

FRANKLIN COUNTY COMMISSIONERS MEETING

MEMORANDUM & MINUTES

April 23rd, 2012 @ 10:00 AM

COMMISSIONERS/COUNCIL PUBLIC MEETING ROOM 203

Those Present: County Commissioners: Thomas Wilson Tom Linkel Scott McDonough
County Auditor: Erica Hudson
Commissioners Attorney: John Worth
Commissioners Secretary: Carol Westerman

Thomas Wilson opened the meeting with the Pledge of Allegiance.

BIDS: BRIDGE #37 STIPPS HILL:

Ted Cooley discussed the bids as follows which includes Option 1-3 (1 Concrete Block Placement, 2 Concrete Wall, 3 Runaround):

<u>Bidder</u>	<u>Bid Amount per Option</u>
Ballenger Bulldozing	1. \$5,882.00
	2. \$32,019.50
	3. \$4,941.00
All American Construction & Contracting	1. \$10,566.00
	2. \$33,156.50
	3. \$19,959.00
Darren Gunter Excavating	1. \$19,803.00
	2. \$40,652.70
	3. \$19,122.50
Copperhead Excavating	1. \$15,230.50
	2. \$59,184.00
	3. \$11,272.50
Ken Bischoff Excavating	1. \$11,655.00
	2. \$32,688.05
	3. \$14,425.75

George Hartman commented that armoring as well as rerouting the channel should be adequate for this project. The Commissioners were in consensus to select option 1 with safety as priority. **MOTION:** Thomas Wilson motioned to award Ballenger Bulldozing (low bidder) the Stipps Hill Road East Embankment Repair Project for Bridge #37 with Options 1 (\$5,882.00) and 3 (\$4,941.00); total project cost \$10,823.00. Tom Linkel 2nd. Scott McDonough, AIF. MC.

ENGINEER UPDATES: Ted Cooley discussed the topics on the update sheet which include Levee Road (20% County Share Total \$270,000.00; 80% FEMA Assistance Total \$375,000.00), Stipps Hill Road Bridge #37 (preparing demolition package), Stipps Hill Road Embankment Stabilization (Total Project \$390,000.00; 80% Assistance = \$312,000.00 and 20% County Share = \$78,000), and Bridge #136 Little Duck Creek Road and Culvert on Haskamp Road (property owner notification and signs); for more details please refer to the update sheet submitted. George Hartman recommended that the Commissioners reapply for assistance on Bridge #10; this is a priority and the deadline to apply is May 11th (process includes applying, selection, obtaining bids, and hiring a consultant). The Commissioners were in consensus to proceed with Bridge #10. Construction would occur in 2015 with anticipation of 80% assisted and 20% county share to cover the project costs. Brent Roberts (BF&S) would prepare the application in reference to prior submissions. **MOTION:** Tom Linkel motioned to proceed with the application process for Bridge #10. Scott McDonough 2nd. Thomas Wilson, AIF. MC. **MOTION:** Tom Linkel motioned for Thomas Wilson to sign as the LPA for the ERC Certification to proceed with the application for Bridge #10. Scott McDonough 2nd. Thomas Wilson, AIF. MC.

PUBLIC HEARING: FIELDS ROAD: Katherine Humbert was present and expressed her concern for the vacate proposal which the Humbert's own 100 acres in the vicinity of both the Reece's and Field's; for more details refer to the letter with attachments submitted per Aloysius J and Katherine F Humbert. Mrs. Humbert was concerned that this would land lock her property with Mr. Field's. Harold Fields revisited property details and owner history. Harold stated that he has never denied the Humbert's access and referenced page 31 of the abstract. Scott McDonough referenced a 2006 injunction (Judge Kellerman) which defines the Counties ownership discontinues at the Baker easement, therefore the county has no right of way; there was also an appeal in reference. Scott explained that there is no ownership or prescriptive easement which prevents the Commissioners from legally vacating the road. Janet Brandenburg (Daughter of Alma Reece) stated that access is defined according to the deed. Katherine commented that access is not distinct and refers to the old township road which is not specific. Lowell McMillin (Representing Alma Reece) requested the Commissioners consider vacating Alma's portion which wouldn't land lock the Humbert's property. **MOTION:** Thomas Wilson motioned to deny both vacation petitions (Harold Fields and Alma Reece) due to inconsistency and potential unlawful resolution as well as conflict of interest between multiple property owners; this is a civil matter to be determined in the court of law. Scott McDonough 2nd. Tom Linkel, AIF. MC. **MOTION:** Scott McDonough motioned to close the public hearing. Tom Linkel 2nd. Thomas Wilson, AIF. MC.

PERMIT FEE WAIVER: HAYTOWN HILL PENTECOSTAL CHURCH: **MOTION:** Thomas Wilson motioned to waive the \$250.00 fee. Tom Linkel 2nd. Scott McDonough, AIF. MC.

MINUTES: APRIL 9TH & 16TH 2012: **MOTION:** Tom Linkel motioned to approve both sets of minutes. Scott McDonough 2nd. Thomas Wilson, AIF. MC.

TREASURER'S REPORT: MARCH: **MOTION:** Thomas Wilson motioned to acknowledge the Treasurer's report. Tom Linkel 2nd. Scott McDonough, AIF. MC.

CONVENTION, RECREATION, & VISITORS COMMISSION: APPOINTMENT (LODGING REP.): **MOTION:** Scott McDonough motioned to advertise for the Tourism Board Appointment; appointment will be determined on May 7th. Tom Linkel 2nd. Thomas Wilson, AIF. MC.

IN REGION 9 WORKFORCE BOARD: BART BROWN: Bart explained that the agreement is required by the Governor; this will include 1 appointment from the Board of Commissioners (Local Elected Official) which will represent the executive board. There will be a total of 10 elected officials on the executive board with semiannual meetings; refer to the Local Elected Officials Agreement specific to Franklin County. **MOTION:** Thomas Wilson motioned to approve the agreement with Scott McDonough as the LEO Representative on the Executive Board. Scott McDonough 2nd. Tom Linkel, AIF. MC.

METAMORA SEWER: Thomas Wilson stated that 1 of the 2 pumps was inoperable and would cost approximately \$5,000.00 to replace. Thomas suggested an agreement where the county would enter an agreement to purchase the pump and then sell it to Metamora Region Waste District. This

would consist of a local contract to sell on monthly installments. Thomas also explained that Cum Cap would cover the expense. John Worth commented that this would be necessary due to potential public safety issues and recommended that the Commissioners receive a request from the Sewer Board. Grant Reeves commented that the agreement/contract would require the Commissioners, Council, and Sewer Boards approval.

MOTION: Tom Linkel motioned to approve an agreement to purchase an operable pump for Metamora with the intention to utilize a contract to then sell the pump to Metamora. Scott McDonough 2nd. Thomas Wilson, AIF. MC.

COMMENTS: Thomas Wilson announced a special meeting on April 30th at 10 for the purpose to approve payroll.

ADJOURN: MOTION: Tom Linkel motioned to adjourn. Scott McDonough 2nd. Thomas Wilson, AIF. MC.

Others Present:	Alma Reece	Janet Brandenburg	Sara Duffy	George Hartman	Ken Bischoff
Bart Brown	Kathy Humbert	Tim Madden	Roger Johnson	Brent Roberts	Wayne Monroe
Joe Gillespie	Marty Hon	John Palmer			

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

AYE

Thomas Wilson
Thomas Wilson

Tom Linkel
Tom Linkel

Scott M. McDonough
Scott McDonough

NAY

Thomas Wilson
Thomas Wilson

Tom Linkel
Tom Linkel

Scott McDonough
Scott McDonough

ATTEST: Erica Hudson
Erica Hudson, Franklin County Auditor