

**AUGUST 3, 2015**

**REGULAR SESSION**

The LaGrange County Commissioners met in Regular Session on Monday, August 3, 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.

**COMMUNITY CORRECTION**

Mr. Brett Hays Community Correction Director informed the Commissioners there has been an additional 5 million dollars set aside this year that both LaGrange and Steuben County Community Corrections can apply for. The applications have to be too the State by September 12. Mr. Hays stated the following year an additional 20 million will be available. Mr. Hays outlined a few changes to the inter-local agreement that will need to be made and request approval to work with County Attorney. Mr. Terry Martin motioned to develop a contract to allow community corrections and work release to work together and modify the inter-local agreement. Mr. Larry Miller seconded the motion which passed unanimously.

**200 N PROJECT**

County Attorney Kurt Bachman informed the Commissioners they have 10 deeds ready for the Surveyor's office to begin the process of making offers to the property owners. The Surveyor will need authority to go thru the process on behalf of the Commissioners. Mr. Larry Miller motioned to authorize Mr. Pranger to begin acquiring the signature on the offers on the 200 N project. Mr. Terry Martin seconded the motion which passed unanimously. Surveyor Rex Pranger presented an updated land acquisition and fence list. Mr. Larry Miller stated the estimated cost of the project from Structure Point is \$2,372,010.98.

**SPEED LIMIT**

There were several locations discussed for speed limit changes that were discussed, the Commissioners decided to wait till 8/17.

**HIGHWAY EMPLOYMENT**

Ms. LuAnn McConnehey, HR informed the Commissioner her plan for placing the employment ad. Mr. Larry Miller stated the needs of the position is to have a person Engineer / and manage the office. Mr. Terry Martin motioned to advertise position. Mr. Larry Miller seconded the motion which passed unanimously.

**UNDERGROUND STORAGE TANKS**

Attorney Bachman informed Commissioners the trust agreement is ready for approval and funding. \$35,000.00 will need to be allocated. Mr. Larry Miller motioned to approve the trust agreement and authorize to sign. Mr. Terry Martin seconded the motion which passed unanimously. Mr. Larry Miller motioned subject to funding and trust is signed, authorization of the IDEM documents. Mr. Terry Martin seconded the motion which passed unanimously.

**HONOR GUARD FUND**

Sheriff Campos request creation of a fund for the money's received for the honor guard. Mr. Terry Martin motioned to authorize Auditor Myers to establish fund. Mr. Larry Miller seconded the motion which passed unanimously. Sheriff Campos request authority to hold two fund raisers for the honor guard. Mr. Terry Martin motioned to authorize honor guard to hold fund raisers. Mr. Larry Miller seconded the motion which passed unanimously.

**INMATE PHONE SERVICE**

Sheriff Campos request authority to work with Attorney Bachman on contract with Securise on the phone service for the inmates to use.

**COMMITTEE REPORTS**

Mr. Terry Martin reported on the Park Board meeting  
Mr. Larry Miller reported on the Drug Free, plat meeting, EDC meetings  
Mr. Jac Price reported on the Mayor and Commissioners Caucus.

**ACCOUNTS PAYABLE VOUCHERS**

Mrs. Kay M. Myers, County Auditor, presented the Accounts Payable Vouchers. Mr. Larry Miller motioned to approve. Mr. Terry Martin seconded the motion which passed.

**MINITUES**

Mr. Larry Miller made a motion to approve the July 20<sup>th</sup> regular meeting minutes. Mr. Terry Martin seconded the motion which passed unanimously.

**MEMORANDUM**

Mr. Larry Miller motioned to approve the memorandum for the July 30 meeting. Mr. Terry Martin seconded the motion which passed unanimously.

**AUGUST 3, 2015**

**REGULAR SESSION**

**BUILDING COMMITTEE**

Mr. Bob Shanahan presented a letter of engagement with Anchor Construction for the needs assessment study for the possible new building. Mr. Larry Miller motioned to authorize the study. Mr. Terry Martin seconded the motion which passed unanimously.

**REZONE**

Mr. Bob Shanahan presented the following amendments to the zoning ordinance for consideration:

**AMENDMENT NO. 2015-08-03A  
TO  
THE ZONING ORDINANCE**

AN ORDINANCE AMENDING THE ZONING ORDINANCE PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF LAGRANGE COUNTY, INDIANA ON THE 17<sup>TH</sup> DAY OF NOVEMBER, 2005, AS AMENDED, FOR THE PURPOSE OF CHANGING THE ZONING CLASSIFICATION AND USES PERMITTED ON REAL ESTATE DESCRIBED IN THIS ORDINANCE FROM AN B-3 DISTRICT TO AN A-1 DISTRICT.

BE IT ORDAINED by the LaGrange County Commissioners, LaGrange, Indiana, that the Zoning Ordinance passed and adopted by the Board of Commissioners of LaGrange County, Indiana, on the 17<sup>th</sup> day of November, 2005, as amended, be hereby and further amended as follows:

1. That the zoning map for the following described real estate located at 6865 South State Road 5, Topeka, IN, more fully described below hereto, be rezoned and changed from a B-3 District to an A-1 District.

**LEGAL DESCRIPTION**

LAND DESCRIPTION :

PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 26, TOWNSHIP 36 NORTH, RANGE 8 EAST, LAGRANGE COUNTY, INDIANA, MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SECTION LINE 1314.10' SOUTH OF THE WESTQUARTER CORNER OF SAID SECTION 26; THENCE NORTH 89° 41 MINUTES 30 SECONDS EAST, 663.00'; THENCE SOUTH 657.05'; THENCE SOUTH 89° 41 MINUTES 30 SECONDS WEST 663.00'; THENCE NORTH ON THE SECTION LINE 657.05' TO THE PLACE OF BEGINNING

Following a public hearing, the LaGrange County Plan Commission, on July 27, 2015, after having considered the criteria set forth in IC § 36-7-4-603, gave a positive recommendation to this rezoning request.

Mr. Larry Miller motioned to pass the amendment to the zoning ordinance. Mr. Terry Martin seconded the motion which passed unanimously.

**AMENDMENT NO. 2015-08-03B  
TO  
THE ZONING ORDINANCE**

AN ORDINANCE AMENDING THE ZONING ORDINANCE PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF LAGRANGE COUNTY, INDIANA ON THE 17<sup>TH</sup> DAY OF NOVEMBER, 2005, AS AMENDED, FOR THE PURPOSE OF CHANGING THE ZONING CLASSIFICATION AND USES PERMITTED ON REAL ESTATE DESCRIBED IN THIS ORDINANCE FROM AN A-1 DISTRICT TO AN L-1 DISTRICT.

BE IT ORDAINED by the LaGrange County Commissioners, LaGrange, Indiana, that the Zoning Ordinance passed and adopted by the Board of Commissioners of LaGrange County, Indiana, on the 17<sup>th</sup> day of November, 2005, as amended, be hereby and further amended as follows:

1. That the zoning map for the following described real estate located at 7175 EAST 650 SOUTH, WOLCOTTVILLE, IN, more fully described below hereto, be rezoned and changed from a A-1 District to an L-1 District.

**LEGAL DESCRIPTION**

LAND DESCRIPTION :

A PART OF THE WEST HALF OF SECTION 29, TOWNSHIP 36, NORTH RANGE 11 EAST, MILFORD TOWNSHIP, IN LAGRANGE COUNTY, THE STATE OF INDIANA, DESCRIBED AS FOLLOWS:

LOTS 3 AND 4 IN THE PLAT OF FIANDT-COBBS FARMS.

AS RECORDED IN PLAT BOOK 15, PAGE 52 IN THE OFFICE OF THE RECORDER, LAGRANGE, INDIANA, 46761

Following a public hearing, the LaGrange County Plan Commission, on July 27, 2015, after having considered the criteria set forth in IC § 36-7-4-603, gave a positive recommendation to this rezoning request.

Mr. Larry Miller motioned to pass the amendment to the zoning ordinance. Mr. Terry Martin seconded the motion which passed unanimously.

**HEALTH DEPT**

Mr. Alfredo Garcia requests approval to change the vaccine fee for adults. Mr. Garcia stated the change had been approved by the health board at their July meeting.

**RESOLUTION 2015-08-03C**

A RESOLUTION REGARDING THE APPROVAL OF A FEE SCHEDULE FOR SPECIFIC SERVICE AND RECORDS BY THE LAGRANGE COUNTY BOARD OF HEALTH.

WHEREAS; the LaGrange County Board of Health, pursuant to I.C.: 16-20-1-27, may, with the approval of the LaGrange County Commissioners, establish and collect for specific services and records established by local ordinance and state law; as

WHEREAS; the LaGrange County Health Department has submitted to the LaGrange County Commissioners a proposed schedule of fees for specific services and records.

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

**SECTION I**

The fee schedule, attached hereto as Exhibit A and proposed by the LaGrange County Health Department as being the fair, reasonable, and equitable costs of the services provided, is hereby approved in its entirety by the LaGrange County Commissioners.

**SECTION II**

Further, that all said fees charged and collected pursuant to said schedule shall be accounted for by the Health Department and transferred to the Lagrange County Health Fund upon collection.

**SECTION III**

No part of the 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.

COUNTY OF LAGRANGE  
LAGRANGE COUNTY HEALTH DEPARTMENT  
EFFECTIVE DATE SEPTEMBER 1, 2015

**1) Food Service Establishment:**

\$80.00 or \$3.00 per seat whichever is greater, up to a maximum of \$250.00

**2) Temporary Food Service Establishment:**

- A) Establishment Operates 1-3 days \$50.00
- B) Establishment Operates 4-14 days \$75.00

**3) Mobile Units**

\$75.00

**4) Retail Food Stores:**

- A. Up to 3000 square feet of floor space. \$100.00
- B. 3,000-20,000 sq. ft. of floor space \$150.00
- C. Over 20,000 sq. ft. of floor space. \$250.00

**5) Carry-out Establishment**

\$75.00

**6) Bed & Breakfast Establishment**

\$75.00

**7) Locker Plant**

\$50.00

**8) Limited Service**

\$50.00

**9) Not-For Profit Food Services**

\$0.00

**Septic Fees**

- 1) Residential Septic permits \$75.00
- 2) Septic Installer permit \$150.00

**AUGUST 3, 2015**

**REGULAR SESSION**

3) Commercial Plan Review (includes Permit)	\$150.00
4) Commercial Septic Permit	\$150.00
<b><u>Public and Semi-Public Pools</u></b>	\$50.00
<b><u>Birth Certificates</u></b>	\$15.00
*Combination BC – 1 large and 1 wallet size with plastic cover	
<b><u>Paternity Affidavits</u></b>	\$10.00
<b><u>Death Certificates</u></b>	
*First Copy	\$12.00
Additional copies	\$6.00
<b><u>Genealogy Research</u></b> –Non Refundable	\$9.00
<b><u>Adult Immunizations</u></b>	
A. Hep B <b>\$50.00</b> (Per Dose) X 3 =	\$150.00
B. Hep A <b>\$45.00</b> (Per Dose) X 2 =	\$90.00
C. Twinrix <b>\$75.00</b> (Per Dose) X 3 = (Hep A & B)	\$225.00
D. Tdap (Per Dose) =	\$50.00
E. TB test (Per Test) =	\$15.00
F. Td (Per Dose) =	\$35.00
G. Flu Vaccine	\$25.00
<b><u>Meth Lab Cleaned Certificate</u></b>	\$100.00
<b><u>Tattoo &amp; Body Piercing Permit</u></b>	\$100.00

Mr. Terry Martin motioned to approve the changes. Mr. Larry Miller seconded the motion which passed unanimously. Mr. Larry Miller motioned to waive second reading. Mr. Terry Martin seconded the motion which passed unanimously.

**CORRESPONDENCE**

Indiana Dept of Environmental Management – Summary Letter for LaGrange Co. Landfill- July 17, 2015  
Indiana Dept of Environmental Management – Letter for LaGrange Co. Landfill- July 17, 2015  
Indiana Dept of Environmental Management – Inspection Summary Letter for LaGrange Compost Site- July 16, 2015  
Indiana Dept of Environmental Management – CFO/CAFO Application Packet – M&R Acres LLC  
Indiana Historical Society – Letter – July 21, 2015

**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.

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John A. Price

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Larry N. Miller

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Terry A. Martin

ATTEST:

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Kay M. Myers  
LaGrange County Auditor