

JANUARY 21, 2020

REGULAR SESSION

The LaGrange County Commissioners met in Regular Session on Tuesday, January 21, 2020, 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.

NUISANCE ISSUE – GENE NEELY 3445 S 1145 E, LAGRANGE, INDIANA

Mr. Bill Stewart, Code Enforcement Officer, explained that the Gene Neely nuisance issue remains the same and he recommends that the zoning department review the case. Mr. Terry Martin made a motion to impose the fine of \$4,800. Motion dies for lack of a second. Mr. Dennis Kratz made a motion to review the case in 6 months and suspend the fines. Mr. Larry Miller seconded the motion and it carried with Mr. Terry Martin voting no. The issue will be reviewed on July 20, 2020.

CONFLICT OF INTEREST STATEMENT DISCLOSURE STATEMENTS

Mrs. Kathryn Hopper, County Auditor, presented a Uniform Conflict of Interest Disclosure Statements from Jeff Brill and Steve McKowen. Mr. Terry Martin made a motion to accept and authorize the President to sign. Mr. Dennis Kratz seconded the motion and it carried unanimously.

Mrs. Hopper presented a Uniform Conflict of Interest Disclosure Statements from Dennis Kratz. Mr. Terry Martin made a motion to accept and authorize the President to sign. Mr. Larry Miller seconded the motion and it carried with Mr. Dennis Kratz abstaining.

LAGRANGE COUNTY ECONOMIC DEVELOPMENT COMMISSION

Mr. Kurt Bachman, County Attorney, informed the Commissioners that the Town of LaGrange recommends the appointment of Mr. Mark Eagleson to the LaGrange County Economic Development Commission for the term of February 1, 2020 thru February 1, 2024. Mr. Dennis Kratz made a motion to appoint Mark Eagleson. Mr. Terry Martin seconded the motion and it carried unanimously.

ORDINANCE AUTHORIZING ADVANCE PAYMENT WITH PICTOMETRY INTERNATIONAL

Mr. Kurt Bachman, County Attorney, presented the following Ordinance for Consideration:

COUNTY OF LAGRANGE

ORDINANCE NO. 2020-01-21

AN ORDINANCE AUTHORIZING ADVANCE PAYMENT UNDER THE TERMS OF A CONTRACT WITH PICTOMETRY INTERNATIONAL.

WHEREAS, the Board of Commissioners of the County of LaGrange (“Commissioners”) is the purchasing agent on behalf of the LaGrange County, Indiana (“County”);

WHEREAS, the Commissioners entered into a contract with Pictometry International Corp. (“Pictometry”) on November 5, 2019 for aerial imaging services;

WHEREAS, the terms of the contract require partial payment in advance of Pictometry rendering its services;

WHEREAS, Pictometry has submitted a fully itemized invoice dated November 5, 2019 for the purchase of the services;

WHEREAS, pursuant to IC § 36-2-6-4.5, the Commissioners may adopt an ordinance allowing the Auditor to disburse money for the payment of claims in advance of board allowance if the expenses are approved by ordinance;

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WHEREAS, pursuant to IC § 36-2-6-4, a purchase made pursuant to IC § 36-2-6-4.5 is exempt from the timing requirements for the filing of claims;

WHEREAS, a purchase made pursuant to IC § 36-2-6-4.5 is exempt from the requirements of IC 5-11-10 for the issuance of a warrant by the County's Auditor;

WHEREAS, pursuant to IC § 36-2-6-4.5, the Commissioners shall review a claim at its next regular or special meeting following the preapproved payment of the expense.

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

SECTION I

- A. The Commissioners hereby approve the contents and form of the invoice issued by Pictometry International Corp. ("Pictometry") pursuant to a contract entered into between the Commissioners and Pictometry on November 5, 2019 for aerial imaging services. The invoice is attached hereto as Exhibit A and incorporated by reference as if fully set forth in this ordinance.
- B. The Commissioners hereby approve advance payment of the submitted invoice from Pictometry in the amount of Twenty-Two Thousand, Four Hundred Seventy-Nine and 98/100 Dollars (\$22,479.98), which represents 100% of the amount that is owed to Pictometry under the contract at this time.
- C. The Commissioners direct the Auditor to implement an advance payment for the full purchase price pursuant to this ordinance.
- D. The Commissioners authorize its President and the Auditor to sign all papers and to otherwise take all action necessary or helpful to implement the advance payment.
- E. The Commissioners direct the Auditor to keep records of the findings and purchase on file for five (5) years.
- F. The Commissioners shall review and allow the claim at the Commissioners' next regular or special meeting following the actual payment of the expense.

SECTION II

- A. References.
 - 1. Except where a specific version or edition is given, reference to another section of this ordinance or to a law, document, fund, program, department, employee, or public office, shall extend and apply to the same, as may be subsequently amended, elected, appointed, revised, recodified, renamed, renumbered, or relocated from time to time.
 - 2. Reference in this ordinance to a public servant, department, commission, committee, board, or fund, either generally or by title, without reference to another jurisdiction, shall be construed as though it were preceded or followed, as appropriate, by the words "(of) LaGrange County (Indiana)."
 - 3. Should a provision of this ordinance require an act to be done which, by law, an agent or deputy as well may do as the principal, the requirement is satisfied by the performance of the act by an authorized agent or deputy.
- B. Incorporated Materials. Two (2) copies of all materials incorporated herein shall be on file in the office of the Auditor for public inspection.

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- C. Conflicts. No part of this ordinance shall be interpreted to conflict with any local, state, or federal laws, and all reasonable efforts should be made to harmonize same.
- D. Severability. Should any section or part thereof of this ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the ordinance as a whole, or any other portion thereof, and for this purpose the provisions of this ordinance are hereby declared to be severable.
- E. Effective Date. This ordinance shall be effective January 6, 2020.

Mr. Dennis Kratz made a motion to approve the agreement. Mr. Terry Martin seconded the motion and it carried unanimously. Mr. Dennis Kratz made a motion to waive the requirement for second reading. Mr. Terry Martin seconded the motion and it carried unanimously.

BUTLER, FAIRMAN AND SEUFERT – AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES

Mr. Kurt Bachman, County Attorney, presented a General Engineering Services agreement with Butler, Fairman and Seufert, Inc., for professional engineering services. Mr. Terry Martin made a motion to approve the agreement. Mr. Dennis Kratz seconded the motion and it carried unanimously.

PROSECUTOR'S REVOCABLE LICENSE AGREEMENT

Mr. Kurt Bachman, County Attorney, presented a Revocable License Agreement between Travis J. Glick and the Board of Commissioners of the County of LaGrange for the operation of the Infraction Deferral Program on behalf of the Prosecutor's Office. Mr. Terry Martin made a motion to approve the agreement retroactive to January 1, 2020. Mr. Dennis Kratz seconded the motion and it carried unanimously.

ALCOHOL BEVERAGE BOARD APPOINTMENT

Mr. Dennis Kratz made a motion to appoint Richard Miller to the Alcohol Beverage Board. Mr. Terry Martin seconded the motion and it carried unanimously.

PLAT COMMITTEE APPOINTMENT

Mr. Dennis Kratz made a motion to appoint Terry Holsinger to the Plat Committee. Mr. Terry Martin seconded the motion and it carried unanimously.

PROPERTY TAX ASSESSMENT BOARD OF APPEALS APPOINTMENT

Mr. Dennis Kratz made a motion to appoint Jennifer Beechy to the Property Tax Assessment Board of Appeals. Mr. Terry Martin seconded the motion and it carried unanimously.

ANIMAL SHELTER ROOF

Mr. Larry Miller explained that there is condensation in the roof of the Animal shelter. He presented a quote for \$1,887 for the installation of 12' of cellulose insulation in the attic. Mr. Terry Martin made a motion to approve the quote. Mr. Dennis Kratz seconded the motion and it carried unanimously.

MALINOWSKI CONSULTING INC.

Ms. Della Jennings, Prosecutor's Child Support Administrator, presented a proposal for monthly Title IV-D consulting services for the LaGrange County Prosecutor. The monthly services will be \$650 and paid out of the incentive fund. Mr. Terry Martin made a motion to approve the proposal and have the President sign it. Mr. Dennis Kratz seconded the motion and it carried unanimously.

PARK – 2005 FORD EXPLORER

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Mr. Mike Metz, Park Director, was present and requested permission to sell a 2005 Ford Explorer at auction. Mr. Terry Martin made a motion to sell the vehicle. Mr. Dennis Kratz seconded the motion and it carried unanimously.

2020 MATERIAL BIDS

At 9:00 a.m. Mr. Ben Parish, Highway Superintendent, opened the following material bids for 2020:

<u>REQUISITION</u>	<u>COMPANY</u>
Requisition #4 Asphalt & Emulsified Asphalt	Asphalt Materials, Inc. Pierceton Trucking Co., Inc. The Klink Group
Requisition #5 Bituminous Patching Material	API Construction Corp. Brooks Construction Co., Inc. Pulver & Sons Asphalt Materials, Inc.
Requisition #6 Hot Mix Asphalt	API Construction Corp. Brooks Construction Co., Inc. Pulver & Sons
Requisition #7 Limestone	Butler Mill Service Co. Elkhart County Gravel Inc. Irving Materials Inc.
Requisition #7A Sand & Gravel	Irving Sand & Gravel Co., Inc. Butler Mill Service Co. Elkhart County Gravel Inc. Irving Sand & Gravel Co., Inc.
Requisition #8 Pipe (Culvert)	R. Smith & Sons Civilcon Inc. Metal Culverts Inc. St. Regis Culvert Inc.
Requisition #10 Calcium Chloride	Great Lakes Chloride, Inc.
Requisition #26 Hourly Equipment & Labor Rental	Brooks Construction Co., Inc. Irving Sand & Gravel Co., Inc. West Michigan Earthworks Young Family Farms LLP West Michigan Earth Works LLC
Requisition #27C Treated Bridge Timber	American Timber Bridge

Mr. Terry Martin made a motion to take the bids under advisement. Mr. Dennis Kratz seconded the motion and it carried unanimously.

DECEMBER 2019 FINANCIAL REPORT

Mrs. Kathryn Hopper, County Auditor, presented the financial statement for the month ending December 31, 2019, in the amount of \$27,313,366.21 and investments of \$23,347,000.00. 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.

INFORMATION TECHNOLOGY – PRINTERS FOR COMMISSIONERS

Mr. Bob Murphy, Information Technology Director, presented a quote from CDW Government for three HP Color Laser Jet printers for the County Commissioners in the amount of \$318 each. Mr. Terry Martin made a motion to approve the purchase. Mr. Dennis Kratz seconded the motion and it carried unanimously.

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INFORMATION TECHNOLOGY – COMPUTERS AND MONITORS

Mr. Bob Murphy, Information Technology Director, presented three quotes for 65 computers and 145 monitors for the Sheriff, Highway, Health, and Park. The lowest quote is from ITsavvy in the amount of \$62,900. Mr. Terry Martin made a motion to approve the purchase. Mr. Dennis Kratz seconded the motion and it carried unanimously.

GIS DEPARTMENT RESTRUCTURE

Mr. Terry Martin explained the he met with Mr. Bob Murphy, Information Technology Director, and Ms. Deb Naylor last week and discussed combining the Information Technology Department and the GIS Department. Under the restructure, Ms. Naylor would become an hourly employee, and a recommendation was made to grant her one week of vacation time. Mr. Dennis Kratz made a motion to approve the restructure of the GIS Department under the Information Technology Department. Mr. Terry Martin seconded the motion and it carried unanimously.

WELLNESS PROGRAM

Mrs. Jaclyn Medford, Payroll Deputy, discussed a wellness program that would benefit County employees in their physical and mental wellbeing and help to reduce our overall healthcare coverage costs. Participants would receive points for attending information classes and group fitness sessions. Mr. Terry Martin made a motion to approve the wellness program. Mr. Dennis Kratz seconded the motion and it carried unanimously.

MINUTES

Mr. Terry Martin made a motion to approve the minutes of the December 30, 2019 and January 6, 2020 regular meetings. Mr. Dennis Kratz seconded the motion and it carried unanimously.

MEMORANDUM

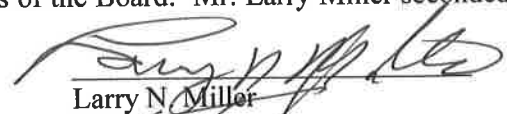
Mr. Terry Martin Dennis Kratz made a motion to approve the memorandum for the January 15, 2020 meeting. Mr. Dennis Kratz seconded the motion and it carried unanimously.

CORRESPONDENCE

Notice of Public Hearing – Charles & Deidra Curry, 6030 S 085 W, Wolcottville, Indiana
LaGrange County Clerk of the Circuit Court – December 2019 report

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. Larry Miller seconded the motion and it carried unanimously.



Larry N. Miller



Terry A. Martin



Dennis H. Kratz

ATTEST:

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KATHRYN HOPPER
Kathryn Hopper
LaGrange County Auditor

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