

BE IT REMEMBERED THE BOARD OF COUNTY COMMISSIONERS met in the Henry County Courthouse Circuit Courtroom, on Wednesday, September 14, 2016, at 6:00 P.M., with the following members present: Ed Yanos, Kim Cronk, Butch Baker, Patricia A. French, Auditor, Scott Hayes and Joel Harvey, County Attorney.

The meeting was opened with the Pledge to the Flag, followed with silent prayer.

A motion was made by Mr. Baker and seconded by Mr. Cronk to approve the minutes from the previous meeting held August 24, 2016. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Baker to approve the payroll as presented. Motion carried 3-0.

A motion was made by Mr. Baker and seconded by Mr. Cronk to approve the claims as presented. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Baker to accept monthly reports presented by: August Henry County Attorney, August Clerk, August Treasurer, Intec/August, Sheriff Maintenance and US Bank Escrow Statement. Motion carried 3-0.

Steve Rust, Surveyor, presented three different County Utility Agreements for approval. The first one was for Vectren Energy to install 2 inch plastic service for the REMC Building, located at 3400 S State Rd 3, New Castle Indiana. The 2nd for Owens Excavating to continue new 12 inch tile under Wilbur Wright, located south of State Rd 38 on Wilbur Wright Road and the 3rd agreement was with Comcast for fiber optic and coaxial cables located at County Rd 825 South at 5381 West County Rd 825 South. A motion was made by Mr. Cronk and seconded by Mr. Baker to approve the County Utility Agreements as presented by Mr. Rust, Surveyor. Motion carried 3-0.

Debbie Walker presented the list of vote centers for the 2016 general election for approval. A motion was made by Mr. Cronk and seconded by Mr. Baker to approve the locations as presented. Motion carried 3-0. Mrs. Walker asked permission to enter into a lease with Pitney Bowes at \$309 per month for 60 months. Mrs. Walker stated the payment was less than her previous contract. A motion was made by Mr. Baker and seconded by Mr. Cronk to approve the lease as presented. Motion carried 3-0.

Joe Copeland, Highway Engineer, informed the Commissioners the County had received a Grade Crossing Grant in the amount of \$31,881.88, for signage & pavement markings at railroad crossings. A motion was made by Mr. Baker and seconded by Mr. Cronk to sign and move forward with the grant. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Baker to grant permission for Mr. Copeland to solicit quotes for installing piling and constructing end bents for a small structure on 450 W with the quotes being due on October 12, 2016. Motion carried 3-0.

A motion was made by Mr. Baker and seconded by Mr. Cronk to approve a new service agreement with Automated Logic for fire alarm maintenance. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Baker to approve bonds for Donna Borrer and Jody French, South Henry School Corporation Treasurers, Amy Milner, South Henry School Corporation Treasurer, Lisa Butler, South Henry School Corporation Deputy Treasurer and Saundra Wright, Spiceland Town Board. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Baker to approve payment to H.J. Umbaugh in the amount of \$1420, for updating balances, preparing a report and attending a meeting. Motion carried 3-0.

A motion was made by Mr. Baker and seconded by Mr. Cronk to approve payment to H.J. Umbaugh in the amount of \$3500 for Continuing Disclosure Services for Food & Beverage Tax Revenue and Refunding Revenue Bonds for 2012 and Food & Beverage Tax Revenue Bonds for 2015. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Baker to approve the Interlocal Agreement & Resolution with Lewisville for Building Inspector Services. Motion carried 3-0.

INTERLOCAL AGREEMENT AS TO
BUILDING INSPECTION AND PERMIT SERVICES

Comes now the Town of Lewisville, Indiana, by the Town Council of said Town, and the Commissioners of Henry County, pursuant to I.C. 36-1-7, and enter into the following Interlocal Agreement regarding the provision of building inspection and permitting services within the incorporated limits of the Town of Lewisville, Indiana.

1. It is agreed upon that the duration of this Agreement should be in perpetuity subject to the termination provisions set forth below.

2. It is the purpose of this Agreement to set forth in written terms the granting of permission from the Town Council of the Town of Lewisville, Indiana, to the Henry County Commissioners or their designated appointee, authority to make inspections, issue permits, and collect fees for said services within the incorporated limits of the Town of Lewisville, Indiana, for the inspection, construction and permitting necessary for any and all construction maintained within said Town. It is also the purpose of this section to indicate the willingness of the Henry County Commissioners

and their designated appointee to perform said services without compensation from the Town of Lewisville, Indiana.

3. The manner of financing, staffing, and supplying of the permitting, inspection, and fee collection services shall be the responsibility of the Henry County Commissioners who may maintain a budget therefore and retain all fees collected for said services pursuant to the Henry County Code.

4. The methods to be employed in accomplishing the inspection, permitting, and fee collection services set forth above are left to the determination of the Henry County Commissioners and their designated appointee.

5. Either party may terminate this Agreement in any calendar year no later than May 31 of said calendar year with said termination to be effective eighteen (18) months thereafter in order to allow each party to adjust their budgets accordingly.

6. It is not anticipated by the parties that there will be any additional legal entity, organization or group required to perform the services of this Agreement nor that either party will acquire, hold, or dispose of real or personal property in connection with the terms of this Agreement.

7. This Agreement shall be administered by and through the Town Council of the Town of Lewisville, Indiana and the Henry County Commissioners and may only be modified by a written agreement executed by both parties.

8. The parties agree that this Agreement shall be forwarded to the Indiana Attorney General for review pursuant to I.C. 36-1-7-4.

A motion was made by Mr. Baker and seconded by Mr. Cronk to approve the application for Enhanced 911 liability insurance presented by the County agent Pfenninger, Claxton & Estelle Insurance Group. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to reject the Indiana Uninsured Motorists Coverage, which was advised by the County Insurance agent, Josh Estelle. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Baker to approve the Nyhart agreement for a full GASB 45 Actuarial service in the amount of \$6500. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Baker to approve a quote and purchase addendum with Spillman Technologies Inc. in the amount of \$17,996 for E-911 Maintenance. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Baker to approve a request for Sonja Conley asking to have 3 roads closed for the Annual Luray Harvest Festival to be held Sunday, October 16 from 12 noon to 5 P.M. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Baker to appoint Sheila Holder to the Greensboro Township Advisory Board. Motion carried 3-0.

Commissioner President, Ed Yanos, stated there was some confusion on exactly what the WECS Committee function was to be and they wanted some direction. Mr. Yanos stated he had heard from several people who were unhappy with what transpired at a previous meeting and said the future of the committee was unclear. All three Commissioners were in agreement the committee's original task was intentionally non-specific. Mr. Baker stated the minutes show it was a very general request to have the committee look at the ordinance and assess it for any changes that may be needed to safeguard the county and the citizens; it was Mr. Baker's understanding they were going to review any and all issues. Randy Jones along with Rosalind Richey, WECS committee members, stated there was some confusion for some members who thought they were just supposed to look at the setbacks on the windmills, not the whole ordinance, so some clarification was needed. Mr. Cronk pointed out the committee is responsible for making recommended changes to the original ordinance, then present to the Planning Commission, who will recommend to the County Commissioners. Mr. Yanos and Mr. Baker agreed and suggested to let the group continue to meet and "let the process work". Lori Norris asked the Commissioners how the decision on the setbacks would affect her rezoning request for her property. Ron Romine asked if the Commissioners had the right to remove someone from the committee. Mr. Yanos stated the Commissioners have the authority to remove someone but was not ready to do that at this time. Susan Huhn also spoke regarding the removal of a committee member.

A motion was made by Mr. Cronk and seconded by Mr. Baker to adjourn the meeting. Motion carried 3-0.

Ed Yanos, President

Kim L. Cronk, Vice President

Butch Baker

ATTESTED BY: _____

Patricia A. French, Henry County Auditor