

Board of Commissioners Meeting

6-24-2019

Present: James Mullins, PhD., Dennis Henderson, Mark Manier

Others Present: Jim Leffler, Stan Jones, Gary Eberhart, Lou Savka, Marc Slayton, Lou Ann Millett, Steve Brown, Chuck Bell, Connie Chatterton, Austin Pearson, Brent Snow

The meeting was opened with prayer by Reverend Gary Eberhart of Kemp United Methodist Church and the Pledge of Allegiance.

Payroll – Katy Kramer

Motion by Commissioner Henderson to approve payroll, check date June 28, 2019, in the amount of \$157,998.02. Second by Commissioner Manier. Motion Carries.

Claims – Katy Kramer

Motion by Commissioner Henderson to approve an early claim to the Sheraton Hotel, in the amount of \$954.00 for Clerk's conference. Second by Commissioner Manier. Motion carries.

Motion by Commissioner Henderson to approve an early claim to the BMV for a Highway Department trailer title, in the amount of \$15.00. Second by Commissioner Manier. Motion carries.

Motion by Commissioner Henderson to approve a special docket, dated June 24, 2019, to Mark Regnier, in the amount of \$1,281.25. Second by Commissioner Manier. Motion carries.

Motion by Commissioner Henderson to approve miscellaneous claims for docket date June 10, 2019, in the amount of \$240,476.31. Second by Commissioner Manier. Motion carries.

Highway- Bret Morris

Superintendent Morris reported that the Highway Department has changed one third of the stone pads to chip and seal. He also reported that the distributor truck is shooting oil at wide open. A new computer is \$24,000. He stated that he is planning to put a new distributor unit on the cab and chassis after this season. He stated that he had to close CR600South between 600E and 700E due to standing water. They will open the tiles under the roadway. He reported that work will commence on the roundabout this week.

County Engineer – Phil Beer

Engineer Beer reported that Quit Claim Deeds from Love's and Scott Campbell to Tipton County had been recorded. He is preparing documents to transfer the area of right of way to the State of Indiana for the roundabout project.

Sheriff - Tony Frawley

Motion by Commissioner Henderson to authorize the Sheriff to purchase a replacement sheriff's vehicle to be paid out of the existing budget, supplemented by funds from the Sheriff's Sale Fund. Second by Commissioner Manier. Motion carries.

Ordinance BOC2019-02 Auditor's Endorsement Fee – Public Hearing

ORDINANCE NUMBER BOC 2019-02

AN ORDINANCE OF THE TIPTON COUNTY BOARD OF COMMISSIONERS AUTHORIZING THE AUDITOR TO CHARGE A REAL PROPERTY ENDORSEMENT FEE

WHEREAS, the Board of Commissioners of Tipton County, Indiana (hereafter “BOC”) believe it is necessary to adopt an ordinance to charge a document endorsement fee for the Tipton County Auditor pursuant to Indiana Code Section 36-2-9-18; and,

WHEREAS, the Tipton County Auditor (“Auditor”) should be authorized to collect a Ten Dollar (\$10.00) fee (“Endorsement Fee”) for each deed or each legal description contained in a deed for which the Auditor is required to endorse; and,

WHEREAS, the definition of a “deed” shall include a signed and notarized document, containing a legal description that transfers real property from one owner to another, in contract, bargain, or fee simple; and,

WHEREAS, the imposition of said Endorsement Fee should become effective on July 1, 2019, and should be in addition to any other transfer fee now being charged by the Auditor; and,

WHEREAS, said Endorsement Fee shall be deposited in the dedicated fund for maintaining plat books; and,

WHEREAS, all other ordinances or parts of ordinances now in effect that are inconsistent with this Ordinance, shall be null and void.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of Tipton County, Indiana, that beginning July 1, 2019, the Auditor shall be authorized to charge a Ten Dollar (\$10.00) Endorsement Fee for each deed or each legal description that the Auditor is required to endorse for the transfer real property.

PASSED AND ADOPTED THIS _____ DAY OF JUNE, 2019.

TIPTON COUNTY BOARD OF
COMMISSIONERS, BY:

Dr. James N. Mullins, PhD., President

Dennis Henderson, Vice President

Mark Manier, Member

Attest:

Gregg A. Townsend, Auditor
Tipton County, Indiana
Prepared by;
Mark R. Regnier #13757-80
Tipton County Attorney
120 S. West Street
Tipton, Indiana 46072
765-675-2211
markregnieratty@gmail.com

I affirm under the penalties of perjury that I have taken reasonable care to redact all social security numbers in this documents unless required by law. Mark R. Regnier
The first reading of the ordinance was made by County Attorney Regnier.

Motion by Commissioner Henderson to open the public hearing for Ordinance BOC2019-02. Second by Commissioner Manier. Motion carries.

There was no public comment

Motion by Commissioner Henderson to close the public hearing for Ordinance BOC2019-02. Second by Commissioner Manier. Motion carries.

Motion by Commissioner Henderson to approve Ordinance BOC2019-02. Second by Commissioner Manier. Motion carries.

CPR Training and Stop the Bleed – Chuck Bell

Motion by Commissioner Henderson to authorize the scheduling of CPR Training and preparation of Stop the Bleed kits. Second by Commissioner Manier. Motion carries.

West Elwood – Drainage Plans – Jason Henderson

Tipton County Surveyor Henderson reported that Elwood had agreed to take West Elwood septic waste, provided surface water is separated so that it would not be sent their way. A proposed project to utilize the Polywog system to receive surface water is estimated to cost \$133,000. This would be a separate EDIT project to track costs.

Motion by Commissioner Henderson to advertise for a public hearing concerning the West Elwood drainage project on July 8, 2019 at 9am. Second by Commissioner Manier. Motion carries.

Sanitary Sewer Project for West Elwood – GRANTUS LLC – Marc Slayton TRIAD – Lou Savka

Lou Savka, of TRIAD Associates, stated that a salary survey would be necessary to prove qualification for a grant. OCRA may be able to provide a \$700,000 grant with financing from the Indiana State Revolving Fund, at 2% interest. He provided copies of an engineering agreement for review by the county attorney. The EIDT Fund would need set aside approximately \$45,000 in a new project to cover expenses such as bond counsel, grant administration, certified mail, engineering.

Marc Slayton, from GRANTUS LLC, stated that they would do the salary survey and have it certified by a statistician to OCRA for a fee of \$7,500.

Brian Shortridge, from the Tipton County Health Department, stated that only 10 days of standing water in West Elwood presents a mosquito problem and sewer water presents another problem.

Surveyor Henderson stated that the proposed sewer project would be a forced main closed system.

Rural Broadband

President Mullins stated that five companies are interested in providing broadband services to Tipton County. He provided copies of infrastructure development zone ordinances from other counties and suggested that Tipton County might want to consider developing an enabling ordinance such as the one passed by Monroe County.

The agenda was amended to include Big Cicero Creek Judicial Review.

Big Cicero Creek Drainage Board – Judicial Review

President Mullins stated that the judge had found that the plaintiffs were without standing, having missed a critical filing deadline. Nevertheless, he issued a ruling on each separate complaint and found against the plaintiffs on every count. Last year, the Drainage Board and Board of Commissioners had joined the suit. He stated that the farmers had decided not to appeal and that the Board of Commissioners will not proceed with an appeal, but will look at other options.

Minutes for June 10, 2019

Motion by Commissioner Henderson to approve the minutes for June 10, 2019. Second by Commissioner Manier. Motion carries.

Public Comment

The Commissioners entertained comments from the public.

Motion by Commissioner Henderson to end public comment. Second by Commissioner Manier.

Motion carries.

Motion by Commissioner Henderson to adjourn. Second by Commissioner Manier. Motion carries.

Approved this 8th day of July, 2019

James Mullins, President

Dennis Henderson, Vice President

Mark Manier, Commissioner

Attest:

Gregg A. Townsend, Tipton County Auditor
Respectfully submitted by Gregg A. Townsend