

**OCTOBER 7, 2019**

**REGULAR SESSION**

The LaGrange County Commissioners met in Regular Session on Monday, October 7, 2019, in their meeting room, County Office Building, 114 W. Michigan Street, LaGrange, Indiana, 46761, at 8:30 a.m., with the following present: Commissioners, Mr. Larry N. Miller, Mr. Terry A. Martin and Mr. Dennis H. Kratz; and LaGrange County Auditor, Kathryn Hopper. Mr. Larry Miller, President, called the meeting to order and led in saying the Pledge of Allegiance to the Flag. Mr. Terry Martin made a motion to adopt the proposed agenda with flexibility. Mr. Dennis Kratz seconded the motion and it carried unanimously.

**ATTENTI US, INC. - AGREEMENT FOR PROFESSIONAL SERVICES**

Mr. Kurt Bachman, County Attorney, presented an agreement for professional services and products between Attenti US, Inc., and the Board of Commissioners for the Sheriff's Work Release program. Mr. Dennis Kratz made a motion to approve the agreement and authorize the president to sign it. Mr. Terry Martin seconded the motion and it carried unanimously.

**LAGRANGE COUNTY HEALTH DEPARTMENT – ATTORNEY CONTRACT**

Mr. Terry Martin presented an agreement between Jeffrey Wible, Attorney, and the LaGrange County Health Department, for legal services for 2020. Mr. Dennis Kratz made a motion to approve the agreement and authorize Mr. Terry Martin to sign it. Mr. Terry Martin seconded the motion and it carried unanimously.

**COUNCIL ON AGING – TRANSPORTATION GRANT**

Mrs. Cheri Perkins, Council on Aging Executive Director, presented the 3<sup>rd</sup> quarter voucher for the transportation grant. Mr. Dennis Kratz made a motion to approve the voucher and authorize the president to sign it. Mr. Terry Martin seconded the motion and it carried unanimously.

**INFORMATION TECHNOLOGY – COUNTY JUSTICE BUILDING PURCHASE REQUEST**

Mr. Bob Murphy, Information Technology Director, presented a quote for card access readers for the Prosecutor's interior doors in the County Justice Building, in the amount of \$5,210.00. Mr. Terry Martin made a motion to accept the quote and to pay it out of the Pretrial Diversion Fund. Mr. Dennis Kratz seconded the motion and it carried unanimously.

**INFORMATION TECHNOLOGY – PAINT AND CARPET QUOTES**

Mr. Bob Murphy, Information Technology Director, presented a quote for painting the offices in the basement of the County Office Building. He asked 3 companies to quote and received one quote from Dennis Redden, in the amount of \$3,275.00. Mr. Terry Martin made a motion to accept the quote for \$3,275.00 and to pay it out of the LIT-Economic Development Fund. Mr. Dennis Kratz seconded the motion and it carried unanimously.

Mr. Murphy presented quotes for carpeting the offices in the basement of the County Office Building. He received three quotes, with the lowest quote from Southwind Flooring Inc., in the amount of \$18,839.72. Mr. Dennis Kratz made a motion to accept the quote for \$18,839.72 and to pay it out of the LIT-Economic Development Fund. Mr. Terry Martin seconded the motion and it carried unanimously.

**PETITION TO VACATE – PLATTED ALLEY/EASEMENT SHADY NOOK ADDITION TO BIG LONG LAKE**

At 9:00 a.m. Mr. Bill Eberhard, Attorney, presented a petition to vacate a platted alley/easement in Shady Nook addition to Big Long Lake, Milford Township, on behalf of Kim A. Flaig and Sherrie R. Flaig and Brandon A. Skinner and Ashley A. Skinner. Mr. Larry Miller opened the public hearing and asked for comments from the public. There being no comments. Mr. Miller closed the public hearing. The following Ordinance was presented for consideration:

COUNTY OF LAGRANGE

**OCTOBER 7, 2019**

**REGULAR SESSION  
ORDINANCE 2019-10-07  
AN ORDINANCE OF THE LAGRANGE COUNTY BOARD OF  
COMMISSIONERS VACATING A PUBLIC WAY**

WHEREAS, Kim A. Flaig and Sherrie R. Flaig, a/k/a Sherrie R. Davis-Flaig, and Brandon A. Skinner and Ashley A. Skinner (“Petitioners”), in person and by counsel, Bill D. Eberhard, having filed a Petition to Vacate Platted Roadway (the “Petition”), requesting that the Board of Commissioners of the County of LaGrange, Indiana vacate all or part of a public way pursuant to Indiana Code 36-7-3-12; and

WHEREAS, the Petitioners own or have an interest in certain real estate which is contiguous to the public way which they propose to have vacated, which public way is located outside the corporate boundaries of any municipality; and

WHEREAS, notice of a public hearing on the Petition has been given by publication and by certified mail as required by law and said public hearing conducted; and

WHEREAS, based upon the facts stated in the Petition, the vacation of the public way would not significantly (i) hinder the growth or orderly development of the unit or neighborhood in which it is located and to which it is contiguous; (ii) make access to the lands of any aggrieved person by means of public way difficult or inconvenient; (iii) hinder the public’s access to a church, school or other public building or place; and (iv) hinder the use of a public way by the neighborhood by which it is located or to which it is contiguous; and

WHEREAS, a public hearing was held October 7, 2019, and the vacation was subsequently approved, subject to finalizing documents.

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

**Section I**

The portion of the public way, more particularly described and depicted as follows:

Real estate in LaGrange County, State of Indiana, more particularly described as follows:

(See Attached Exhibit “A”)

is hereby vacated. A copy of this Ordinance shall be furnished to the LaGrange County Recorder for recording and to the LaGrange County Auditor.

**Section II**

Notwithstanding anything herein to the contrary, this Ordinance shall not be deemed to deprive a public utility of the use of all or part of the vacated property and the public utility which is occupying part of said vacated property for the location and operation of its facilities on the effective date of this Ordinance shall be specifically excepted as to their utility lines and continued use and occupation. This provision is reserved pursuant to IC § 36-7-3-16(b).

**Section III**

This Ordinance shall be effective upon promulgation according to law.

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Mr. Terry Martin made a motion to approve the vacation of the property. Mr. Dennis Kratz seconded the motion and it carried with Mr. Larry Miller opposing. Mr. Terry Martin made a motion to waive the requirement for second reading. Mr. Dennis Kratz seconded the motion and it carried unanimously.

**SURVEYOR - PURCHASES**

Mr. Zach Holsinger, County Surveyor, was present and explained that he would like to purchase a data plan for the GPS unit. One gig costs \$20.00 per month. Mr. Terry Martin made a motion to approve the purchase. Mr. Dennis Kratz seconded the motion and it carried unanimously.

Mr. Holsinger would like to purchase an additional new vehicle for his department out of the 2020 budget. Mr. Dennis Kratz made a motion to give a positive recommendation to the County Council. Mr. Terry Martin seconded the motion and it carried unanimously.

**HIGHWAY – PURCHASE OF TRUCKS**

Mr. Randy VanWagner, Highway Superintendent, has requested to purchase 2 new trucks out of the Local Road and Street budget for 2020. He would like to begin the process now to order the vehicles. Mr. Terry Martin made a motion to send a positive recommendation to the County Council. Mr. Dennis Kratz seconded the motion and it carried unanimously.

**SEPTEMBER 2019 FINANCIAL REPORT**

Mrs. Kathryn Hopper, County Auditor, presented the financial statement for the month ending September 30, 2019, in the amount of \$25,919,599.85 and investments of \$22,047,000.00. Mr. Terry Martin made a motion to accept the report. Mr. Dennis Kratz seconded the motion and it carried unanimously.

**ACCOUNTS PAYABLE VOUCHERS**

Mrs. Kathryn Hopper, County Auditor, presented the Accounts Payable Vouchers. Mr. Terry Martin made a motion to approve the vouchers. Mr. Dennis Kratz seconded the motion and it carried unanimously.

**MINUTES**

Mr. Terry Martin made a motion to approve the minutes of the September 16, 2019 meeting. Mr. Dennis Kratz seconded the motion and it carried unanimously.

**SHERIFF – VEHICLE TRADE IN**

Mr. Jeff Campos, County Sheriff, requested permission to trade in a 2003 Chevrolet Impala towards the purchase of a new vehicle that has been approved. Mr. Terry Martin made a motion to approve the trade in. Mr. Dennis Kratz seconded the motion and it carried unanimously.

**CORRESPONDENCE**

LaGrange County Clerk of the Circuit Court – September 2019 report

LaGrange County Treasurer – September 2019 report

Letter from Bill Landon regarding County Road 700 South, Wolcottville, IN

Notice of Public Hearing – LaGrange County Board of Zoning Appeals - Bernard & Margaret Konger / Kevin Witing

Notice of Public Hearing – LaGrange County Board of Zoning Appeals – Ferman Miller, KC Innovation

Notice of Public Hearing – LaGrange County Board of Zoning Appeals – Rick & Shari Lambright / Ferman Miller-KC Innovation

Indiana Department of Environmental Management – Receipt of Air Permit Application – Forest River Inc., 290 W Dutch Dr., LaGrange, IN, Permit ID Number: 087-41908-00080

Indiana Department of Environmental Management – Receipt of wastewater treatment plant construction permit application

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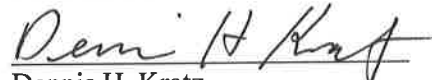
from LaGrange County Regional Utility District  
Indiana Department of Environmental Management – Receipt of Air Permit Application – Clearspring Manufacturing LLC,  
4225 W CR 350 S, Topeka, IN, Permit ID Number: 087-41902-00079  
Indiana Department of Environmental Management – Notice of Approval, Hubbard Feeds, Inc., 135 Main St., Shipshewana,  
IN, Permit ID Number: 087-40968-00698  
Indiana Department of Environmental Management – Notice of Approval, Honeyville Metal Inc., 4200 S 900 W, Topeka, IN,  
Permit ID Number: 087-40968-00698  
US Army Corps of Engineers – Public Notice – to develop a mitigation banking instrument that would operate within the  
State of Indiana, providing wetland mitigation credits, Skelton Township of Warrick County. Indiana.

**ADJOURNMENT**

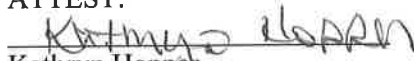
There being nothing further to come before the Board at this time, Mr. Dennis Kratz made a motion to adjourn and meet on any subsequent day necessary to carry on the business of the Board. Mr. Terry Martin seconded the motion and it carried unanimously.

  
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Larry N. Miller

  
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Terry A. Martin

  
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Dennis H. Kratz

ATTEST:

  
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Kathryn Hopper  
LaGrange County Auditor