

AUGUST 18, 2014

REGULAR SESSION

The LaGrange County Commissioners met in Regular Session on Monday, August 18, 2014, in their meeting room, County Office Building, 114 W. Michigan Street, LaGrange, Indiana, 46761, at 8:30 a.m., with the following present: Commissioners, Garry A. Heller, John A.(Jac) Price, Larry Miller; and LaGrange County Auditor, Kay M. Myers. President John (Jac) Price, called the meeting to order. Mr. Jac Price 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. Garry A. Heller seconded the motion and it carried unanimously.

LIMA TOWNSHIP FIRETRUCK

County Attorney Kurt Bachman informed the Commissioners the Lima Township fire chief is putting the specs together for the bids on the new fire truck

JDAI GRANT – JUVENILE DETENTION ALTERNATIVE GRANT

Attorney Bachman informed the Commissioners they are working thru a few issues and at this time there is no action.

TOBACCO CESSATION GRANT

Attorney Bachman stated the letter to Mr. Johnson was sent. The County has approval from State to separate into two separate contracts. The split would be for Steuben and LaGrange, DeKalb and Noble. Mr. Larry Miller motioned to approve the contracts and authorize the president to sign retroactive to August 1, 2014. Mr. Garry Heller seconded the motion which passed unanimously.

COUNCIL ON AGING GRANT

Ms. Cheri Perkins presented the application for the 2015 grant for consideration, which included the following resolution:

AUTHORIZING RESOLUTION

Resolution authorizing the filing of an application for a grant under Section 5311 of the Federal Transit Act, as amended. WHEREAS, the U.S. Department of Transportation is authorized to make grants to states through the Federal Transit Administration (FTA) to support capital, operation and feasibility study assistance projects for nonurbanized public transportation systems under Section 5311 of the FTA Act of 1964, as amended;

WHEREAS, the Office of Transit, Indianan Department of Transportation (INDOT) has been designated by the Governor to make Section 5311 grants for public transportation projects;

WHEREAS; the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs;

NOW, THEREFORE, BE IT RESOLVED BY **The Board of Commissioners for the County of LaGrange, IN:**

1. That **John “Jac” Price, President, Board of LaGrange County Commissioners** on behalf of the **LaGrange County Commissioners** is authorized to make the necessary assurances and certifications and be empowered to enter into an agreement with INDOT for the provision of rural public transportation services.
2. That **Cheri Perkins, Executive Director of the LaGrange County Council on Aging, Inc.,** is authorized to execute and file an application on behalf of **Board of Commissioners for the County of LaGrange, IN** with the INDOT to aid in the financing of transit assistance projects pursuant to Section 5311 of the Federal Transit Act, as amended.
3. That **Cheri Perkins, Executive Director of the LaGrange County Council on Aging, Inc.,** is authorized to furnish such additional information as INDOT may require in connection with the application.
4. That **Cheri Perkins, Executive Director of the LaGrange County Council on Aging, Inc.,** is authorized to execute grant contract agreements on behalf of **LaGrange County Commissioners.**

Mr. Garry Heller motioned to approve the grant application, the resolution which authorizes the filing of the application and authorize the president and auditor to sign. Mr. Larry Miller seconded the motion which passed unanimously. Mr. Garry Heller motioned to waive second reading. Mr. Larry Miller seconded the motion which passed unanimously.

AMERICAN WITH DISABILITIES TRANSITION

Mr. Bob Murphy presented the transition plan for the ADA for consideration with the following resolution.

COUNTY OF LAGRANGE

RESOLUTION 2014-08-18

A RESOLUTION OF THE COUNTY OF LAGRANGE, INDIANA ADOPTING AN AMERICANS WITH DISABILITIES (ADA) SELF –EVALUATION AND TRANSITION PLAN

Whereas, the Federal Government enacted the Americans with Disabilities Act of 1990 (ADA) to prevent discrimination of the physically and mentally disabled relating to employment and access to public facilities; and

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Whereas, Title II of the ADA requires that municipalities develop and adopt a Self-Evaluation and Transition Plan that documents physical barriers to accessibility, proposed structural modifications to remove those barriers, and a schedule to complete the modifications; and

Whereas, the County of LaGrange, IN adopted a resolution pertaining to ADA Standards for Accessible Design and Guidelines for Pedestrian Facilities in the Public Right-of-Way; and

Whereas, the United States Department of Justice recently modified the ADA Standards for Accessible Design for Pedestrian Facilities in the Public Right-of-Way in 2010 and 2011, respectively; and

Whereas, the County of LaGrange, IN remains committed to the ADA and the elimination of barriers to public facilities; and

Whereas, a Self-Evaluation and Transition Plan has been prepared that reflects current municipality infrastructure and ADA design standards, referred to as the “Americans with Disabilities Act (ADA) Self-Evaluation and Transition Plan”; and

Whereas, a public hearing was held on September 3, 2013, allowing for public comment regarding the Self-Evaluation and Transition Plan; and

Whereas, the County of LaGrange, IN now desires to adopt said Self-Evaluation and Transition Plan.

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

The Board of Commissioners of the County of LaGrange hereby approves and adopts the Americans with Disabilities Act (ADA) Self-Evaluation and Transition Plan attached hereto as Exhibit “A”, and incorporated herein by reference, as prepared by First Group Engineering, Inc.

Mr. Larry Miller motioned to approve the resolution. Mr. Garry Heller seconded the motion which passed unanimously. Mr. Larry Miller motioned to waive second reading. Mr. Garry Heller seconded the motion which passed unanimously.

Mr. Murphy presented the LaGrange County 7 Year Strategic Plan for consideration. Mr. Murphy explained the breakdown of the plan. Mr. Larry Miller motioned to approve the 7 Year Strategic Plan. Mr. Garry Heller seconded the motion which passed unanimously.

HIGHWAY

Mr. Jeff Brill requests authority to proceed with removing the fuel tanks that are no longer used at the highway dept. The removal cost is estimated at \$28,000.00. Mr. Price inquired if the site would be qualified for the brown field grant thru Region 3A. Mr. Garry Heller motioned to approve Mr. Brill to move forward with the removal of the tanks. Mr. Larry Miller seconded the motion which passed unanimously.

ASSESSOR

Ms. Pat Monroe presented request to purchase 4 additional monitors at a cost of 149.49 each from Office Depot. Mr. Garry Heller motioned to approve the purchase of 4 monitors; Mr. Larry Miller seconded the motion which passed unanimously.

SOIL & WATER

Mr. Martin Franke, Soil & Water Director informed the Commissioners the USDA contacted him to access property south of Oliver lake to investigate a possible beaver dam and request authority to traverse county property to access the site in question. Mr. Franke informed the Commissioners they are in the process of finishing the Fawn River water shed management plan. Mr. Franke requests the Commissioners provide a letter of general support to the project. Mr. Garry Heller motioned to approve the letter and authorize the president to sign. Mr. Larry Miller seconded the motion which passed unanimously.

LAGRANGE COUNTY PROMISE

Mr. Jac Price informed the Commissioners the LaGrange Co. has been asked to participate in a 529 saving account. Participants will be able to access the funds if they go on to higher education after graduating. Mr. Price suggested using \$21,000 from the major moves interest funds. Mr. Garry Heller motioned to give a positive recommendation to support the project. Mr. Larry Miller seconded the motion which passed unanimously.

COPY MACHINE REPLACEMENT

Mr. Bob Murphy requests to purchase three new copiers at \$2,251.00, for the highway, assessor and park departments. Mr. Garry Heller motioned to approve the purchase of three copiers. Mr. Larry Miller seconded the motion which passed unanimously.

COMMITTEE REPORTS

Mr. Garry Heller reported on the Solid Waste District

Mr. Larry Miller reported on the plat meeting.

Mr. Jac Price reported on the Community Foundation meeting.

ACCOUNTS PAYABLE VOUCHERS

Mrs. Kay M. Myers, County Auditor, presented the Accounts Payable Vouchers. Mr. Larry Miller motioned to approve. Mr. Garry Heller seconded the motion which passed. Mr. Jac Price abstained.

MINUTES

Mr. Garry Heller motioned to approve the July 18th executive minutes and the August 4th regular session minutes. Mr. Larry Miller seconded the motion which passed unanimously.

MEMORANDUM

Mr. Larry Miller motioned to approve the memorandum for the August 13 meeting. Mr. Garry Heller seconded the motion which passed unanimously.

DECLARATION OF THE COUNTY TAX RATE

Ms. Kay Myers, Auditor presented the declaration of county tax rate. Mr. Garry Heller motioned to approve. Mr. Larry Miller seconded the motion which passed unanimously.

BLIND PURCHASE

Mr. Garry Heller motioned to pay the blinds for the conference room out of river boat. Mr. Larry Miller seconded the motion which passed unanimously.

JULY FINANCIAL STATUS

Auditor Kay Myers informed the Commissioners the Auditor has reviewed the financial statements for the month ending July 31, 2014 and confirm that the fund balances agree with the County Treasurer's Daily Balance of Cash and Depositories in the amount of \$11,074,019.47. Mr. Garry Heller motioned to approve. Mr. Larry Miller seconded the motion which passed unanimously.

SUBDIVISION PLATS

The following subdivision plats were presented for approval:

AMZIE LEHMAN SUBDIVISION

There is one lot in this subdivision, in Clay Township, located at 1310 N 250 W, LaGrange. Section 15, Township 37N, Range 9E. The owners are Amzie & Freeda Lehman. Mr. Larry Miller made a motion to approve the plat. Mr. Garry Heller seconded the motion and it carried unanimously.

Byers Addition to Emma Lake

There is one lot in this subdivision, in Eden Township, located north of 2595 S 625 W, Topeka. Section 01, Township 36N, Range 8E. The owners are Darrell & Janet Byers. Mr. Larry Miller made a motion to approve the plat. Mr. Garry Heller seconded the motion and it carried unanimously.

Rock Run Estates

There is one lot in this subdivision, in Clearspring Township, located 3650 W 600 S, Topeka. Section 28, Township 36N, Range 9E. The owners are Miller, Glenn & Carolyn. Mr. Larry Miller made a motion to approve the plat. Mr. Garry Heller seconded the motion and it carried unanimously.

LAMBRIGHT PROPERTY - EAST BARN

Mr. Miller stated there are two individuals that are interested in taking the east barn on the Lambright property, Mr. miller suggest advertising the specs for the project and accepting bids.

CORRESPONDENCE

LaGrange County Clerk of the Circuit Court – July, 2014 report

LaGrange County Treasurer – July, 2014 report

Mediacom - July 31, 2014 letter

LaGrange County Weights and Measures –July 15 – August 15, 2014 report

US Army Corps of Engineers – Joint Public Notice – Liberty Mine, LLC – to remove subsurface coal.

US Army Corps of Engineers – Joint Public Notice – Duke Energy – materials for landfill facility.

US Army Corps of Engineers – Public Notice – United Minerals Co., LLC. – to remove subsurface coal.

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. Garry Heller seconded the motion and it carried unanimously.

ATTEST:

John A. Price

Larry N. Miller

Kay M. Myers
LaGrange County Auditor

Garry A. Heller