

FRANKLIN COUNTY COMMISSIONERS MEETING
MEMORANDUM & MINUTES
September 19th, 2011 @ 7:00 PM
COMMISSIONERS/COUNCIL PUBLIC MEETING ROOM 203

Those Present: County Commissioners: Thomas Wilson Tom Linkel Scott McDonough (absent)
County Auditor: Erica Hudson
Commissioners Secretary: Carol Westerman (absent) Kim Robinson

Thomas Wilson opened the meeting with the Pledge of Allegiance.

MINUTES: 9/12/2011- The Commissioners were in consensus to table a motion on the minutes for September 12th due to Thomas Wilson being absent during the meeting and Scott McDonough's absence during this meeting.

PAYROLL- MOTION- Tom Linkel motioned to approve payroll. Thomas Wilson 2nd. AIF, MC.

CLAIM: HEALTH DEPT (CPR)- MOTION- Tom Linkel motioned to approve the claim for \$720 to pay for CPR classes. Thomas Wilson 2nd. AIF, MC.

VETERAN'S REPORT: AUGUST- MOTION- Thomas Wilson motioned to acknowledge the VSO's report for August 2011. Tom Linkel 2nd. AIF, MC.

2011 POLLING LOCATIONS-

Batesville Municipal Election:

Batesville 1 & Batesville 2

Location- Batesville HS Auditorium

1 Bulldog Blvd.

Batesville, IN 47006

Laurel Town Election

Location- Laurel Community Center

218 Clay St

Laurel, IN 47024

MOTION- Tom Linkel motioned to designate the 2011 Polling Locations as listed above. Thomas Wilson 2nd. AIF, MC.

SICK BANK- Erica Hudson (Auditor) explained that many County Employees have voiced their concerns for Section J in Ordinance 2011-20 for the Sick Bank. Employees are not participating due to the language incorporated within the policy stated as follows (Tom Linkel read) "From time to time, it may be necessary for the Board to replenish the number of Sick Leave Bank days, and it shall have the authority to assess members' additional sick day donations. The County shall collect no more than one (1) additional day per year from participants." Tom Linkel commented that it was not the Commissioners intention to be in control of the Employees option or participation, but to allow the Sick Bank to be that of the Employees. Tom Linkel felt that when creating the Sick Bank, the Commissioners would simply oversee the structure of the Bank as the Board. Tom also commented that the Commissioners did utilize similar Sick Bank policies in coordination with the one incorporated for Franklin County. Tom wanted to simplify the examples provided, however to utilize a structured and detailed policy. Thomas Wilson stated that the Sick Bank was not established per situation or to allow Employees to donate as they see fit. Tom Linkel felt that if the Employees wanted Section J removed in order to receive full participation then it was his recommendation to amend the current policy removing Section J. **MOTION-** Tom Linkel motioned to amend Ordinance 2011-20 Sick Bank Policy and remove Section J. Thomas Wilson 2nd. AIF, MC. There were 21 days donated and accepted per the Commissioners from the Jail which include the following:

<u>Name</u>	<u>Days Submitted</u>
Ray Greer	5
Ron Gordon	1
John Stikeleather	5
Mary Grimes	2
John Roberts	4
Doug Baker	1
Don Smith	1
Susan Jones	2

MOTION- Tom Linkel motioned to accept William Monroe's application to utilize the Sick Bank. Thomas Wilson 2nd. AIF, MC. Thomas Wilson explained that the Sick Bank days are setup for a 12 month period with a maximum of 40 days per application; thus another 40 days can be applied for in that 12 month period for a total of 80 days per 12 months.

WORKONE- MOTION- Thomas Wilson motioned to sign the agreement with Work One and Scott McDonough is designated as the Liaison for the Commissioners. Tom Linkel 2nd. AIF, MC.

COUNTY ENGINEERS UPDATES: GEORGE HARTMAN & TED COOLEY-

George Hartman:

#117- Progress is being made however utility relocation has put a 3 week delay on the process; the time frame is still good to move toward completion (2-3 weeks).

BF&S- The Underwater Inspections include #17, #46, #55, #56, and #144; set to begin on Wednesday 9/21/2011.

#146- Replacement in the next few years is recommended. Thomas Wilson commented that an option is to close without the intent to reopen. Ted Cooley commented that this is a safety issue, there is a lack of funding, and this would be approximately a \$1 million dollar project. Ted recommended periodically inspecting and removing debris due to the difficulty securing Federal funds and the fact that those funds are becoming more and more limited. Thomas Wilson commented that this bridge has not been used in years and it is extremely dangerous; he also stated that this is not a high priority based on lack of use and there is no funding to rebuild. Thomas stated that there are at least 20 others in similar condition that are used more often.

#37- This is in a declining condition due to water penetration causing both inner and surface damage. They are going to seek options while also determining the exact condition of the superstructure and substructure.

#103- Went from 12 Ton to 16 Ton and the School called concerned and George is not sure when this occurred or why. Signs have been ordered per Holly Maxie at the Highway Department and it will go from 16 Ton to 12 Ton. The superstructure is sound thus 12 Ton is adequate.

#11- There is openings between the pipes.

#10- They are going to continue seeking Federal funds.

Ted Cooley:

FEMA- Met for Exit Interview and there are 13 projects totaling \$696,000.00 reimbursable at 75%. Please refer to the sheet of updates submitted for more details.

Stipps Hill- Denied per Federal Highway.

Log Jams- Ben Harrison completed the 4 projects per the contract. There are 2 FEMA assisted Log Jam projects that All American has been contracted to complete; \$800 & \$400. Ted is awaiting Dave Gunter to accept the last project which is also assisted per FEMA. Ted stated that there are a few other Log Jams he is considering that are not on FEMA's list. MOTION- Tom Linkel motioned to approve All American; Bridge #18 for \$800 and Bridge #36 for \$400. Thomas Wilson 2nd. AIF, MC. Ted will make contact with property owners.

#106- Log Jam on East side, Thomas Wilson advised Ted to be cautious of the property owners and seek permission. There are quotes from \$500-\$1500 for this project.

Salt Dome- The language has been revised within the Contract per Scott McDonough. MOTION- Tom Linkel motioned to approve and sign the Contract with Joe Flaspohler; Flaspohler Concrete Construction in the amount of \$21,600.00. Thomas Wilson 2nd. AIF, MC. Ted stated that there is enough room to store salt for 1 winter. Plans to begin will be September 30th, 2011 and completion for the first week of December 2011.

52- Ted is considering a drainage study; he is going to discuss this with Joe Gillespie prior to deciding.

Seeley Rd- There is a property owner seeking a driveway/building permit. Ted commented that there is the issue of debris on the County Road and a culvert needs to be established. There are a lot of issues to be resolved; Ted is going to speak with Larry Franzman pertaining to Zoning issues; signage and drainage issues. There are also some discrepancies as to the involvement of the County Highway. Ted also felt that a permit needed to be very clear. Tom Linkel is concerned about safety issues; freezing water from driveways onto County Roads which in turn creates a problem for the Highway Department. Tom Linkel also mentioned that there are State regulations to be considered; trench drains can be considered. Tom Linkel stated that all the laws are meaningless if they are not enforced once they are established. Wayne Monroe commented that these issues are a concern and are extremely dangerous; he also felt that trench drains are an adequate solution to consider.

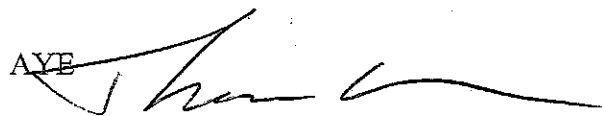
COUNTY ZONING: JOHN WORTH (COUNTY ATTORNEY)- John Worth accompanied by his colleague Grant Reeves discussed the roundtable discussion that took place where Tom Linkel, Scott McDonough, and the 4 Municipalities attorneys were present; 18 amendments were discussed, objections established, and Ordinances suggested. Those Municipal Corporations' include Brookville, Oldenburg, Cedar Grove, and Mt Carmel. Many of the amendments were clerical errors which there were no objections for correction. The remaining amendments are to be included under the Uniform Ordinance of 1966. All Municipalities feel that these standards are relevant and wish for them to continue as defined. The APC had never incurred any enforcement costs for the standards defined per the amendments, thus meet compliance with the standards. The approach recommended for finalization is a joint meeting sometime during the week of September 19th, establish/utilize a Uniform Zoning Ordinance, and to implement compliance per Town as according to the amendments incorporated and defined within. Those attorneys include Melinda Bundy (Cedar Grove), Lowell McMillin (Mt Carmel), Thomas O'Connor (Oldenburg), and Brenda Wilhelm (Brookville). Grant Reeves explained that there are many possible outcomes for which all Municipalities may go their own separate ways; he was optimistic. Grant explained that this all pertains to due process as well as the simplicity or complexity. The Commissioners were in consensus that a Unified Code is preferable. Tom Linkel stated that the Towns want separate Ordinances with the permits, authority, and issues to remain under the County. Thomas Wilson feels that the Towns should pay for extra enforcement. Tom Linkel stated that he was willing to give in to resolve the Zoning Code if that is the last resort. Haroline Ison agreed with Thomas Wilson and felt that the Commissioners should not back down. Thomas Wilson stated that he was upset because involvement was lacking on the Municipalities parts and there was thousands of dollars spent for advertising the special meetings on the Zoning Code and amendments. Tom Linkel added that this has been a 3-year process and time is money spent. Wayne Monroe commented that there are constantly new rules incorporated when the old ones are never enforced as intended.


Comments- Tom Linkel briefly discussed the option of spraying brush in the County with a herbicide called Garlon. This can be done until freezing weather approaches and re-growth is unlikely. Tom Linkel said that the idea is to spray only the top of the brush to kill what is intended. Deer hits should decrease by 50% as a result. John Worth suggested getting permission from property owners prior to starting this type of project to prevent lawsuits. Tom Linkel also stated that this herbicide will not kill grass. Tom Linkel will consider putting a easement permit online and the intention is to spray 8 to 10 miles and then evaluate the results in the Spring. The cost of mowing far exceeds the option of spraying with an herbicide; considering repairs and labor. Erica Hudson (Auditor) requested a moment of silence for the passing of Carol Westerman's father.

ADJOURN- MOTION- Tom Linkel motioned to adjourn. Thomas Wilson 2nd. AIF, MC.


Others Present:	Sara Duffy	Haroline Ison	Wayne Monroe	John Estridge	Lou Linkel
Ted Cooley	George Hartman	Daryl Kramer	John Worth	Grant Reeves	

Note: Those names listed are spelled as correctly as possible due to the legibility on the sign in sheet.

AYE

Thomas Wilson


Tom Linkel

Scott McDonough

ATTEST: 
Erica Hudson, Franklin County Auditor

NAY

Thomas Wilson

Tom Linkel

Scott McDonough