at a cost to the County in the amount of One Hundred Forty-Five Thousand Seven Hundred Seventeen and 60/100 Dollars (\$145,717.60);
- D. That using a single source to purchase the consoles is reasonable in light of the compatibility issues with the existing backroom radios and supporting hardware and equipment; and purchasing the consoles from a single source will be less expensive to the County;
- E. That the compatibility of the consoles with the existing backroom radios and supporting hardware and equipment is a substantial consideration of the Commissioners in purchasing the consoles necessary for the Sheriff Department of LaGrange County, Indiana.

WHEREAS, Indiana Code § 5-22-10-8 permits the Commissioners to “make a special purchase when: (1) the compatibility of the equipment, accessories, or replacement parts is a substantial consideration in the purchase; and (2) only one (1) source meets the using agency’s reasonable requirements.”

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

SECTION I

Regarding the proposed purchase of the consoles for the Sheriff Department of LaGrange County, the Commissioners hereby find that console compatibility with existing backroom radios and supporting hardware and equipment and the cost savings associated with using one source to replace the consoles is advantageous to the County and the Commissioners, as purchasing agent for LaGrange County, Indiana, is permitted to make a special purchase under such circumstances.

SECTION II

No part of this Resolution shall be interpreted to conflict with any local, state or federal laws, and all reasonable efforts should be made to harmonize same. Should any section or part thereof of this Resolution be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Resolution as a whole, or any other portion thereof other than that portion so declared to be invalid, and for this purpose the provisions of this Resolution are hereby declared to be severable.

Mr. Terry Martin made a motion to approve the Resolution. Mr. Larry Miller seconded the motion and it carried unanimously. Mr. Terry Martin made a motion to waive the requirement for second reading. Mr. Larry Miller seconded the motion and it carried unanimously. Mr. Larry Miller made a motion to award the contract to ERS for the units. Mr. Terry Martin seconded the motion and it carried unanimously.

PROSECUTOR OFFICE – OUT OF STATE TRAVEL

Mr. Fred Hartz, Deputy Prosecutor, explained Sabrina Lindsley would like to attend a victim’s advocates conference in Dallas, Texas in August, bulk of the cost will come from grant budget. Mr. Terry Martin made a motion to approve the travel. Mr. Larry Miller seconded the motion and it carried unanimously.

200 N

Rex Pranger presented amendment with American Structure point contract to increase the number of the right of way documents from 40 to 44. Mr. Pranger explained the reason for the increase was due to property owners selling and splitting property. Mr. Larry Miller made a motion to approve the change in the agreement and authorize signing. Mr. Terry Martin seconded the motion and it carried unanimously.

HEALTH DEPT PURCHASE

Mrs. Rita Lehner, GIS Director, on behalf of the Health department request permission to purchase a license for the DocuWare client license at cost of \$1223.00, \$675 labor cost for scanning, total cost is \$1,898.00. Mr. Terry Martin made a motion to approve the request. Mr. Larry Miller seconded the motion and it carried unanimously. Bob Murphy on behalf of the Health department informed the Commissioners with the nurses doing remote locations at Topeka and Shipshewana for vaccinations, they would like to purchase portable devices – 2-Yoga tablets, 1 printer for \$1835.00, along with 2 copies of Microsoft office for \$509.78. Mr. Larry Miller made a motion to approve the two purchases. Mr. Terry Martin seconded the motion and it carried unanimously.

FOOD & CLOTHES BASKET

Heather Mills request approval to bring donation boxes in for the Food & Clothes basket that employees can donate items to. Mr. Larry Miller made a motion to authorize. Mr. Terry Martin seconded the motion and it carried unanimously.

COURT HOUSE RENOVATION

Mr. Gary Mast, Maintenance Director, requests approval to repair of the fascia on the Courthouse. Mr. Mast presented quotes from Kennedy Painting for \$14,500.00. Mr. Larry Miller made a motion to approve the painting pending verification of insurance. Mr. Terry Martin seconded the motion and it carried unanimously.

COMMITTEE REPORTS

Mr. Terry Martin reported on the Park Board

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Mr. Larry Miller reported on the plan commission, plat meeting, soil & water.

Mr. Jac Price reported on the Mayor and Commissioners Caucus, and the insurance meeting.

ACCOUNTS PAYABLE VOUCHERS

Mrs. Kay Myers, County Auditor, presented the Accounts Payable Vouchers. Mr. Larry Miller made a motion to approve the vouchers. Mr. Terry Martin seconded the motion and it carried unanimously.

MINUTES

Mr. Larry Miller made a motion to approve the March 16, 2015 regular meeting minutes and the March 30, 2015 executive session minutes. Mr. Terry Martin seconded the motion and it carried unanimously.

MEMORANDUM

Mr. Larry Miller made a motion to approve the memorandum for the April 1, 2015 meeting. Mr. Terry Martin seconded the motion and it carried unanimously.

JANUARY FINANCIAL STATUS

Mrs. Kay Myers, County Auditor, informed the Commissioners the Auditor has reviewed the financial statements for the month ending January 31, 2014 and confirm that the fund balances agree with the County Treasurer's Daily Balance of Cash and Depositories in the amount of \$6885112.00 and investments of \$28,843,984.00. Mr. Larry Miller made a motion to approve. Mr. Terry Martin seconded the motion and it carried unanimously.

SUBDIVISION PLATS

The following subdivision plats were presented for approval:

Fletch Woods

There is one lot in this subdivision, in VanBuren Township, located at the northwest corner of the intersection of CR 1000 W & CR 750 N Shipshewana. Section 17, Township 38N, Range 8E. The owner is Martin, Seneca. Mr. Larry Miller made a motion to approve the plat. Mr. Terry Martin seconded the motion and it carried unanimously.

R&M Concrete Subdivision

There is one lot in this subdivision, in Newbury Township, located at 8730 W 350 N, Shipshewana. Section 03, Township 37N, Range 8E. The owners are Lambright, Calvin & Karen. Mr. Larry Miller made a motion to approve the plat. Mr. Terry Martin seconded the motion and it carried unanimously.

Getaway

There is one lot in this subdivision, in Bloomfield Township, located 2775 N 200 E, LaGrange. Section 09, Township 37N, Range 10E. The owners are Hostetler, Lowell & Carolyn. Mr. Larry Miller made a motion to approve the plat. Mr. Terry Martin seconded the motion and it carried unanimously.

Flycreek

There is one lot in this subdivision, in Bloomfield Township, located at 1505 S 200 E, LaGrange. Section 33, Township 37N, Range 10E. The owners are Bontrager, Ervin & Anna. Mr. Larry Miller made a motion to approve the plat. Mr. Terry Martin seconded the motion and it carried unanimously.

Creekside

There is one lot in this subdivision, in Clay Township, located 0265 S 375 W, LaGrange. Section 28, Township 37N, Range 9E. The owners are Miller, Floyd & Katie. Mr. Larry Miller made a motion to approve the plat. Mr. Terry Martin seconded the motion and it carried unanimously.

Fox Land Subdivision

There is one lot in this subdivision, in Bloomfield Township, located northeast corner of CR 485 E & CR 160 S, LaGrange. Section 35 & 36, Township 37N, Range 10E. The owners are Miller, Glenn & Carolyn. Mr. Larry Miller made a motion to approve the plat. Mr. Terry Martin seconded the motion and it carried unanimously.

East Buck Creek

There is one lot in this subdivision, in Clay Township, located at 3065 N 250 W, LaGrange. Section 03, Township 37N, Range 9E. The owners are Samuel & Wilma Whetstone. Mr. Larry Miller made a motion to approve the plat. Mr. Terry Martin seconded the motion and it carried unanimously.

Hartman's on the Prairie

There is one lot in this subdivision, in Johnson Township, located at 1330 E 350 S, LaGrange. Section 08, Township 36N, Range 10E. The owners are Helmkamp, Alan & Kathleen. Mr. Larry Miller made a motion to approve the plat. Mr. Terry Martin seconded the motion and it carried unanimously.

A & C Miller Subdivision

There are two lots in this subdivision, in Newbury Township, located at the northeast corner of intersection of CR 1150 W & CR 1200 W, Middlebury. Section 30, Township 37N, Range 08E. The owners are Miller, Albert & Carolyn. Mr. Larry Miller made a motion to approve the plat. Mr. Terry Martin seconded the motion and it carried unanimously.

CORRESPONDENCE

LaGrange County Clerk of the Circuit Court – March, 2015 report

LaGrange County Treasurer – March, 2015 report

Mediacom – Letter March 24, 2015

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Indiana Department of Environmental Management – Notice of Approval – Four Woods Laminating, Inc.
087-34476-00036

Indiana Department of Environmental Management – Notice of Approval – ANR Pipeline – LaGrange
Compressor Station 087-35179-00004

Indiana Department of Environmental Management – Notice of Approval – ANR Pipeline – LaGrange
Compressor Station 087-35240-00004

Indiana Department of Environmental Management – Receipt of Air Permit Application–Lake Area Designs LLC
087-35624-00678

State of Indiana Dept of Natural Resources – PL-22664 Paul Schowe

ADJOURNMENT

There being nothing further to come before the Board at this time, Mr. Larry Miller made a motion to adjourn and meet on any subsequent day necessary to carry on the business of the Board. Mr. Terry Martin seconded the motion and it carried unanimously.

John A. Price

Larry N. Miller

Terry A. Martin

ATTEST:

Kay M. Myers
LaGrange County Auditor