

**VANDEBURGH COUNTY
BOARD OF COMMISSIONERS
JANUARY 6, 2015**

The Vanderburgh County Board of Commissioners met in session this 6th day of January, 2015 at 5:00 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. I would like to call to order the Vanderburgh County Board of Commissioners meeting for January 6, 2015.

Attendance Roll Call

President Kiefer: I would like to have roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Present.

Madelyn Grayson: President Kiefer?

President Kiefer: Present.

Invocation & Pledge of Allegiance

President Kiefer: Okay, before we get started with the Pledge of Allegiance, I'm going to do a quick invocation, and then I would like to have Bruce lead us in the Pledge. If we could stand for the invocation. Heavenly Father, bless us during these proceedings. Give us guidance so we do Your will and the will of the public. In Your name we pray. Amen.

All: Amen.

(The Pledge of Allegiance was given.)

President Kiefer: Thank you.

Election of Officers for 2015

President Kiefer: The first order of business for 2015 is the election of officers. Is there a motion to appoint the President of the Board of County Commissioners?

Commissioner Melcher: Yes, I would like to move for Joe Kiefer to be the President.

Commissioner Ungethiem: I'll second.

President Kiefer: Okay, thank you, gentlemen. I appreciate your trust and confidence. Could we have a roll call please?

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you. Next I would like to make a motion to appoint Bruce Ungethiem as the Vice President of the Board of County Commissioners. Is there a second?

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Are there any other positions that need to be appointed? Okay. It's not like I've done this a few times, I should know this. Thank you very much.

Treasurer: 2015 Board of Finance

President Kiefer: The first thing is action items. We have the County Treasurer, Susie Kirk is here. Thank you. This is, I guess I could read this, well, it just says Board of Finance, so.

Susie Kirk: What they always have done in the past is you elect me to be the Chairman of the Finance Committee, but if someone else wants to be Chairman.

Commissioner Melcher: No, no, no.

Joe Harrison, Jr.: Well, what's typically done is you have a Chairman or President, and a Secretary, is that correct?

Susie Kirk: The meetings that I have attended since being elected to Treasurer was just you elect the President of the Finance Committee, which consists of the three Commissioners and me.

Joe Harrison, Jr.: Okay. Good enough.

President Kiefer: Okay.

Susie Kirk: But, if you want to elect other people—

Commissioner Melcher: No, no. I'll make a motion to appoint her, Susie.

Commissioner Ungethiem: Second.

President Kiefer: Okay, we have a first and a second. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes. Congratulations, and yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Congratulations, and keep up the good work. I vote yes.

(Motion approved 3-0)

Susie Kirk: Thank you from my heart. Well, I have saved the county like \$50,000, since becoming Treasurer. So, that's pretty good.

President Kiefer: Thank you very much. I appreciate the good work you're doing.

Susie Kirk: And, congratulations.

Commissioner Ungethiem: Thank you.

President Kiefer: Okay, thank you very much, Susie.

<p>First Reading of Vacation Ordinance CO.V-01-15-001: Vacation of PUE's and Rights-of-Way: Orchard Heights Subdivision</p>
--

President Kiefer: First reading of vacation ordinance CO.V-01-15-001. This is a vacation of public utility easements and right-of-ways in Orchard Heights Subdivision on Seib Road. I would like to have a motion to approve, this is only the first reading, to approve first reading of vacation ordinance CO.V-01-15-001.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Okay, is there any questions or discussion? Okay, this is just first reading. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you.

<p>Permission to Advertise Notice of Public Hearing: Vacation of PUE's and R-O-W's in Orchard Heights Subdivision</p>
--

President Kiefer: Next is permission to advertise notice of public hearing for vacation ordinance CO.V-01-15-001, vacation of public utility easements and right-of-ways in Orchard Heights Subdivision on Seib Road. A motion to approve the advertising of public hearing for the Orchard Heights Subdivision vacation request. The public hearing will be set for 5:00 p.m. on January 20, 2015, that's our next County Commissioner meeting. The publication will be scheduled for January 9, 2015. Is there a motion to that effect?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Okay, we have a first and a second. Are there any questions or discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

**2015 GAGE Service Agreement
2015 Legal Services Agreement with Massey Law Offices
2015 Jacob's Village Grant Agreement
CIO: WOW Backup Internet Connection Agreement**

President Kiefer: Next, under contracts, agreements and leases. Under Commissioners, I see we have Debbie Dewey here tonight, the 2015 Growth Alliance for Greater Evansville service agreement. This is a one year agreement, starting on January 1, 2015 and ending December 31, 2015. The county, as we have in the past, will contribute \$150,000 to be paid this time in two installments of \$75,000 each, as opposed to in the past we did it in one installment. GAGE has agreed to provide a summary report and appear at scheduled Commissioner meetings throughout 2015. Debbie, would you like to make some comments?

Debbie Dewey: Yeah, if I could, I would like to provide a brief, some brief highlights from 2014. I appreciate you giving me the time to do that. I will limit it to just the highlights. We are going to issue an annual report before the end of this month, and that will be made available to the Commissioners, as well as to the public and the media. Just to highlight, in 2014 we responded to 280 requests for information or assistance, and we closed projects that will have an annual positive economic impact of \$136 million per year, that will retain 446 existing jobs, and add 575 new jobs. Those new jobs with wage rates from \$15.62 per hour up to \$50 per hour, with an average of \$25.42 per hour. In 2014 we worked over 75 attraction, retention and expansion projects, and we submitted the new shell building at the Vanderburgh Industrial Park on 20 of those projects. A few of the projects we were eliminated early on because the construction had not started on the shell building, but we have a pipeline of a number of active projects, and we are pretty optimistic that we're going to be able to fill that building in 2015. Since re-defining our mission four years ago, we've handled 1,300 requests for assistance, closed projects that are adding 2,100 new jobs and retaining 1,100 existing jobs, with a forecasted, positive economic impact of over \$430 million per year. So, another way to look at that would be over 1,000 percent return on the public funding that we get from the city and county for economic development services. In 2014 we also developed a cold call packaging, package targeting optics and photonics companies. We've begun work on another package to attract food processing companies. We've also initiated research and interviewed some stakeholders to help develop a strategy and targets for biomedical companies and start ups that could align with the research focus for the new medical education and research park. The local entrepreneurial ecosystem continues to grow and develop. In fact, our Tech on Tap series of meet ups now has nearly 400 registered members. We continue to provide one on one mentoring to help new company start ups, and we conduct pitch practice sessions. With grants from Vectren and Fifth Third we were able to provide the Kauffman Fast Track New Ventures program to 13 aspiring entrepreneurs in the county. The Fast Track program is a 30 hour program that includes everything from how to read financial reports, how to develop a pro forma, how to do market analysis, competitive analysis, pricing, distribution strategy, and of those 13 participants in 2014, three were minority, five women, one veteran and one disabled resident. Innovation Pointe is at 99 percent occupancy, and three start up companies graduated from Innovation Pointe in 2014, moving on to bigger spaces. We opened a co-working space in Innovation Pointe in 2014. It already has 22 members, and it's actually outgrowing the current space. It's part of a state-wide network of co-working spaces, so if someone is a member of our co-working space, they can use any of the other co-working spaces in Indiana that are part of the network. We sponsored and

provided mentor services for the third Start Up weekend in Evansville, and we led the last three weeks of USI's Technology Commercialization Academy. This is where we directed students in developing commercialization strategies on ideas from the Naval Surface Warfare Center Crane patents. As a result, we actually have local entrepreneurs who are working on two of the student ideas, and another student group that is working to commercialize a third idea from the Technology Commercialization Academy. We participated with communities from 150 countries in Global Entrepreneur Week, with a number of educational and networking events that we held in our co-working space. We continue to be very active in the I-69 Innovation Corridor Initiative that's being championed by USI. We serve on the executive committee leading a consortium of over 300 regional supporters. We chair the Innovation and Entrepreneur Networks Task Force that is focused on helping provide resources and networking for regional entrepreneurs. We also co-chaired the partnership committee of the Brain Power Task Force that's focused on strategies to develop the workforce that we need today, as well as in the future. We've led the effort to have two new economic target zones designated that will help spur commercial development in blighted or aging areas. And, we again produced the 4th of July fireworks. So, those are the highlights, again, there's a lot more behind that. We would like to thank the Commission for their support, especially Commissioner Melcher for serving on our Board of Directors and being so active with that, and we request your approval for the 2015 contract.

President Kiefer: Thank you, Debbie. Commissioners, any questions or comments? I know, Debbie, you have corresponded with us individually with e-mails and other things. I know that you will probably be meeting with—

Debbie Dewey: Yeah, I hope to meet with Commissioner Ungethiem so that we can kind of go over all of the details behind what we do.

Commissioner Ungethiem: Bring the new guy up to speed.

President Kiefer: Yeah, I appreciate it.

Debbie Dewey: Looking forward to it.

President Kiefer: Is there a motion to approve?

Commissioner Melcher: Well, that's exactly what I was going to say, you two probably need to meet, and you need to go over there and look at that.

Commissioner Ungethiem: Yeah.

Commissioner Melcher: It's already been said. I move for approval.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Debbie Dewey: Thank you very much.

President Kiefer: Thank you. Next on the agenda is the County Attorney legal services agreement for 2015. This is a one year agreement with Joe Harrison, Jr. and the Massey Law Offices, LLC. It runs from January 1, 2015 and ending December 31, 2015. Any discussion? I'm thinking, you know, we're probably looking to change that, aren't we? Just kidding, of course.

Commissioner Ungethiem: I resisted doing that this week when I was reading it.

President Kiefer: So, anyway, I would like to have a motion to approve.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you. Appreciate your work, Joe.

Joe Harrison, Jr.: Thank you very much. I appreciate your confidence in me. I look forward to serving with all three of you this year. It's going to be a lot of fun.

President Kiefer: It's going to be a good year. Thank you very much. Next is Jacob's Village, Inc. grant agreement. This is a one year agreement starting January 1, 2015 and ending December 31, 2015. The county will contribute \$5,000. Jacob's Village has agreed to provide semi-annual summary reports to the Commissioners and appear at a scheduled meeting during 2015 to make a brief presentation on its recent activities. I believe, we had previously passed the \$5,000 award, but this is the agreement that goes with it. Are there any questions?

Commissioner Melcher: This is the first year we've done it. So, it's kind of like a trial.

President Kiefer: Right. Right, and, this money, basically, what happened was, we had a reduction in another contribution to another organization and used part of that reduction, not all of it, but a portion of that reduction to fund this. With that, I would like to ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you. Next, Chief Information Officer, WOW backup internet connection agreement. It's a three year agreement for backup internet connection for the City-County computer network system. The cost is \$455 a month. I see Mark Uhrin is here to answer questions and tell us what we need to know.

Mark Uhrin: This will provide a redundant connection to the internet. More and more of our services are requiring internet access on a regular basis. This will give us the disaster recovery and business continuity capabilities that we currently do not have. We have a single pipe at the moment, and this will give us a redundant pipe so that in the event we do lose our primary connection we would have backup capability.

President Kiefer: Okay. Thank you. Are there any questions for Mark?

Commissioner Ungethiem: Question, what is the primary? Is it also WOW?

Mark Uhrin: No. No, it's AT&T, I believe.

Commissioner Ungethiem: Okay.

Commissioner Melcher: It is AT&T.

Commissioner Ungethiem: The other question I had, it's \$455, and the business service order was \$910, I'm assuming we're splitting that 50-50?

Mark Uhrin: It's a 50-50 split. Yes.

Commissioner Ungethiem: Okay.

President Kiefer: Okay, any further questions? Mark, the only question I had, not related to this, but how's things going with that...I'm trying to think of the name of that new program, software program.

Mark Uhrin: Granicus?

President Kiefer: Granicus, yeah.

Mark Uhrin: We have, I got a notice over my vacation that they have, they completed the site for the boards and commissions. We will be moving forward with the other two, the video streaming initially, and then the citizen contact within the next couple of months.

President Kiefer: Okay.

Mark Uhrin: Then we'll be integrating the boards and commissions into the City-County website.

President Kiefer: Well, I'm looking forward to that, and I'm excited about that. We were talking a little bit about, you know, being able to post things on the internet, you know, for job postings and other things.

Mark Uhrin: Yep.

President Kiefer: Okay, with that, I would like to have a motion to approve the WOW backup internet connection agreement.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Thank you. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you, Mark. Appreciate it.

Mark Uhrin: Thank you, gentlemen.

President Kiefer: Yeah, keep us posted on Granicus, if you don't mind. I would just like...I'm really interested in that being implemented.

Mark Uhrin: We are looking forward to moving very quickly.

President Kiefer: Okay, thank you.

Department Head Reports

President Kiefer: Next is department head reports. Gosh, this is unusual to not have John Stoll here.

Joe Harrison, Jr.: He was here, but he walked out.

President Kiefer: Okay. Maybe we'll come back to that. I see Jacob Murphy is here, but I talked to him earlier and I don't think he has much to say, other than when we talk about the Burdette purchase offer. We'll cycle back around to John, if we need to.

New Business

President Kiefer: Is there any new business?

Old Business

President Kiefer: In that case, let's move down to old business and talk about the Gostley property/Burdette Park purchase offer. This is for the estate of Lula Mae Gostley, located at 6111 Nurrenbern Road. The offer is for a sum of \$107,500. Closing is contemplated to take place on or before March 18, 2015. Bruce, just to update you a little bit on this, this is on the Burdette, practically surrounded by Burdette Park property, and it's contiguous to Burdette Park.

Commissioner Ungethiem: I looked it up. I looked at it on Google, so I know where the property is.

President Kiefer: Yeah, it just makes a lot of sense for Burdette to have that. We do have funds to do this. I believe, Joe, you were saying maybe there's four or five different sources we could pull that from.

Joe Gries: There are budgeted funds in two different Commissioner funds that are available, and then there a couple different funds that are not budgeted that the Commissioners can spend the money from. Using the several different funds, you know, ensures that not one fund is hit, you know, so hard for the whole amount. The money is available when you want to finalize the agreement.

President Kiefer: Okay. Jacob and I talked a little bit before the meeting. I think if we can get this property, he's going to engage the advisory board to come up with some suggestions or recommendations on how the property might be best utilized for Burdette Park.

Commissioner Ungethiem: A couple of questions. I think it's about two acres worth of ground?

President Kiefer: I think so.

Commissioner Ungethiem: 1.94.

President Kiefer: Something like that.

Joe Harrison, Jr.: Yeah, it's close to that. The county had to secure two appraisals, as required by state statute, in order to make this offer. The amount that's being proposed is—

President Kiefer: The average.

Joe Harrison, Jr.: —the average of the two appraisals, \$107,500.

Commissioner Ungethiem: The other question I had, is there going to be any additional funding required?

President Kiefer: I think the house is in pretty good shape right now.

Commissioner Ungethiem: Are we going to leave the house there? Are we going to have to tear it down? What is the plan?

President Kiefer: No, I think that's why we want to engage Jacob to further explore that, and the advisory board, but the house appears to be in pretty decent shape. It's been well kept and well maintained.

Commissioner Ungethiem: So, we could utilize it for some type—

President Kiefer: We could utilize it.

Commissioner Ungethiem: Okay.

President Kiefer: I mean, I think regardless, if we were to have to tear it down, we could, because the property just, where it's located, if it had been across the street, we wouldn't even be talking to them, but because it's located and situated where it is, obviously, we're interested in it.

Commissioner Ungethiem: Right.

President Kiefer: I think, with the Park Manager and advisory board, we're hoping to come up with some good ideas. One idea that was tossed out, you know, could it be used for like a honeymoon suite or something for people out at Burdette Park. We don't know.

Commissioner Ungethiem: Jacob said earlier he was looking for an office area.

President Kiefer: Yeah, and that could be a perfect place, well, you know, you do know that the current Burdette Park offices floods.

Commissioner Melcher: Every time it rains.

President Kiefer: Every time it rains. So, you know, that might be an ideal recommendation as well. So, we're going to let them vet that and come up with some suggestions.

Commissioner Ungethiem: Okay.

President Kiefer: Anything else you want to add, Jacob?

Jacob Murphy: No.

President Kiefer: Okay.

Joe Harrison, Jr.: The one thing that, I don't know if you recall this, but the family came to the Commissioners with really the suggestion would you all be interested in purchasing it, because, I think—

President Kiefer: Yeah, we wouldn't have known about it.

Joe Harrison, Jr.: The decedent, I think, made it known that she would like for the property to be sold to Burdette. I mean, if, to Vanderburgh County, should they be interested.

President Kiefer: Yeah. Well, hopefully, I think the game plan, if we vote and approve this tonight, Joe Harrison will go out and present, you know, you'll get them the offer, and if they accept it and sign it, then you'll handle the closing, along with Bosse Title, or somebody like that.

Joe Harrison, Jr.: Sure.

Commissioner Ungethiem: Okay.

President Kiefer: Commissioner Melcher, any questions?

Commissioner Melcher: No.

President Kiefer: Okay, I would like to have a motion to approve.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: One thing I like about getting this property, at least we control it. We know what's going to be there, because this property might have been sold for something else and they would try to rezone it, you know, and everything. At least we control this property and it is part, we'll have everything on that side of the road.

President Kiefer: Yeah, I think it's a great idea.

Commissioner Ungethiem: Are we going to have to rezone it? Is it zoned correctly now?

President Kiefer: It's zoned correctly now.

Commissioner Melcher: So, I vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: I vote yes.

(Motion approved 3-0)

President Kiefer: Thank you, gentlemen. Appreciate that.

Public Comment

President Kiefer: Is there anybody here that would like to make public comment? I believe, Randy Jones? Randy, please state your name and address for the record.

Randy Jones: My name is Randy Jones. I live on Oak Hill Road. I've been a resident of Evansville for 61 years, as of January, close enough. Anyway, my question is, I guess, the hotel, it's the same thing that I brought up when you all was giving Old National the naming rights to The Centre. How much money are we actually getting off of The Centre every year? Now that they have not fulfilled their part of the \$14 million that they said they were going to on the hotel, my question is, how much are we actually getting for the naming rights for Old National Bank on The Centre? That's the number one question I get on the blog, and there's 50,000 people on the blog, and that's the number one, how much are we actually getting, cash money, for the renaming of The Centre.

President Kiefer: That is currently under discussion with Old National. We are having discussions. I know the Commissioners are probably, have been requested to meet with the President of Old National. So, we haven't resolved that, and I can't give you an answer at this point.

Randy Jones: So, they're getting it for free? All this millions of dollars of advertising, every time you go on the internet, Old National Center, now, formerly The Centre, they're getting all that for free off the taxpayers? Because, they've already got their name on that thing on every internet site, and that's worth millions of advertisement. Not so much the building itself, but every time, you know, Ticketmaster, Old National Bank, Old National Bank, Old National Bank. How did we get to the naming it before we got any money? That's what I haven't figured out yet. I asked that question, Ms. Abell tried to explain it to me that we have all kinds of names on places that nobody paid for, but we're losing money on this Centre. This Centre, what I understand loses thousands of dollars a year, I don't think we want to give away anything off of it. So, that's why I haven't figured out why have they got their name on it before they paid up? I don't do business that way.

President Kiefer: Yeah, I appreciate your comments. Duly noted. That's why we're having discussions with Old National.

Randy Jones: Okay. Thank you.

President Kiefer: Thank you very much. Any other public comment? I would like to take this time, under public comment, to welcome our new Commissioner, Bruce

Ungethiem. Thank you, Bruce, for taking the big leap and getting involved in this. We're looking forward to an exciting 2015. It should be a fairly interesting year with the elections and everything else going on.

Commissioner Ungethiem: I appreciate that. I'm looking forward to it as well. After three or four years of being retired, it's good to have a job that actually has an income.

Commissioner Melcher: Well, that seems to work. You might want to put your hold on or something at 3:00 in the morning. Especially the first time it snows.

Commissioner Ungethiem: Well, yeah.

Commissioner Melcher: I think we all welcome you here. It's time to move forward. The election is over. That's one thing I learned a long time ago. So, we need to move on. It's like you said, and I didn't say, but it's time to put the R's and D's behind us. We need to do what's good for our community. That's what I plan to do and continue to do. So, and I know you will too. So, I think it's great that you're here. I think it's great that we move forward now. The election is over.

Commissioner Ungethiem: Thank you.

President Kiefer: Ditto. So, okay.

Consent Items

President Kiefer: Next is consent items, Madelyn.

Madelyn Grayson: The consent items for the January 6th meeting are as follows; we have approval of prior meetings, we have the Commissioners, December 16, 2014 meeting and the special meeting of December 22, 2014; employment changes for the Commissioners approval, there are two for the Commissioners and three for the County Highway; the County Commissioners have a quit claim deed for 1112 Oakley Street, a certification for the number of Public Safety Answering Points, a request to surplus various office furniture and equipment; the County Assessor has a request to surplus five office chairs; the Area Plan Commission has a transfer request for a Cannon IPF 8000 color plotter to the County Assessor; the County Auditor has the December 2014 A/P vouchers; the County Clerk has the November 2014 monthly report; the County Treasurer has the year-to-date investment report through November 30, 2014 and the November 2014 monthly report; the County Engineer has a department head report; Weights and Measures has the November 16th through December 15, 2014 monthly report; and the County Ozone Officer has the November 2014 monthly report.

President Kiefer: Okay, thank you for reading all of that. Is there a motion to approve the consent items?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Any further discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you very much. Jeff, would you mind ducking out that door and asking John if he's got anything he wants to report? Okay, we were feeling kind of lonely without your normal report.

Commissioner Ungethiem: We just wanted to see your smiling face.

President Kiefer: Okay, with that, if there's nothing else, I would like ask for an adjournment.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The meeting was adjourned at 5:29 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the December 16, 2014 Commission Meeting Minutes.
Approval of the December 22, 2014 Special Commission Meeting Minutes.
Quit Claim Deed: 1112 Oakley Street.
Certification of Number of Public Safety Answering Points: 911 PSAP's.

Employment Changes:

Commissioners (2)	Co. Hwy. (3)	Co. Clerk (1)
Circuit Court (1)	Co. Assessor (1)	Coroner (1)
County Council (2)	Prosecutor (2)	Superior Court (2)

Surplus Request Letters:

Commissioners: Various Office Furniture and Equipment.
Area Plan Commissioner: Canon IPF 800 Plotter to County Assessor.
County Assessor: Five Office Chairs.

County Auditor: December 2014 A/P Vouchers.

County Clerk: November 2014 Monthly Report.

County Treasurer:

Year-to-Date Investment Report: November 30, 2014.
November 2014 Monthly Report.

County Engineer: Department Head Report/Consent Agenda.

Weights & Measures: November 16th-December 15, 2014 Monthly Report.

County Ozone Officer: November 2014 Monthly Report.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Gries	Joe Harrison, Jr.	Kristin Comer
Madelyn Grayson	Susie Kirk	Debbie Dewey
Mark Uhrin	Randy Jones	Jacob Murphy
Others Unidentified	Members of Media	

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Member

(Recorded and transcribed by Madelyn Grayson.)

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS
JANUARY 20, 2015**

The Vanderburgh County Board of Commissioners met in session this 20th day of January, 2015 at 5:02 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. I would like to call to order the Vanderburgh County Board of Commissioners for January 20, 2015. I would like to, well, the meeting is called to order.

Attendance Roll Call

President Kiefer: If you could do the roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Present.

Madelyn Grayson: President Kiefer?

President Kiefer: Here.

Pledge of Allegiance and Invocation

President Kiefer: What I would like to do is ask Commissioner Melcher to lead us in the Pledge, and then I would like to ask Commissioner Ungethiem to lead us in the invocation.

(The Pledge of Allegiance was given.)

Commissioner Ungethiem: Heavenly Father, we thank You for the many blessings and freedoms that we enjoy in this country and the opportunity to gather here today. We ask that You would guide and direct us during this meeting and the rest of the month, so that we may accomplish the goals and objectives of the people of Vanderburgh County. In Your Name we pray. Amen.

All: Amen.

President Kiefer: Thank you, Commissioners. Appreciate that.

Permission to Open Bids: OCH 3rd Floor Corridor Restoration

President Kiefer: Next, I would like to ask for permission to open bids of the Old Courthouse third floor corridor restoration.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Melcher: All in favor say aye.

All Commissioners: Aye.

President Melcher: Opposed? None.

(Motion approved 3-0)

President Kiefer: Joe, if you want to open those up, and then we'll come back to that.

Grow Southwest Indiana Workforce Update

President Kiefer: Next, under action items, we have Grow Southwest Indiana Workforce update. I see, is Jim Heck here?

Commissioner Melcher: I don't see him.

President Kiefer: Or Angie Shepherd? Nobody from Grow? Okay, well, we'll just put that off until the next meeting then—

Commissioner Melcher: Unless they show up.

President Kiefer: —or if they show up later, but, if they don't show up, maybe, Kristin, we can send them a notice or something.

2015 Property & Casualty Insurance Agent of Record

President Kiefer: Next is the Commissioners insurance of agent record. I believe we have somebody here from Torian, Hofmann, Dillow and Flittner to make a presentation, Greg Hofmann and Bob Dillow. Gentlemen, we've been working with you for the past few weeks, a month and I think you have some good news to report.

Bob Dillow: Yes, we do. Thank you, Commissioners, for allowing us to attend to make our presentation. I gave each one of you a summary of our report. This year we are actually making a recommendation to change insurance brokers. Currently you are insured with a brokerage firm called Princeton. We were able to obtain from BRIT, which is a Lloyd's of London Company, a significantly better program in both coverage and cost. In doing this we also increased the value of the buildings by four percent over last year, due to the cost of construction. So, the new total combined value of property coverages insured by the county is \$220,742,981. Now, the expiring premium, under the Princeton all lines aggregate program, is \$1,109,569. As I stated, we are recommending the BRIT, or Lloyd's of London, all lines aggregate policy at a premium of \$895,460. This is an immediate savings to the county of \$214,109. That is a 19.3 percent reduction in cost. Now, I also mentioned that there was an improvement in coverage. There's two primary areas where this is true. There is a loss fund, or a pool, that the county must pay before insurance coverage starts paying claims after a self-insured retention limit is met. That number, under BRIT, is being reduced from \$892,500 to \$775,000. This isn't an immediate savings, but if there is a catastrophic claims year, there is a potential savings to the county of \$117,500 from the loss fund. A very important additional change is the reduction of the self-insured retention limit for worker's compensation claims, from

\$250,000 to \$150,000. So, on any severe worker's compensation claim, prior to our recommendations, the county would have to pay the first \$250,000, and then the insurance company would pay thereafter. Under this program with BRIT, that number has been reduced to \$150,000. So, if you have a claim, the savings to you on a severe claim, will be \$100,000 per claim. With that, we sincerely appreciate the opportunity that you've given us, and we're asking you for the business.

President Kiefer: Thank you, Bob. As you will note, as the Commissioners will note, and for the general public to understand, we're going to save over \$200,000 in our premiums from last year to this year, and that's with some enhanced benefits. So, I think that was good work on your gentlemen's part, and I would like to open it up for any questions amongst the Commissioners, or comments. I will say that we did have some other people look at the insurance, and we asked Joe Gries to do an evaluation, and he did give us an e-mail recommendation that, from his evaluation, that he thought retaining Torian, Hofmann, Dillow and Flittner was the correct thing to be doing. Joe, I appreciate your time and effort on reviewing those proposals.

Joe Gries: Happy to help.

President Kiefer: Thanks. Commissioner Melcher?

Commissioner Melcher: No, I think it's good that we was able to work together and keep correspondence going between us. I'm glad we had somebody over here double checking us all the time. His e-mails get a little lengthy, but it comes out alright. So, I'm okay with that.

President Kiefer: Okay.

Commissioner Melcher: And we're saving money, just like we did in the health insurance.

President Kiefer: Right, so, we're saving money in the health insurance, we're saving money in the property and casualty. Hopefully, we'll be able to use some of this savings to do some projects, such as potentially looking at having an HR Department or something like that, that we could benefit the whole county even further. So, I think this has been a good move, good partnership, and we appreciate your work. With that, I would like to ask for a motion to approve Torian, Hofmann, Dillow and Flittner as our agent of record for 2015.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Okay, is there any further discussion? I would like to ask for roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Well, I'm glad to say yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Congratulations, gentlemen. Thank you for working with us and really appreciate the better value and lower cost, and with that I vote yes.

(Motion approved 3-0)

Bob Dillow: Thank you very much.

President Kiefer: Thank you guys. Appreciate it. Oh, before we move on, perhaps Bob can touch base with each of the Commissioners individually, but, Bob, I would like for you to touch base, because I know there was a couple of things we do not have coverage on and have never had coverage on, and that we ought to think about, such as cyber security and other things along that line. We do, it's not really that expensive actually to do that. So, I think, perhaps sometime you can touch base with them and cover some of that with them as well.

Bob Dillow: Next week there will be individual e-mails going to each Commissioner on that subject.

President Kiefer: Okay, thanks for bringing that to my attention as well.

Bob Dillow: Thank you.

President Kiefer: Thank you.

Commissioner Ungethiem: Thank you.

<p>First Reading of Ordinance CO.01-15-001: Amending Ch. 15 & 16 of Vanderburgh County Code</p>
--

President Kiefer: Okay, next is a first reading of CO.01-15-001. This is an ordinance amending Title 16, the subdivision control ordinance, and Title 15 pertaining to building requirements of the Vanderburgh County Code. I guess, this is a first reading, gentlemen, maybe we can go ahead and have a motion to approve first reading, and then we'll get comments from Ron London, and we can have discussion.

Commissioner Melcher: Move to accept it for first reading.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Are you going to have his comments first?

President Kiefer: Yeah, exactly. Thank you. Let's do the comments. Thank you, Madelyn. I'm glad I've got you here.

Commissioner Ungethiem: He's wanting to get out early.

Ron London: Good evening. This has been before you one time before, but we had a request to make one change, the change that we brought to the Area Plan

Commission, which was approved to come back to you all, was in regards to sidewalks. The way that we would approve waivers is the sidewalk waiver would have to come in front of the Area Plan Commission for a vote, and that vote would then be sent to the County Commissioners for overall approval or denial.

President Kiefer: Just like in a zoning?

Ron London: Exactly. It's just a recommendation from Area Plan, then it would move to the Commissioners for a final vote.

President Kiefer: I appreciate that, because that was something I was very interested in, because I wanted the Commissioners who are elected, you know, county-wide to have that final say on sidewalk waivers. So, I think, it's not, we're doing sidewalk waivers right now, so, I think it's not that big of a headache for us to continue doing that. I appreciate you making those changes.

Ron London: Not a problem.

President Kiefer: Is there any further comments or questions?

Commissioner Melcher: No, I had spoke with Bill Pedtke of the Homebuilders and he's okay with this.

President Kiefer: Yeah. Okay, if there's no other comments or questions, now we'll have the roll call.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you, Ron. This will come back for a final reading to be heard on February 3rd.

<p>Public Hearing and Final Reading of Vacation Ordinance CO.V-01-15-001: Vacation of PUE's and R-O-W's in Orchard Heights Subdivision</p>

President Kiefer: Okay, next we have a public hearing and final reading of vacation ordinance CO.V-01-15-001. This is a vacation of public utility easements and rights-of-way in Orchard Heights Subdivision. First we'll get a motion to approve and then we'll open the public hearing.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Okay. We have a first and second, now open for public hearing. I see the petitioner, Justin Shofstall here.

Justin Shofstall: Justin Shofstall with Easley Engineering. What the request is is to finalize the vacation of those platted lots. They were created in 1974, as part of the Greg Kempf subdivision, Orchard Heights. Last month the lots themselves were vacated through the Area Plan Commission, through that process, and this is just to finalize those internal easements and unimproved right-of-ways that were created with the original plat back in 1976. We request that we grant the approval of the vacation of these easements and right-of-ways.

President Kiefer: Okay. Are there any remonstrators? Seeing none. I would ask the Commissioners if they have any questions or comments?

Commissioner Ungethiem: No, I've reviewed it, and I understand it.

President Kiefer: Okay.

Commissioner Melcher: Me too.

President Kiefer: Okay, well, in that case, I would like to ask for a roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Justin Shofstall: Thank you.

President Kiefer: Justin, thank you.

**Harding & Shymanski Engagement Letter: 2014 SMG/ONEP Review
OCH Lease Renewal: Rye-Hall
OCH Lease Renewal: Kamman-Sims
Sheriff: 2014 Equitable Sharing Agreement
EMA Sub-Grant Agreement: Satellite Data System
Superior Court: 2015 CASA Agreement
Home Verification Officer Agreements: Brad Traylor & Brian Traylor**

President Kiefer: Next we have contracts, agreements and leases. Under that we have Commissioners 2014 SMG/ONB Events Plaza financial engagement letter with Harding and Shymanski. This is the 2014 financial review of Old National Bank

Events Plaza, as required by the contract with SMG. We've done this multiple years, every year, I guess. Harding and Shymanski has done this work in the past, so, they know what they're doing. It's just easy for them to step in and continue to do this for us. With that, oh, also, the cost is not to exceed \$5,700. Is there any questions or comments from Commissioners?

Commissioner Melcher: No, I've been involved in this a few times. They do a real good job.

President Kiefer: Okay, with that, I would like to ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you. Next is the Old Courthouse, we have a lease agreement with Maria Rye, Maria Scotts Events, LLC and DaKyissa Hall, Beauty Date, and that's for suite 104. We previously signed a lease with these tenants for suite 103. This is an additional space, which is 104. This is a two year agreement to run concurrent with the lease for suite 103 from January 15, 2015 to January 14, 2017. A payment of \$150 per month will be made to the county, along with their current rent of suite 103. So, that's in addition. Are there any questions? Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is the renewal lease with Sara Kamman, Single Thread Boutique, and Alisha Sims of Alisha Sims Photography in the Old Courthouse suite 111. This is a six month lease. It runs from February 20, 2015 to August 31, 2015. Payments of \$650 per month will be made to the county. Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Discussion? Roll call please.

Commissioner Ungethiem: Joe, one question on this.

President Kiefer: Yes.

Commissioner Ungethiem: The other lease terms were like two years. This one is six months. Is there a reason why this is short?

Joe Harrison, Jr.: They are just kind of, I think, basically, wanting to see if they want to stay more than a year. They were in there six months prior to this time. So, really it's been, it will be a year now. I think, is there an option, I think, in there? Let me see here. No. I think they just wanted to see how they enjoyed staying at that facility. If they like it after six more months, maybe they'll stay a lot longer.

Commissioner Ungethiem: Okay.

Joe Harrison, Jr.: But, the space was empty beforehand.

Commissioner Ungethiem: Alright.

President Kiefer: Okay. Thank you, Bruce. Then we were going to do roll call.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you. Next is the Sheriff equitable sharing agreement and certification. This is regarding the accounting of federal funds received and expended by the Vanderburgh County Sheriff's Office during 2014. This is an annual document required by the federal government. If there's any questions, I see the Sheriff is here. It's something that I know he needs to have signed so that we can have this completed and done. Sheriff, did you want to make any comments?

Dave Wedding: This is just a reoccurring agreement that we've done for years, because we have seizure money and other things through the federal government, and we have to have a report of the money that we have and what we spent out of that account. It has to be approved by the Commissioners.

President Kiefer: Okay. I mean, any questions? If not, I would like to have a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you, Sheriff.

Dave Wedding: Thank you.

President Kiefer: I would like to back track a little bit. I think our attorney found that on that lease you were asking about with Single Thread Boutique and Alisha Sims Photography. There is an option to extend that.

Joe Harrison, Jr.: There is a six month option. I thought I put that in there. I couldn't find it, but that would be blind.

Commissioner Ungethiem: That would be a good a good carrot for them to stay longer.

Joe Harrison, Jr.: Thanks.

President Kiefer: Thank you. Next is Emergency Management Agency satellite data systems sub-grant agreement. This is with Indiana Department of Homeland Security Agency in connection with the purchase and installation of a satellite data

system. The agreement started the 15th of 2014, December 15th of 2014, and ends July 31, 2015. The grant amount is for \$16,000. Cliff, did I catch everything there?

Cliff Weaver: I believe you did, yes. Cliff Weaver, Emergency Management. This is the second of three grants we're currently working on. This is a project that we started a couple of years ago. This is for disaster communications, when everything else goes down, we'll be able to still have satellite internet and a few land lines.

President Kiefer: Okay, are there any questions? If you guys ever get a chance, go out there and look at his location there on Harmony Way. It's pretty impressive everything he's got out there.

Cliff Weaver: That's the county's building, yes. Then, I would personally invite you all to come out and see our new facility with the Sheriff's Department too.

President Kiefer: Yeah.

Cliff Weaver: We will be doing a large earthquake exercise the end of March. You're all invited to come out.

President Kiefer: Yeah, I saw that e-mail on that. So, I hope to make it out there for that.

Cliff Weaver: Thank you.

President Kiefer: Okay, is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: No further discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is....thank you, Cliff. Next is Superior Court 2015 contract for Vanderburgh County CASA. This is a renewal agreement and the same as last year. It runs from January 1, 2015 through December 31, 2015. The cost is \$96,000 to be paid by Superior Court funds. I don't see anybody...oh, come on up. I think this is a pretty easy explanation, but if you want to give us—

Bernie Faraone: You were doing good, yeah.

President Kiefer: Yeah.

Bernie Faraone: Bernie Faraone, Juvenile Court. CASA is an acronym that stands for Court Appointed Special Advocates. It's a program that operates with mostly volunteer adults that are recruited and trained to serve as an independent voice for abused and neglected children that come to court. Our program has been, was one of the first ones in Indiana. It's been in existence here since 1984. So, it's 30 plus years. There's, I think, 67-68 other counties in Indiana since then that also has a CASA program. I believe the figure has been steady for many years, and it's also matched by a similar same amount state grant. We certainly appreciate the funding by the Council and the Commission every year.

President Kiefer: Okay, thank you, Bernie. Are there any questions for Bernie?

Commissioner Melcher: I just had one remark. It's not a biggie, but we have a new Commissioner, so you need to change your letterhead a little bit.

Bernie Faraone: Thank you. Apologies.

Commissioner Melcher: No, this is fine. This will work. I'm just saying—

Bernie Faraone: Yeah, I thought we did. My bad.

President Kiefer: Okay, thanks, Bernie. Okay, well, if there's a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Bernie Faraone: Thank you very much.

President Kiefer: Thank you.

Bernie Faraone: Thank you, Mr. Melcher.

Commissioner Melcher: Thank you. You do a good job out there.

President Kiefer: Next is Circuit Court Adult Probation independent services agreement for security services with Brian Traylor and Brad Traylor for the security for probation officers who conduct home verification services. Brad Traylor and Brian Traylor will provide such security services while off duty as a Vanderburgh County Sheriff Deputy, and will be paid \$30 per hour. This runs from January 2015 and ends December 31, 2016. So, it looks like it's a two year agreement. The same as last year?

Karen Angermeier: Yes, Karen Angermeier with Circuit Court. We're just asking to renew these contracts of these two deputies to perform the home verifications that individuals sentenced to probation.

President Kiefer: Okay, any questions?

Commissioner Melcher: No.

President Kiefer: Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you, Karen.

Karen Angermeier: Thank you.

County Engineer

President Kiefer: Next is department head reports. I see John Stoll is here. I know you've got a couple items on there, because I saw your e-mail.

John Stoll: Yeah, nothing else came up. So, all I have is these two items. The first is an encroachment agreement for 2803 North St. Joe Avenue. This is an offshoot of Site Review meeting. We found that the parking and the sign for the business located at 2803 North St. Joe is located in the right-of-way for St. Joe Avenue. So, I contacted the County Attorney, and he said that in order for this site plan to move forward we would need to go ahead and get an encroachment agreement signed.

An encroachment agreement allows the sign and the parking to remain in the right-of-way, subject to an acknowledgment that they know that the county can ask it to be removed, and they will also have to provide insurance. The County Attorney has reviewed and approved the encroachment agreement, and the property owner has now signed it.

President Kiefer: Okay. I saw that e-mail with the picture and everything. Thank you for providing that. Are there questions?

Commissioner Melcher: I thought it was a good looking picture.

President Kiefer: Yeah. I'll ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: The next item I have is a request to reject all bids of the Burdette Park campground project. The low bid was \$249,850, which exceeds the county budget for the project. It was also well in excess of the consultant estimate on the project. So, right now, Jacob and Gerry out at Burdette are trying to determine how they want to proceed, as far as maybe splitting out certain parts of this project. But, at this point, given the fact that the bids are way over the budgeted amount, we need to just reject everything and start from scratch.

President Kiefer: Start over?

John Stoll: Yep.

President Kiefer: Okay, fair enough.

Commissioner Ungethiem: John, do you know what area of the bid was over? Was there one particular area? Was it the plumbing or the site work or was it a little bit of everything?

John Stoll: I don't, I thought it was a little bit of everything, but I don't recall specifics. I can look that up and send you an e-mail tomorrow and let you know all of the details.

President Kiefer: Okay.

John Stoll: I remember the sanitary sewer portion of it was about \$80,000-\$90,000. That was the biggest chunk of the overall bid price. Now, where that was relative to the actual consultant estimate, I don't recall off the top of my head, but I'll get it for you.

Commissioner Ungethiem: Okay.

President Kiefer: Okay. With that, I would like to ask for a motion to approve the recommendation to reject the bids.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: That's all I have.

President Kiefer: Thank you, John. I see we have Jacob and Darren here in the audience. Do you guys have anything else you want to add? Any other kind of report that you want to make.

Jacob Murphy: No, sir.

President Kiefer: Okay.

County Attorney

President Kiefer: Joe, where are we at with the offer—

Joe Harrison, Jr.: The bids?

President Kiefer: No, the offer on the house? I mean, I know we took an offer, we voted to take the offer to the seller on the house at Burdette Park.

Joe Harrison, Jr.: Yes, the family there that owns the house at 6111 Nurrenbern Road accepted the offer to purchase.

President Kiefer: Okay.

Joe Harrison, Jr.: I have contacted Bosse Title to begin the title work. I'll be getting with the County Auditor on sufficient funding. Hopefully, we can have the closing sometime in February.

President Kiefer: Great. That's fantastic.

Joe Harrison, Jr.: You know, the deadline for the closing, under the agreement, was March 15th, but we ought to be able to get it done—

President Kiefer: Sooner?

Joe Harrison, Jr.: — yeah.

President Kiefer: Okay. That will be one of the things that we'll ask the advisory board at Burdette Park to help us with, is to understand what might be some good uses for the property that we're acquiring. Okay, any other department head reports? With that, I would like to move on to—

Joe Harrison, Jr.: Do you want me to give my report?

President Kiefer: Okay, we can, huh, yeah, let's do that.

Joe Harrison, Jr.: On the bid openings on the third floor corridor renovation work at the Old Courthouse, I'll just briefly give you the responses to those, to that project. There were three bids that were submitted. The first was from Arc Construction. The base bid by Arc was \$167,880. Then there was an alternate one for \$19,620, and an alternate two, \$4,110. The second bid that was submitted was from Deig Brothers. The base bid by Deig was \$186,435. Alternate one, \$19,200, and alternate two, \$5,125. The last bid was from Danco Construction. The base bid by Danco was \$180,200. Alternate number one was \$19,160, and alternate two was \$29,280. So, those are the three bids and I would ask that they be taken under advisement and reviewed.

President Kiefer: Our engineer, or architect can review these.

Joe Harrison, Jr.: Yeah, review them and come back with a recommendation at the next meeting.

President Kiefer: Okay, I would like to ask for a motion to take that under advisement.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Okay, thank you.

Board Appointments

President Kiefer: Next we'll do the board appointments. I'll just read these off. Commissioner appointments, we have Area Plan Commission, Commissioner Ungethiem; Coalition to End Homelessness, Commissioner Ungethiem; the ITAC Board, Commissioner Ungethiem; Old Courthouse Foundation Board, Commissioner Kiefer; Criminal Justice Planning Committee, Commissioner Kiefer; and Domestic and Sexual Violence Commission, Commissioner Kiefer; Economic Development Coalition, Commissioner Melcher; GAGE, Commissioner Melcher; MPO, Commissioner Melcher. We still have one for the Community Corrections Complex Advisory Board. Is there anybody that wants to volunteer to do that? Or, should we hold off till the next meeting and wait on that one? It's the pleasure of the Commissioners on that.

Commissioner Melcher: I've served on it already.

President Kiefer: Okay. Why don't we do this. Why don't we vote on the ones that we just made, and we'll come back to Community Corrections Complex Advisory Board? Is that your board, Sheriff? I figured it was. Is there anything exciting coming up on that, or of special interest that, you know—

Dave Wedding: Not really.

President Kiefer: Okay.

Commissioner Melcher: If nobody else wants it, I'll take it again.

President Kiefer: Well, why don't we wait on that then. We'll just wait on that until next week, because it could be that since I'm supposed to be on the Criminal Justice Planning Committee, maybe it doesn't hurt for me to serve on the Community Corrections Complex Committee as well. Then the Sheriff and I can get to know each other. So, anyway, I would like to go ahead, I'll go ahead and put myself down for the Community Corrections Complex Advisory Board, and then I'll ask for a motion to approve these board appointments for the Commissioners.

Commissioner Ungethiem: So moved.

Commissioner Melcher: I'll second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: So approved.

(Motion approved 3-0)

President Kiefer: Next we'll go to some other board appointments. I'll do these individually, and then we can vote on them. First is Burdette Advisory Board, Becky Kasha, Chuck Weisling and Pat Tuley. The first two are new appointments, and the second one is to replace a vacancy from a resignation. Is there a motion to approve the Burdette Advisory Board?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: Opposed? None?

(Motion approved 3-0)

President Kiefer: Next is the Disability Services Advisory Board, Erica Cole. That would be extended to through December of 2016. Is there a motion to approve that?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: Next is the Downtown Evansville Alliance. I would like to recommend Chris Calhoun. He is the owner of The Vault restaurant downtown. Is there a motion to approve Chris Calhoun as Downtown Evansville Alliance Board?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: Opposed, none?

(Motion approved 3-0)

President Kiefer: Okay, next is the Pigeon Greenway Advisory Board. We have Bob Scheller, and he was a previous city appointee, can no longer serve as a city appointee, and then Jacob Murphy who is the new person at Burdette Park, new

Manager at Burdette Park. Is there a motion to approve these two individuals for the Pigeon Greenway Advisory Board?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: Okay, we have the Public Defender Board, Marsha Abell to serve on the Public Defender Board. Is there a motion to approve that?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: Next is the Economic Development Coalition. Is that one that needs to be appointed? It says current. Oh, it needs to be appointed, but he's currently serving?

Kristin Comer: Yes.

President Kiefer: Okay. Mike Hinton to serve on the Economic Development Coalition Board. Is there a motion to approve Mike Hinton?

Commissioner Ungethiem: So moved.

President Kiefer: And a second?

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: Let's see, we have Legal Aid, we have an appointment to be made because Aaron Wilson resigned. Micah Prellwitz, she was on the board as a city appointment, and no longer can serve as a city appointee. So, I would like to ask for a motion to—

Commissioner Melcher: So, you stole her?

President Kiefer: Yeah.

Commissioner Melcher: Okay.

President Kiefer: We're getting some good people here. Is there a motion to approve her appointment?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: Opposed, none?

(Motion approved 3-0)

President Kiefer: Okay, finally, let's see, I think this is the last one we're going to....let's see, we have a bunch yet that still need to be filled, but the final one tonight is the Convention and Visitors Bureau. We had previously appointed Shane Weaver, but Shane never swore in to take the position. Then, Joe Harrison, do you have any comments about this appointment here?

Joe Harrison, Jr.: Well, the appointment needs to be a person that's involved in the hotel industry here in Vanderburgh County. So, it would be my recommendation that you appoint someone that's currently involved in the hotel industry in Vanderburgh County.

President Kiefer: Right, and Mr. Weaver is currently not—

Joe Harrison, Jr.: Yes.

President Kiefer: — involved in a hotel in Vanderburgh County, and as such did not swear in when he was appointed. So, that, what we're going to ask for is a motion to replace him, his appointment for somebody different. Do we have a motion for somebody, or is there recommendations from the Commissioners for an appointment?

Commissioner Melcher: I thought we had a name.

President Kiefer: Okay.

Commissioner Melcher: There is a name.

President Kiefer: I just wanted to make sure I had this right. Tommie Smith, and he currently works at the Courtyard by Marriott, I believe. Okay, if that's the individual, please make a motion to approve.

Commissioner Melcher: I make the motion to approve it.

Commissioner Ungethiem: Second.

President Kiefer: Okay, all in favor say aye.

Commissioner Melcher: I want to say something first.

President Kiefer: Okay, some comments then.

Commissioner Melcher: I think what's good about him being on there, that's the Dunn Hospitality Group, and they've got the most rooms in our community. So, you would think that somebody from the Dunn Hospitality should be on it all the time. So, I think we need to be looking at it, because they've got more rooms than anybody. So, I think that's good that he's on there.

President Kiefer: My thought is, is we need high quality people, and I understand that this individual is high quality, and he came from other, I got, his name was recommended to me from people even outside of Dunn Hospitality. So, I think he would be a good individual to serve.

Commissioner Melcher: I'm alright with it.

President Kiefer: Okay, roll call, I mean, all in favor say aye.

All Commissioners: Aye.

President Kiefer: Opposed? None.

(Motion approved 3-0)

President Kiefer: Okay, I think that's it on the board appointments. Just so you know, we do have some boards to fill yet. We need a credit counselor for the Coalition to End Homelessness. So, I guess, that's a call to the general public. If you're a credit counselor, live in Vanderburgh County, we would love to have you help the Coalition to End Homelessness.

Commissioner Melcher: It doesn't matter if you live in the city or county, it's all the same.

President Kiefer: We also need people for the Community Corrections Complex Advisory Board. We need a lay person, a mental health provider, and a private correctional agency member. So, anybody in the public that would like to serve on that, I think that would help us. MWBE, we need, we have a vacancy for that board. That's for the Minority Women and Business Enterprises. That would be a really great board for somebody to want to serve on. So, anybody from the general public that has interest, please contact us. Then, the Redevelopment Commission, we still have a vacancy for that. That Redevelopment Commission only meets on an "as needed" basis, right?

Joe Harrison, Jr.: It's probably the Economic, is it Economic Development Commission or Redevelopment Commission?

President Kiefer: Well, it says Redevelopment Commission. The Economic one is—

Joe Harrison, Jr.: Oh, we still, yes, we still need one person, one more appointment on the Redevelopment Commission. It's a five member commission, and we have four people on there right now.

President Kiefer: Right.

Commissioner Melcher: But, is there any requirements for that one?

Joe Harrison, Jr.: No. Live in—

President Kiefer: Live in Vanderburgh County.

Joe Harrison, Jr.: – Vanderburgh County, or the city or the Town of Darmstadt.

President Kiefer: Okay. With that, we can move on, but thank you for indulging me for going through all these board appointments. I think it's very necessary.

Commissioner Melcher: I do want to bring up, on one, we have two people on one of our boards, and the city has two people on one of their boards, and the city ones they can't be on it any more. So, they're going to go off and they're good to be on that board. I've asked Kristin to get with the city and get their names so we could do a swap. We could give them our two, because our two live in the city, and their two live in the county. So, it's just the opposite. So, if we could swap them, then everybody is happy, you know, so, I just thought I would bring that out in the open. Because, it's hard to get people, qualified people in these board positions when you're talking roofing, and construction and everything. So, we have them, but the wrong people's got them appointed. That's my understanding. So, we'll do that at our next meeting.

President Kiefer: I think, also, we had been notified by Councilwoman Mosby that the Animal Control Board, and the county does not have an appointment to that. Joe, I don't know if you had a chance to touch base with the City Attorney and see if we could amend that. Whatever the approach is, but we need to amend that so the county can have an appointment, because they're desperate to have a veterinarian on that board. The veterinarian that was serving on the board wants to serve on the board, but he doesn't live in the city. He lives in the county. So, he would be an ideal person for us to appoint, if we could have that appointment.

Joe Harrison, Jr.: I'll be glad to contact City Council Attorney Danks, but it might be helpful for one of you, or I can contact a City Councilman or two, just to see, I mean, they're the ones that are going to have to vote on it.

President Kiefer: Yeah.

Joe Harrison, Jr.: If they would be willing to allow a county appointment, they've got to change their ordinance, and then we would have an ordinance then that says that we can appoint a person to that.

President Kiefer: But, we help fund that, don't we?

Joe Harrison, Jr.: Yes.

Commissioner Melcher: Yes, we do.

President Kiefer: Right.

Joe Harrison, Jr.: The other thing, and I did look at the joint local agreement, that could be terminated, I believe, if not this year then next year, but rather than doing

that, we can't do it at this time, it might be prudent for them to allow a county appointment.

President Kiefer: Okay.

Commissioner Ungethiem: So, they would have to make that?

Joe Harrison, Jr.: Yes, they would have to change their ordinance.

Commissioner Ungethiem: They would have to change their ordinance, and we could—

Joe Harrison, Jr.: Adopt an ordinance that says, hey, we've got one appointment to that body. But, right now we can't say it, because it's their body.

President Kiefer: So, what I would like to do is, Joe, if you don't mind, you could contact Scott Danks or whoever in the city legal department, contact him, and then we can reach out too. As a matter of fact—

Commissioner Melcher: We could reach out, if Missy contacted us—

Joe Harrison, Jr.: Sure, sure.

Commissioner Melcher: — she could reach out too. So, that's not a problem.

Commissioner Ungethiem: Right.

Joe Harrison, Jr.: But, they need to change their ordinance.

Commissioner Ungethiem: What is the percentage of our funding of the Animal Control?

Joe Harrison, Jr.: I think it's 25.

Commissioner Ungethiem: 25 percent? So, one appointment would be reasonable?

Joe Harrison, Jr.: Yeah.

President Kiefer: And, that would really help that board out, because they are desperate in needing a veterinarian to be on that board. So, okay, well, Commissioner Melcher, will you reach out to Councilwoman Mosby?

Commissioner Melcher: I knew you was going to say that. I've got it. I'll do it.

President Kiefer: Thank you. Alrighty, appreciate that.

New Business/Old Business

President Kiefer: Next, is there any new business? What about old business? Any old business?

Public Comment

President Kiefer: Okay, public comment. We've got a lot of people out here in the audience. Anybody want to make a public comment? Here's your chance.

Consent Items

President Kiefer: Okay, Madelyn, can you do the consent items please.

Madelyn Grayson: The consent items for the January 20th meeting are as follows; we have approval of the January 6, 2015 Commission meeting minutes. Employment changes for the Commissioners approval, we have one for the Commissioners; one for Weights and Measures; four for the Health Department; one for the County Highway; and one for Area Plan Commission. The Commissioners also have an AMR 2014 third quarter invoice and report and the Vanderburgh County Treatment Court IDOC grant agreement application. The County Engineer has a department head report and a corporate warranty deed, sales disclosure form, 1099-S affidavit, seller's statement and vendor's affidavit prepared by CSX in order for CSX to complete the previously approved purchase of a strip of property owned by Vanderburgh County on Nurrenbern Road. The County Council has a request to roll over vacation time. We have surplus requests from Burdette Park for a 1991 Chevrolet transportation bus, the County Assessor for 17 office chairs, and the County Sheriff for various computer components. And, both the County Clerk and the Soil and Water Conservation District have December 2014 monthly reports. We have a Downtown Alliance report from January 13, 2015.

President Kiefer: Okay, is there a motion to approve?

Commissioner Melcher: I'll move for approval.

President Kiefer: Thank you.

Commissioner Ungethiem: I have a question. On the AMR invoice, apparently that's a quarterly invoice, but I understand that there is some budget issues around how that's going to be funded. Is there, Joe, do you know how that's going to be funded? If we were doing four quarters of this, I don't think we've got enough money in that line item in the budget.

Joe Gries: Joe Harrison might be able to touch on it more than I can. I don't have the budget in front of me. I can look at those numbers and report to you on what's available and what would have to be done, assuming that the same numbers would continue to come forward. I do know that there was a change in fees that would be coming in for 2015. So, with increased revenue, there's a possibility that they would not be invoicing us for as much in 2015.

Commissioner Ungethiem: Okay.

Joe Gries: So, but we can put that together for the Commissioners and send that to you.

Commissioner Ungethiem: I just want to make sure that we have a plan for that.

Joe Gries: Sure.

President Kiefer: Good question.

Joe Gries: The Commissioners, at some point later in the year can, if needed, ask for additional funding. As long as there is money in the line item, we can continue to pay our bills. Then, depending on when the city would bill us throughout the year, the Commissioners could ask for additional funding, if needed.

Joe Harrison, Jr.: AMR would bill us, you mean, during the year?

Joe Gries: Correct.

Joe Harrison, Jr.: I think, last year the county didn't have to go back and ask for any more money to the County Council, is that correct?

President Kiefer: Okay, do we have a first and a second?

Madelyn Grayson: Yes.

Commissioner Melcher: We have a first, I don't know about a second.

Commissioner Ungethiem: Second.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Is there anything else to come before the County Commissioners? If not, I would ask for a motion to adjourn.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The meeting was adjourned at 5:48 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the January 6, 2015 Commission Meeting Minutes.
AMR: 3rd Quarter 2014 Invoice and Report.
Vanderburgh County Treatment Court IDOC Grant Agreement Application.
Downtown Alliance Report: January 13, 2015

Employment Changes:

Health Dept. (4)	Commissioners (1)	Co. Hwy. (1)
Weights & Measures (1)	Area Plan 1)	Co. Clerk (1)
Auditor (1)	Co. Council (1)	Co. Assessor (2)
Public Defender (3)	Prosecutor (3)	Sheriff (3)

County Engineer:

Department Head Report.
Corporate Warranty Deed & Exhibits & Accompanying Documents: CSX.

County Council: Request to Rollover Vacation Time.

Surplus Requests:

Burdette Park: 1991 Chevrolet Transportation Bus.
County Assessor: 17 Office Chairs.
Sheriff: Various Computer Components.

County Clerk & SWCD: December 2014 Monthly Reports.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Gries	Joe Harrison, Jr.	Kristin Comer
Madelyn Grayson	Bob Dillow	Greg Hofmann
Ron London	Justin Shofstall	Dave Wedding
Cliff Weaver	Bernie Faraone	John Stoll
Karen Angermeier	Jacob Murphy	Others Unidentified
Members of Media		

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Member

(Recorded and transcribed by Madelyn Grayson.)

**VANDEBURGH COUNTY
BOARD OF COMMISSIONERS
FEBRUARY 3, 2015**

The Vanderburgh County Board of Commissioners met in session this 3rd day of February, 2015 at 5:02 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. Welcome to the Vanderburgh County Board of Commissioners meeting. I would like to call it to order for February 3, 2015.

Attendance Roll Call

President Kiefer: Madelyn, would you do roll call please?

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here.

President Kiefer: We have three here and we have a quorum.

Pledge of Allegiance and Invocation

President Kiefer: Next, I would like to ask Commissioner Ungethiem to lead us in the Pledge of Allegiance, and then remain standing and I will do the invocation.

(The Pledge of Allegiance was given.)

President Kiefer: Dear Heavenly Father, please bless us and guide us and give us the knowledge to do Your purpose to serve the community of Vanderburgh County. In Your name we pray, Amen.

All: Amen.

**Permission to Advertise 2014 Statement of Receipts
and Expenditures Legal Ad**

President Kiefer: Okay, we have, under action items, permission to advertise the 2014 statement of receipts and expenditures legal ad. This is a legal ad that is required by the State statute to be published annually. We would like to have a motion to approve publication for Friday, February 6, 2015. Is there a motion to advertise?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Okay, we have a first and a second. Is there questions or discussion? Joe, do you want to elaborate on what this is a little bit?

Joe Harrison, Jr.: This is now required by statute. I can't recall if it's been five or six years, but it's something that every county has to do in the State, and this is—

President Kiefer: Part of it?

Joe Harrison, Jr.: – part of it.

President Kiefer: Okay, well, we have a first and a second. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

<p>Permission to Award Old Courthouse Third Floor Corridor Restoration Bid to ARC Construction</p>

President Kiefer: Next is permission to award the Old Courthouse third floor corridor restoration to ARC Construction. VPS Architecture has reviewed the bids received and is recommending award of this bid to the lower bidder, that's ARC Construction, for the base plus alternate bids number one and two, for a total amount of \$191,610. Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Any discussion? The only thing that I would like to say is I'm pretty excited about this. This will be the third floor that we're getting this building completed. Commissioner Ungethiem?

Commissioner Ungethiem: I noticed in one of the notes that Deig Brothers had done previous work there?

President Kiefer: Yes.

Commissioner Ungethiem: What was the difference between the Deig Brothers bid and this bid? Was it significant?

President Kiefer: Yeah, I think it was. I can't remember the total dollar amount, but I do remember it was...compared to the total size of the project it was....and we're using the same sub-contractors, so, most of the work would be done by people very familiar. Of course, Deig did a great job and we love Deig Brothers, but, you know, it's part of the bidding process.

Commissioner Ungethiem: My only concern is, they probably had a pretty good handle on the job itself, and if this is significantly lower, I would question whether–

President Kiefer: I think it was more than, I think there was about–

Joe Harrison, Jr.: I think it was about \$20,000.

Commissioner Ungethiem: Okay.

President Kiefer: Yeah, \$20,000.

Commissioner Ungethiem: So, it wasn't–

Joe Harrison, Jr.: ARC's was \$167,880, or whatever I read, and theirs is 186 something.

Commissioner Ungethiem: Okay, so it's within the ball park.

Joe Harrison, Jr.: Yeah.

Commissioner Ungethiem: Alright.

President Kiefer: Thank you very much. Good question.

Commissioner Melcher: This is the third year we've done that. So, like we started, Joe wanted to start, so, we decided we would divide the things up. So, for the last three years, this is the third and final year, the money goes to the Courthouse. Starting next year, for the next three years it goes to the Coliseum. I just want to get my thing out before anybody forgets.

President Kiefer: No, good point.

Commissioner Melcher: So, the veterans have been waiting three years so they could get their share.

President Kiefer: Well, I walked through the Coliseum recently and the condition of it is pretty, I mean, it's, I think it's been somewhat maintained, but it needs a lot of tender, loving care.

Commissioner Ungethiem: It needs a little dressing up?

President Kiefer: Yeah.

Commissioner Melcher: Well, so much of what you can for an old building. We do pretty good, the veterans do, they keep it running and keep the pumps running and everything. We do a lot of it in-house. I think it's come a long way. There was \$30,000 spent on the women's restroom, and then there was something like \$20,000 spent on the men's. Then there was a company here in town that came in and did

a whole bunch of painting and stuff. So, we got a lot from people, a lot of vendors came in and helped. When you've got an old building like that, it just takes a lot of money. The utility bill is our highest bill. We constantly are fighting that. We had a sewer break because one of the trees the city put in broke the sewer line. Finally, we couldn't get to it because it was like 15 feet under, because when they raised the thing over there. So, we just took the line out the other end of the building to hook up on that side. So, we've done everything we can to keep costs down and keep it going and have agendas. I think it's working, but a lot of us are getting older. I'm one of the youngest at 66.

President Kiefer: Well, I think we have a first and a second. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you.

<p>Final Reading of Ordinance CO.01-15-001: Amending Title 15 & Title 16 of the Vanderburgh County Code</p>
--

President Kiefer: Next is second and final reading of CO.01-15-001. This is an ordinance amending Title 16, the subdivision control ordinance, and Title 15, pertaining to building requirements of the Vanderburgh County code. Anyway, I see Ron London is here to discuss this. Ron, if you want to come forward. I mean, this is something we've seen. This is the second reading. I think we've talked about this.

Ron London: Yeah, I think we've kind of discussed it before.

President Kiefer: Is there anything you want to add?

Ron London: If anybody has any questions, I'm more than happy to answer it. Basically, we just made the change of Area Plan would be a recommending body, and that the Commissioners would have final approval.

President Kiefer: Right.

Ron London: Other than that, that's really all I have.

President Kiefer: The same, nothing's been, it's the same as it was on the first reading?

Ron London: Yep.

President Kiefer: With that, I would like to ask for a motion to approve second and final reading of ordinance CO.01-15-001.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Okay, any further discussion? We've got the man here if there is. Any public comment on this? Seeing none, I would like to ask for a roll call vote please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thanks, Ron, appreciate your work on this.

Ron London: No problem.

**Alternative Service Concepts 2015 Claims Service Contract
Public Defender: Professional Services Agreement: David Bunner
Health Dept: WIC Peer Counselor Contracts: Odens & Clark
Health Dept: 2015 Immunization Grant Manager Contract: Denning
Health Dept: BKD Contract: Updating Job Descriptions
Health Dept: IDNR: Ferdinand-Pike State Forest Contract (Deferred)**

President Kiefer: Next is contracts, agreement and leases. The County Commissioners, under County Commissioners we have county claims service contract Alternative Service Concepts, LLC. This contract runs from February 1, 2015 through January 31, 2016 at a cost of \$61,140. This is just with the insurance right?

Joe Harrison, Jr.: Yes, this is the third party claims administrator for the county. They work along side—

President Kiefer: Right, the same people we've used, yeah.

Joe Harrison, Jr.: — Torian, and they do a very good job. The price is a little, I think it's about \$2,000 higher than the last couple of years, but just like everything else, costs go up a little bit.

President Kiefer: Okay, any other questions from the Commissioners? Then, I would like to ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in, I mean, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is Public Defender, David Bunner professional service agreement. This is for legal services for the indigent persons charged with level 1 through level 6 felonies in the Vanderburgh Circuit or Vanderburgh Superior Courts. It runs from February 1, 2015 through December 31, 2015 at a cost of \$18,150. There's sufficient funding in the Public Defender Agency's budget to cover this. I believe David Bunner has been doing this for a number of years, hasn't he? I mean, this is not his first year?

Joe Harrison, Jr.: Steve Owens is here.

President Kiefer: Steve, oh, hey, Steve, didn't see you out there.

Commissioner Melcher: Steve's the number one.

President Kiefer: Yeah, he's the number one guy, the Public Defender.

Steve Owens: Gee, I'm lucky, aren't I?

President Kiefer: Yeah.

Steve Owens: To answer your question, David was with us for, full time for better than ten years. He retired from full time employment late last year, but doesn't want to just quit doing work for us totally. We normally farm cases out to assigned counsel at a rate of \$75 an hour. The 40 cases that he's agreed to do for us would normally cost us, generally anywhere between about \$35,000-\$40,000 if we assigned them out as we have in the past. So, he's agreeing to do these for us at a substantially reduced rate.

President Kiefer: Sounds like a savings to the county, and a professional who's done this for a number of years. So, it sounds like a good plan, a good recommendation. Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please. Thanks, Steve, appreciate it.

Steve Owens: Thank you.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is Health Department, WIC peer counselor contract with Sarah Odens and LaRhonda Clark. This is a breastfeeding peer counselor contract with Sarah Odens and LaRhonda Clark as independent contractors. They will be paid nine dollars an hour for the services with the WIC grant funds. Dr. Spear, welcome.

Ken Spear: Thank you.

President Kiefer: I'm assuming, yeah, this is the same program, nothing new here?

Ken Spear: Yes, it's ongoing.

President Kiefer: Yeah.

Ken Spear: We're getting two new peer counselors in WIC.

President Kiefer: Okay. Well, I've learned my lesson not to argue about this particular program. So, I'm going to ask for a recommendation to approve, a motion to approve.

Commissioner Melcher: I move to approve, but I was waiting for you to say something.

Commissioner Ungethiem: Being the new guy on the block, I would like to understand the history later. I'll second.

Madelyn Grayson: I'll send you the minutes.

President Kiefer: Okay. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is the 2015 immunization grant manager consulting contract with Johnna Denning. She's an independent services, this is independent services performed by Mrs., Ms. Denning and will be paid at a rate of \$25 per hour. Approximately 700 hours necessary will be paid by the immunization grant.

Ken Spear: Correct, it was actually built into the grant, consulting fees to help manage the media, the surveys that we're going to need to do and to keep the reports accurate and on time quarterly for the grant. We're hoping, the State's really watching us closely on this, because they normally don't give these types of dollars out to the county, but keep them at the State. If we're successful, we have a really good opportunity to renew this grant in year two and three. It can be as much as a quarter of a million dollars a year. So, we're very anxious to make sure this goes well with the State. Ms. Denning helped us actually write the grant.

President Kiefer: Okay, it sounds like a good and necessary program. Are there any questions? Motion to approve please.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Okay, next is the contract with BKD, LLP to prepare updated job descriptions for Health Department employees. BKD currently works with the County Council on job study related matters and has performed such job description services in the past. The cost of the contract is \$225 per person, or per job description. I think this is necessary, and, obviously, we're working to develop an HR Department, or at least out source HR services. So, I think this is something that would be necessary at some point. I totally agree with it.

Ken Spear: We're getting our toe in the water. We're going to do, I think, six job descriptions to start off with, to see how that program rolls out. I think this is needed at this time.

President Kiefer: Okay. Any questions?

Commissioner Ungethiem: A couple of questions. How many job descriptions are we talking about?

Ken Spear: Six to seven at this time.

Commissioner Ungethiem: 67?

Ken Spear: Six to seven.

Commissioner Ungethiem: Six to seven?

Ken Spear: Yes.

Commissioner Ungethiem: And, what's the expected completion?

Ken Spear: I'm hoping it will be within the month or so. We've got the duties outlined, and he's going to come over and start interviewing the employees once the contract is approved. So, hopefully, a relatively short time frame.

Commissioner Ungethiem: Okay.

President Kiefer: Okay, so, is there, did we get a motion to approve yet? Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Then, finally, a contract for services with the Indiana Department of Natural Resources/the Ferdinand-Pike State Forest. I believe this is a two year contract for water testing at the Ferdinand-Pike State Forest beach. It starts March

1, 2015 and ends April 30, 2017. The Health Department will receive \$20 per test, not to exceed \$640. Do you want to tell us a little bit about this?

Ken Spear: We do a lot of water testing, and we've had some of the State parks coming to us asking us to do their water testing for them, I think, because it's accurate and we're certified by the State. We do it for, I think, \$20 a test, and, I think, the contract is for two years and I think it's over \$1,200.

President Kiefer: Well, do we make enough money to pay for our time to do this?

Ken Spear: They bring it in to us. We don't go out and get the water.

President Kiefer: Oh, okay.

Ken Spear: They bring the samples to us.

Commissioner Melcher: That's a good question, because that's one of the questions I was going to ask. How do we know where it came from? So, we're certifying, we're putting Vanderburgh County saying we got this and we're certifying because it's good, but it could have come from Kentucky. Not that that's wrong, but I'm just saying we, because I was wondering how you were going to do this, because I've never seen one of these in my time up here.

Ken Spear: We had one—

Commissioner Melcher: I don't think it's even worth our time.

Joe Harrison, Jr.: I think we had one last year.

Ken Spear: We had one last year.

Joe Harrison, Jr.: With some other, was it up by—

Ken Spear: Huntingburg, I think.

Joe Harrison, Jr.: —the Hoosier Forest or something?

Ken Spear: Yeah, uh-huh.

President Kiefer: I'm just wondering if we're not too cheap on providing the service.

Commissioner Melcher: Well, that was going to be another question.

President Kiefer: I mean, \$20 doesn't seem like very much money to provide a service.

Ken Spear: I think it's the same kind of fee that we test pool water for within the county and city.

Commissioner Ungethiem: What does it cost, what is your cost just to run the test?

Ken Spear: I can't answer that. I can get that for you.

Commissioner Ungethiem: I mean, I would think the test and the labor and the handling—

President Kiefer: The postage and everything else.

Commissioner Ungethiem: — is going to be more than \$20 just to process the thing and do the paperwork.

President Kiefer: I'm not opposed to doing this at all. I just think we ought to maybe look at the cost and make sure that we're charging an appropriate price.

Ken Spear: Let me get that for you, okay?

President Kiefer: Do you need this tonight? I mean, they're waiting on this?

Ken Spear: Yeah, uh-huh.

President Kiefer: What's the pleasure of the Commissioners?

Commissioner Melcher: I don't feel comfortable. I'm just speaking for me. You know, I guess, you know, it's going to take employees time and everything else, and they're bringing it, we don't know where it's coming from. I don't know if that's a fair statement or not. I mean, you're putting your name on it too.

Ken Spear: Yeah, uh-huh.

President Kiefer: Why don't we do this—

Commissioner Ungethiem: Is it possible to defer this to the next meeting and see if we can understand this cost structure? Because it seems very low to me.

President Kiefer: Yeah.

Commissioner Ungethiem: In a previous life I've gone out to outside labs and this doesn't even touch an outside lab cost.

President Kiefer: I understand we charge....sorry about that, Bruce. I understand we charge twenty bucks to in-county services, but that's our own community that pays property taxes and pays taxes, you know, income taxes and other things. So, that makes sense to me that we would charge a low price for somebody within the county, you know, to receive that service. These are people outside the county. So, I want to make, I'm like Commissioner Ungethiem and Commissioner Melcher, I would like to see us charge enough that we at least break even, if not, you know—

Commissioner Melcher: Well, what I'm going to say, and I'll just cut to the chase then, I'll make the motion to hold it till our next meeting.

Commissioner Ungethiem: I would second that.

Commissioner Melcher: And, then that would give you time to get some....but, you might want to reconsider this yourself.

Ken Spear: Okay.

Commissioner Melcher: I mean, if it's going to take somebody's time to do this, and we've got to get it back and we've got to do postage, I mean, it's costing us \$50 and we're charging \$20 and we're losing \$30.

Ken Spear: I'll make sure we're getting–

Commissioner Melcher: If we're going to do it, let's charge \$50 and break even.

Ken Spear: –I'll make sure we get a price structure on it, and also check on how we know the validity of the test.

Joe Harrison, Jr.: Yeah, I would like for you to inform them on the chain of custody issue with that–

Ken Spear: Okay.

Joe Harrison, Jr.: – so we know, how do you really know it came from there.

Ken Spear: Very good.

Commissioner Melcher: I guess, the last thing, like I always like to do, surely there's other Health Department's in the State doing a similar thing.

Ken Spear: Yes, I'm sure there are.

Commissioner Melcher: If you have time, or somebody that works for you has time, let's find out what they're doing. Because this wheel might have already been invented.

Ken Spear: Okay. Alright, thank you.

Commissioner Melcher: That might help us too. Thank you.

Ken Spear: Appreciate it.

President Kiefer: Okay, so we have a motion and a second to–

Joe Harrison, Jr.: Defer.

President Kiefer: – defer this to the next meeting. Do we need to state the date of our next meeting? I guess, we don't need to give–

Joe Harrison, Jr.: It would be the 17th.

President Kiefer: It's the 17th?

Commissioner Ungethiem: The 17th, yeah.

President Kiefer: Okay. So, February 17, 2015, all in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

Commissioner Melcher: And we could put it first on the agenda, if that would help.

President Kiefer: Yeah.

Ken Spear: Thank you. Appreciate it.

President Kiefer: Dr. Spear, we really appreciate it. Thank you very much.

Burdette Park

President Kiefer: Department head reports. We have John Stoll, who I know said didn't have much to report, if anything, and Jacob Murphy, but I thought you guys might want to come up and just give a brief report on the situation out at Burdette Park and the bidding and stuff that was done for the expansion project. Give Jacob Murphy a chance to speak in front of us.

Jacob Murphy: Yes, the campground project at Burdette. The original bids were rejected, as you know, so, we're looking at adjusting the scope of the project, primarily the sewer line.

President Kiefer: Okay.

Jacob Murphy: So, we still need to get some more accurate costs, maybe even potentially looking at additional consulting fees with Kaskaskia, but just something we still need to flesh out, but once we get a clearer picture then we can come back and consider re-bidding.

President Kiefer: Okay. I know Commissioner Ungethiem met with you today, or met with the group. Thank you, appreciate that. Any questions, comments? Anything else that you want to report out at Burdette?

Jacob Murphy: Yeah, our backhoe has stopped working. The park relies on it pretty heavily. It's a 1982, two wheel drive, 580C Case Equipment. It's had the engine replaced once, but it's just beyond repair. So, we use it to move felled trees, firewood, snow and ice removal, anything big that needs moved. Other equipment that fails, it tows it. It's just pretty important to the maintenance out at the park.

President Kiefer: So, you're going to submit a request for—

Jacob Murphy: Yeah.

President Kiefer: Okay, and you'll have that at our next meeting? Okay.

Jacob Murphy: Okay.

President Kiefer: Sounds good.

Commissioner Ungethiem: Does that request go to the Council first?

President Kiefer: Well, it depends where that funding comes from. I don't know.

Commissioner Ungethiem: It's a non-budgeted line item, right?

President Kiefer: Right.

Commissioner Ungethiem: How do we handle that?

Kristin Comer: Parks and Playground.

President Kiefer: Pardon?

Kristin Comer: Parks and Playground.

President Kiefer: Okay, Park and Playground, okay. Yeah, so, check with the Auditor's Office and with Kristin and see where we can get the money to take care of that.

Jacob Murphy: Okay.

President Kiefer: We've got to have that backhoe.

Jacob Murphy: Yeah, okay, cool.

President Kiefer: One last thing, Joe, what's the status on the purchase of the house? I mean, when is that supposed to close?

Joe Harrison, Jr.: We have a deadline in March, but, I think we're going to be able to get it done this month. The title work was just completed, and I communicated with Joe Gries yesterday on the funding and they are working on that as we speak.

President Kiefer: Great.

Joe Harrison, Jr.: So, anyway, I suspect it will be before the end of the month. I would say, at the meeting on the 17th I can tell you when that closing will be.

President Kiefer: Great. Thank you, Joe. Is there anybody...oh, come on up if you've got something.

Jerry Grannan: Is that immediate possession?

President Kiefer: Yes, I think so.

Joe Harrison, Jr.: Yes.

Jerry Grannan: Great.

Joe Harrison, Jr.: But, I mean, it could be a week after, but it will basically be at closing.

President Kiefer: Okay, any other department head reports?

Board Appointments

President Kiefer: Okay, board appointments. I think we have some board appointments that we were going to try to make. The ARC of Evansville Board of Directors, I would like to appoint Commissioner Bruce Ungethiem; Community

Correction Complex Advisory Board, I would like to appoint Ryan Black; and then the Redevelopment Commission, which only meets as needed, I would like to appoint Ryan Black. Is there any questions or comments?

Commissioner Melcher: No, I've got another one that we have to change.

President Kiefer: Okay. So, we'll add to this list?

Commissioner Melcher: Yes.

President Kiefer: Commissioner Melcher can read that in.

Commissioner Melcher: We're trying to make sure people live in the city and people live in the county. It's not our ordinance. We're trying to live by this ordinance. So, what we would like to do is, we appointed Bill Alexander to the Construction and Roofing Advisory Board, we would like to replace him tonight with Mark Beard. He'll be taking that place instead of Bill Alexander.

President Kiefer: So, Bill Alexander is resigning as a county appointee, and probably, likely will be appointed by the city then, right?

Commissioner Melcher: If things work out the way they're supposed to work out.

President Kiefer: Okay, understood.

Joe Harrison, Jr.: Then, Mark Alexander—

President Kiefer: Then Mark Alexander is going to be appointed then—

Commissioner Melcher: Mark Beard.

President Kiefer: Mark Beard, I'm sorry. Mark Beard will be appointed by the County Commissioners. Okay, so, we'll add that to the previous things I read off. Is there anything else? Then, I would like to ask for a motion for that to be approved.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: We have a first and a second. All in favor say aye.

All Commissioners: Aye.

President Kiefer: Opposed? None.

(Motion approved 3-0)

President Kiefer: So approved.

New Business

President Kiefer: Under new business, let's see, we have a handout here. I think we were going to talk a little bit about the METS, I believe, is that what we were going

to talk about, the METS Mobility? Obviously, there's been some concerns in the newspaper and also people have e-mailed us and contacted our office concerned about the rate increase of METS. We do have a contract, right, Joe, for six months with the City of Evansville to provide services? Part of that contract called for an increase in METS transportation services. Our bill to the cost of the county went from \$139,999 to \$317,523. So, our bill has increased substantially. We really don't have enough money to even run the program, but we're trying to make the program work. So, that's the only way we could do that was to raise the fees. I do know there's some people in the public here that would like to speak about this. If anybody is here, come on up, state your name and address for the record, and please express yourself.

Joe Harrison, Jr.: I might add, I believe that there was \$255,000 budgeted for this year for that program. The city has indicated that it's going to cost over \$300,000.

President Kiefer: \$317,000.

Joe Harrison, Jr.: \$317,000, I guess, for the county for this year. In order, the county couldn't sign a contract for a year, because it didn't have the money. So, that's why there's only been a six month contract signed for \$175,000 for six months, which would run from January through the end of June. The fee increase was necessary to come up with the additional money so it can be done for the whole year. The city collects the money and it's offset against our bill, the county's bill to them. The county doesn't see any of that money at all.

President Kiefer: Yeah, it's a complete pass through. Any, we don't upcharge, add anything on, no administrative fee, nothing. I mean, it's just a complete pass through from the city.

Joe Harrison, Jr.: It's my understanding that that contract, the county's contract with the city, to provide this service outside the city to the county, has been in place for around ten years. It's my understanding that in the last couple of years the rider ship in the county has doubled. It has absolutely doubled. So, that's why the city is, apparently that's why the city has increased the price.

President Kiefer: You know, the METS, you know, again—

Commissioner Melcher: That doesn't make sense.

President Kiefer: — as we charge, it's a straight pass through, you know, what we're trying to, we don't have any increased, as a matter of fact, we have a cost burden, because this is a 44 percent increase over what we had previously been charged from METS. So, and, of course, you know, they're legitimately saying, hey, we had over 5,000 riders, so, obviously there's a need for this, and I recognize that. But, anyway, please introduce yourself.

Commissioner Melcher: I want to say something first, then we can go on.

President Kiefer: Sure.

Commissioner Melcher: Because I've got more questions on this. But, that doesn't make sense to me. Maybe I'm the only one this doesn't make sense to. We get more people in seats, and that means we have to raise the prices? The federal government operates off of they reimburse by seats. So, that doesn't make sense

to me, if they could have run it for “x” amount of money when there was less people and now there’s more people, they’re getting more money, because that seat was riding empty. So, if there’s only one person on the bus, or 50 people on the bus, they’ve got 49 more tolls.

Joe Harrison, Jr.: I think they’re really just vans, aren’t they? Or are they busses?

Commissioner Melcher: Well, let’s say it’s a van—

Linda Mattingly: No, they are busses.

Joe Harrison, Jr.: Are they busses?

Linda Mattingly: They’re not a full size.

Madelyn Grayson: Can you state your name for the record, please?

Linda Mattingly: I’m sorry. Linda Mattingly. My daughter, Sarah, rides the bus.

Commissioner Melcher: I just used that as an example, it’s not that that is the example. So, it doesn’t make sense to me about that. I was also under the understanding, maybe I heard it wrong, and that’s happened to me lately, I think, Joe, you were talking about this was like a, it wouldn’t cost any more? We get this \$15 back from the federal government? So, I guess, it didn’t dawn on me, or I read it wrong, that it wouldn’t be an increase. We were just putting this figure there so we could get \$15 back from the federal government, not \$15 that the people would have to pay. Because we know all of these that are riding the bus out in the county need this service.

President Kiefer: Well, there’s no question it’s needed. Ma’am, if you would like to just tell us your story. I know you had some comments and concerns.

Linda Mattingly: Right. The only thing I really am concerned is you tripled it. You didn’t double it, you tripled it. You went from five dollars to fifteen dollars. My daughter is trying to transition into the public work, instead of being sheltered, like as in ARC Industries. If she’s making minimum wage and she works a four hour shift, she’s minus a dollar. I mean, she’s not working enough hours to pay for the \$30 transit back and forth. My husband and I both work, and we’re trying to make her as independent as possible, because some day she’s going to have to be on her own. We’re working as hard as we can for that, but it’s just not, we feel, fair, that you would charge the sick, the disabled, the elderly, that’s who use this bus, and you’re going to triple it? I just, I really feel that that’s just not fair. You know, they really depend on it. So many of them, you know, they can’t drive. My daughter has seizures, so she can’t drive. She can’t use the city bus because it doesn’t go out there either.

President Kiefer: I apologize. When we passed this, I understood that the cost weren’t borne by the riders, but I thought it was borne by the federal government that was paying into some kind of program that funded this.

Linda Mattingly: Once they’re out of the sheltered workshop, they say you’re making minimum wage, you’ve got to, you know, supply your own transportation.

President Kiefer: Right.

Linda Mattingly: There's not a way to do that.

President Kiefer: Because, I think, at \$15, you know, I just did a quick calculation, I mean, you know, 5,000 riders at \$15 is \$75,000, and our cost is \$317,000. So, that's what we're struggling with is not having the money to fully fund the program. What I thought we did was pass this to help fund the program so we would get more money back from the federal government. That's what I thought was happening.

Commissioner Melcher: That's the same understanding I had, or I wouldn't have voted for it.

Linda Mattingly: Yeah. No, not at all.

Joe Harrison, Jr.: Did your daughter used to get the funding?

Linda Mattingly: When she works at ARC, yes, they paid for the funding, but once you leave ARC—

President Kiefer: Perhaps we can do something that it's \$15 for the riders that get the funding, and for the riders that don't have funding, you know, it could be a different price. We could have a split price on this or something. So, that way—

Linda Mattingly: But, you're still charging the sick and the elderly \$15, they're paying a higher co-pay on their health insurance now, and it's still going to be a big burden for them. You know, you've got to look at all the (Inaudible).

Joe Harrison, Jr.: The problem is that the county just doesn't have the money.

Linda Mattingly: They don't either, sir. I mean, they literally don't have it either.

President Kiefer: Yeah, so, I think we're in a rock and a hard spot here.

Linda Mattingly: Right, exactly.

President Kiefer: We're trying to service the community, but at the same time not having the money to provide the service. So, our choices are we could eliminate the program, which, I don't think that's probably not what we want to do, but we need to find a solution in between. I would, I do see we have gentlemen here from METS. Gentlemen, feel free to come up and say anything that you might want to say to comment on your end of it.

Linda Mattingly: Thank you for your time.

President Kiefer: We're looking for solutions. Commissioners, any questions or further comments?

Commissioner Melcher: No, I just know what I thought I was being told, and that's why I voted the way I voted, or we wouldn't be here on this.

President Kiefer: Okay.

Commissioner Ungethiem: This actually was voted on last year in December, as I understand.

President Kiefer: Yeah.

Commissioner Ungethiem: Because I'm trying to catch up here a little bit.

Commissioner Melcher: You're not going to get the blame.

Commissioner Ungethiem: Well—

Commissioner Melcher: Let the record show.

Commissioner Ungethiem: — I don't mind that. The other question that we talked about briefly is, is there an alternate source for doing this at a cheaper price? I think that's one of the things that we need to take a look at. You know, can we provide this service through an alternate source at a lower price? I don't think we've looked at that.

Commissioner Melcher: We have looked at that. It's been a while, but we have looked at that when we were looking at the 41 route and the USI, we've looked at that.

President Kiefer: It's difficult. I mean, METS is set up, they've got, they're completely mobilized to provide these services, and, you know, when we had some third party vendors come out and try to provide us some things in the past, now, that's not saying it wouldn't be better this year, but in the past, you know, we've always struggled with that. Because CAJE really pushed us hard to have this bus service out to the north side, and everybody remembers how difficult that was to get that accomplished. Yeah, Joe, go ahead.

Joe Harrison, Jr.: You know, I do see the METS representatives here, and it was my understanding that roughly 85 to 90 percent of the riders received federal or state subsidies. METS bills those entities for the rider ship. They process the paperwork. It's my understanding that the individuals who receive this funding, receive, are entitled to receive anywhere from \$2,500 a year to \$7,500 a year. Can you expound? Can any of you guys come up here and expound upon that? Whether that's true or not. It's my understanding that you all facilitate all of the paperwork. It's not like they're, the riders aren't providing you money and giving money to the drivers all the time. It's just occasionally, I guess.

Todd Robertson: Todd Robertson, Transportation and Services, the Director for Transportation and Services. Somewhere, I think, we got something lost in the translation, because when it comes to recouping, there is programs out there for the riders to recoup their costs, but that's on their end. That's not on necessarily on METS' end.

Joe Harrison, Jr.: So, you don't provide, you don't send in the paperwork?

Todd Robertson: No.

Joe Harrison, Jr.: Well, that's not what I heard.

Todd Robertson: That may be something that you may have between, I'm not sure if Kerry communicated that, but I, that's not something that we—

Joe Harrison, Jr.: Because the county doesn't provide, doesn't do that.

Todd Robertson: Well, the individual, it's the individual who—

Joe Harrison, Jr.: Yeah, but I was told that that money doesn't go to the individuals, that that money comes from the federal government to METS.

Todd Robertson: Well, it sounds like we're mixing programs.

Joe Harrison, Jr.: Okay.

Todd Robertson: There is a program within the city that the city actually has the ability to be able to recoup certain amounts provided on certain people who meet certain clarifications, or certain criteria. However, this is a county contract, which is not covered, for us, by, or regulated for us by the same set of standards. Therefore, we could not recoup that particular amount. Now, the county perhaps could go after some type of—

Joe Harrison, Jr.: Yeah, but that's not what I was told.

Todd Robertson: Okay, well, that's what I'm saying—

Joe Harrison, Jr.: Whatever you're telling me is a whole new ball game.

Todd Robertson: See, you and I, we didn't talk as much.

Joe Harrison, Jr.: No.

Todd Robertson: You and I did not talk.

Joe Harrison, Jr.: You're telling me something that I've never heard.

Todd Robertson: Okay, alright.

Commissioner Melcher: So, basically, if I remember right, the city has their regular bus service, and the federals said you have to run a mobility or something at the same hours as you do the other.

Todd Robertson: Right.

Commissioner Melcher: But, that's just for the city.

Todd Robertson: That's for the city.

Commissioner Melcher: That's why there's a different set of rules.

Todd Robertson: Correct.

Commissioner Melcher: Now, for the county, we don't have one, so you don't have to do the county's METS Mobility, I understand that.

Todd Robertson: Correct.

Commissioner Melcher: That's why we were trying to get a contract that we could all afford, but we know we haven't got it in the budget, and we know there isn't any

more money, because of the tax caps. That's just plain where it went to. Nobody really knew what they were voting on when they voted on it that night.

Todd Robertson: Quite honestly, it is a program that more and more of the county riders are taking and utilizing, and therefore when the rider ship increased, the mileage increased, the cost increased. I mean, and that's where—

Commissioner Melcher: Well, that's what for me hard to understand.

Todd Robertson: Right.

Commissioner Melcher: If you're going from point A to B to C to D, you're driving that way with an empty bus, or 50 in the bus.

Todd Robertson: Right.

Commissioner Melcher: I don't know how—

President Kiefer: Todd, how many people are on a bus?

Commissioner Melcher: That doesn't matter. The idea is, you're driving five miles every trip. Now, you're either driving five miles with a full vehicle, I don't care if it's a two man vehicle, or a one person, to me there's not an increase, you actually increase in income. Because if you're charging five bucks or fifteen bucks a seat, and you fill it up, you've still got to run that whole thing if it's one or none.

Todd Robertson: But, I think part of it is, the scheduling and the timing. I understand what you're saying, that if you put, from what I think I hear you say is that you can put more people on there and then reduce the cost by putting more on there, as opposed to having one or two go at a particular time. But, that would present a scheduling problem, because you would put ten people, try to fit ten people on the bus, which you could perhaps do, but that means the person you would pick up at point A, or the very first one, you may have to pick up at 7:00, but their ride delivery time may not be until 1:00, just hypothetically speaking. The base, the way the program is designed is that it is programmed, it is an actual program, a computer program that actually strategically looks at the people who have scheduled their appointments. Based on their scheduled appointments, we have to decide, it kind of outlines where we need to be at and the next person in line to get them there at the requested time. That's how it is kind of outlined the way the program is set up so that we can actually make sure that everyone gets to their time, or their appointment at their proper time.

Commissioner Melcher: Okay.

President Kiefer: Hey, Todd?

Todd Robertson: Yes, sir?

President Kiefer: So, when, I think the big struggle for us is, you know, we're up at \$317,000 for a year. You know, obviously, we understand there's 5,000 riders, you know. I think, Commissioner Melcher's point is well taken, you know, if you have more riders, you should have a reduced cost, well, maybe not a reduced cost, but a reduced per rider cost. So, I guess, we're just trying to figure out is there a way

to get the price down so we can afford to continue doing the program? That's what we need to figure out.

Todd Robertson: I mean, you have options if you so desire. There are some things that you may want to consider as whether or not what's necessity and what's leisure. There, you may want to, and this is just hypothetically speaking now, this is fresh, I'm just throwing this out here. I'm speaking off the cuff, that you could perhaps look at maybe a reduced cost for those who are going to the hospital or the doctor, or to get their medicine, but then those who are using it as a leisure to go to other places, remain at the \$15 offset. That's just hypothetically, because, I mean, and I hate to be the one to even bring this up, but if I can ride from five dollars out there, I'm going to utilize the METS Mobility service, if I just wanted to take a little leisure time. I'm going to take advantage of the service if it's provided for me. If it's a necessity, reduce the cost for those who are...and I'm not sure what the goal is, because I was not here, instrumental at the beginning of the set up, but what the goal, the objective of the program for the county is, but whatever the goal was for the county, then whatever you were trying to meet, I would look at those essential things first, and then those other things that are leisure, I would treat it perhaps as a leisure cost and let it remain at the existing cost. That's just my thought.

President Kiefer: Todd, thank you very much. I know Kerry and the city has worked hard to try to provide us information. Everybody wants to do the right thing, get the cost down for the riders. I really appreciate that. We are at an impasse on this thing. So, what I'm going to recommend tonight is that we reduce the price back to five dollars for the riders, and we'll have six months, or up through the month of June to evaluate this program. At that point, we either stop providing the service, because we don't have the money, or we'll come up with a new, better way to provide it. It might be like you said, Todd, that, you know, we have to somehow discriminate between well this is a, you know, you're going to the park or going shopping versus, you know, going to a doctor or going to work type thing. So, we may have to have different levels of pricing for different services. You know, I'll ask that we make a motion to adjust it back down to five dollars. I don't know if we need to follow up with a specific, something in writing, but I would say we could adjust it back—

Joe Harrison, Jr.: Well, we've got an agreement that....when was the price increase to take effect?

Todd Robertson: The 15th of February.

Joe Harrison, Jr.: Well, we could go ahead, and if you want to make that motion that the county rate will be amended down to five, and hopefully the city Board of Public Works that probably signed that as well will go along with that amendment, if that's something you guys want to do.

President Kiefer: But, we can't—

Joe Harrison, Jr.: That would be through the end of June.

President Kiefer: Through the end of June and we can't make any guarantees whether, what we can do with the program from that point.

Commissioner Melcher: We already know that now.

President Kiefer: Yeah.

Commissioner Melcher: I mean, that's already up front. We know what's happening right now. We've got people that can't pay the \$15. So, I was going, I'm glad you brought that up, President, because I was going to make that motion before this thing was over. So, I'm fine.

Joe Harrison, Jr.: And the contract price is \$175,000.

Commissioner Melcher: That's exactly right.

Joe Harrison, Jr.: That's what it is for six months.

Commissioner Melcher: We've already got the contract price.

President Kiefer: When we run out of that money, we'll be out, and we'll have to figure out what to do from that point.

Todd Robertson: Okay, I'm not sure if that number works for six months or not.

Joe Harrison, Jr.: Well, it had better work out, it's in writing.

Todd Robertson: Well—

Joe Harrison, Jr.: Okay.

Todd Robertson: — I'll leave that between attorneys.

Commissioner Melcher: As long as both ends sign it, that's fine.

Todd Robertson: Yeah, I don't get into that. Have a good day.

Commissioner Melcher: So, if you want a motion, I'll make the motion that we get the rider ship back to five dollars.

Commissioner Ungethiem: I'll second it.

President Kiefer: Okay, with the caveat that we'll review this at the end of, you know, for the next, the following six months and try to come up with some alternate plan.

Commissioner Melcher: We can't wait till the end.

Commissioner Ungethiem: I think we need to start having, start getting a plan together now.

President Kiefer: Well, that's what I'm saying. We're voting on this with the idea that we've got to know that it ends at the end of June.

Commissioner Ungethiem: One of the things that I would like to understand is how the city gets the federal funding, and can we, as a county, get that federal funding, or how do we go about getting more of that funding for—

Commissioner Melcher: Well, I think the best way to do that is probably go into the MPO. Isn't that, did they leave?

Joe Harrison, Jr.: Yeah.

Commissioner Melcher: Wow, that was quick. I never ran from a dog fight that quick.

President Kiefer: Okay, we've got a first and a second. I'm sorry, Commissioner, go ahead.

Commissioner Melcher: No, I just think that we need to do it. We need to find out what we're going to do. Let's go ahead and vote.

President Kiefer: Okay, we have a first and a second. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Before I vote, I want to say to the general public that there was a genuine misunderstanding with the County Commissioners, these County Commissioners, because, at least the way I understood it, as stated earlier, was there was being a reimbursement to the federal government. I'm sorry to say that this program may only run for six months, and we're going to have to really come up with something quick in order to continue the program. So, with that, I'll vote yes, but I just want everybody to be aware that we run out of money at the end of June.

Commissioner Melcher: I don't think it was just us, it was the attorney and everybody.

President Kiefer: Yeah.

Commissioner Melcher: We all believed one thing and it was different.

(Motion approved 3-0)

President Kiefer: Okay, is there any other new business?

Commissioner Melcher: Before we go, is there anybody else that wanted to say anything on this?

President Kiefer: Yeah, anybody else want to, do you want to come back up and say anything?

Commissioner Melcher: I mean, you made a trip down. I don't want anybody to think that we rushed them off.

Linda Mattingly: The only other concern I have is we didn't get notice of this until just Saturday. So, yeah, I know, but I'm just saying to these gentlemen that left, I mean, will we know in time? I mean, even if you would just double it, triple it is just, you know, it's not fair to these kids. I know you're shaking your head, sir, but they can't, they're sick and elderly. They're disabled. I mean, that's a lot of money to them.

Joe Harrison, Jr.: I think they need to study it, you know, and maybe they'll never increase it.

Linda Mattingly: Yeah. Well, it's just that these kids are trying to get out and support themselves, and we just wanted to make you guys aware that, as you were, we were all confused and couldn't figure it out.

Commissioner Melcher: If you were confused, we were too.

Linda Mattingly: Yeah, just so we can know ahead of time when you are ready to talk about it again, we would all like to come and talk with you.

President Kiefer: Okay.

Commissioner Melcher: We did, I did get your e-mail, but–

Linda Mattingly: Yeah, I didn't hear from anybody.

Commissioner Melcher: – at the same time I was reading it in the paper, and I thought, well, this is the same thing.

Linda Mattingly: Yeah, I'm that 60 year old woman they put in there.

Commissioner Melcher: Then I heard you were coming down, so, I thought, we'll just do it all at one time.

Linda Mattingly: Okay, that's great. Thank you for your time.

Commissioner Melcher: Thank you.

President Kiefer: Thank you. Appreciate you coming here. Is there anybody else that would like to speak about this matter? Okay, then, is there any other new business?

Old Business

President Kiefer: Old business? Any old business?

Public Comment

President Kiefer: Public comment? Any other public comment? Come on up, if you want to make a public comment. Is that Scott?

Scott Hurt: Yes, sir.

President Kiefer: Oh, hey, welcome.

Scott Hurt: How are you?

President Kiefer: Just state your name and address for the record.

Scott Hurt: My name is Scott Hurt. I live at 7600 Moss Creek Road in the northwest Vanderburgh County. I've got a couple of things, if I could approach?

President Kiefer: Yes.

Commissioner Melcher: I almost didn't recognize you without your uniform.

Scott Hurt: I would like to talk to you briefly today about adopting a county ordinance for excessive noise, or a noise nuisance ordinance. It's my understanding we do not have one. By giving our county deputies an option with a noise ordinance, we give them another tool for their belt.

President Kiefer: Scott, while you're passing these things out, I guess, one question that might come up, and I know Commissioner Ungethiem represents the north side, which is a heavy farming community, you know, farmers do work late into the evening and, you know, a noise ordinance could possibly affect their way of doing business and conducting. Are you talking something in subdivisions?

Scott Hurt: Yes and yes. I do not want this to affect our farming community. I would like to give the Sheriff's Department and our deputies enough guidance, or I should say leniency, let them use their own judgement, make it subjective enough where we're not tying their hands down to a decibel meter. You know, we trust our deputies with guns and cars and we let them make decisions on who they arrest, who they give tickets too. I know they're smart enough to decide what is excessive noise. We're not talking about our farm equipment here. I'm talking about loud music, loud cars, firearms, things of that nature. I know that we have a disorderly conduct State statute, but this is going to be a county ordinance, something before we get to that criminal matter, you know, before a deputy comes out and takes someone to jail. A county ordinance gives them an option to write a ticket. Rather than go through misdemeanor court, a county ordinance, you know, that's filed through small claims. So, we have a difference here between our State law, which I gave you a copy of, and any proposed county ordinance that you may look to adopt, I owe you a little bit of an apology, because this is my first time I've appeared here before the Commission. I work for the City Police, I'm a Sergeant. I've been a police officer for 28 years, and I can tell you that the county, or the city ordinances, they do help us. They do give us options in the city. I also, I wasn't sure how much information you wanted tonight, how much I should give you. I didn't know what kind of public support I should bring with me. So, I'm a little new at this.

President Kiefer: Scott, you're doing a good job, and always appreciate your service to our community. I've known you for a long time, and very thankful for what you do for our community as well. Always feel free and at ease to come up and talk to the Commissioners. We welcome public comment.

Commissioner Melcher: No, I told him I didn't recognize him without his uniform.

President Kiefer: Commissioner Ungethiem, and I know Commissioner Melcher both do, the district I represent is mostly city. I would say it's maybe all within the city limits. I know you represent some of the rural area into the county, so you may have some thoughts and ideas about this.

Commissioner Ungethiem: Yeah, I think we need to take a look at this and see if we can put some measurability to this, in terms of decibel levels, in terms of times during the day or night, or middle of the night, that kind of thing. So, we would have to put some teeth around this. I think the city has a noise ordinance.

Scott Hurt: We do.

Commissioner Ungethiem: So, we would be able to grab that ordinance, see how that is structured, and then take a look at this. I don't mind taking a look at that, I just want to make sure that we're not going to adversely affect a farmer who's got to be in the field at midnight, because it's going to rain two inches the next day and he's trying to get his crops out.

Scott Hurt: Absolutely. I totally agree with you. That's not something we want to do.

Commissioner Melcher: I think that's what you meant by the officer's discretion.

Scott Hurt: Absolutely. You're giving the deputy the discretion, you know, for the excessive noise. What research I have done over the last week or two, looking at other county ordinances, you'll see that I did put two on the sheet that I gave you. It also has my name and my phone number. If you would develop maybe a committee to explore this, I would be more than happy to be on that committee in any way that I could.

President Kiefer: Perhaps we can have attorney, Joe Harrison, look into this a little bit further, you know, maybe check with the city's ordinance. But, then, perhaps, Sheriff Wedding might have some ideas as well. Sheriff, I don't know if you've got any comments now, or if you want to look at this later. I always welcome the County Sheriff to make a few comments.

Dave Wedding: I know Scott. I've known Scott for a long time. We're actually friends. He's talking about, what he was disturbed with was hunters shooting geese in a field. I think his concern was the hour of the day. Now, once again, when you're in the county, people shoot guns. So, if we look at something, we're going to have to look at this very broad based, because you have people that hunt, you have people that farm, and where are you going to draw the line? I think Commissioner Ungethiem basically stated, we would have to look at things on a case by case basis, figure out is it excessive? Who's being annoyed by it? How many people? Because, you know, one person can claim that somebody's playing their stereo at their swimming pool is excessive, whenever they're having a pool party, and it's 2:00 in the afternoon. So, is the ordinance going to affect that person because their stereo is up and I can hear it one house down? Just like in hunting, you may hear gun shots intermittently while they are hunting game. Is that excessive? Versus a guy who has a firing range one house down and he's firing a semi-automatic weapon for two hours consecutively. So, I appreciate, you know, that he was being disturbed by what he felt was excessive noise, and I think you would have to maybe form a committee to adopt some type of ordinance, and you would have to look at both sides of it, you know, the people who hunt or shoot guns, the people who live nearby. What's happening with the county residents is, we're basically urbanizing what used to be very rural areas in Vanderburgh County. So, you know, I live in the McCutchanville area, we have people that live in subdivisions, but behind their homes there's woods and there's people who shoot guns. So, some people may be annoyed by that, but they moved out to the county. So, they're kind of living a double life. They've got city style living in the county. So, anything that we do, and once again, I appreciate it, because Scott and I we have worked together for years and years and years, and we've known each other since the 80's. So, I appreciate his concern, and maybe there would have to be a situation on what time of day would a hunter go out and discharge a firearm. You know, if it's 6:00 a.m. and people are trying to sleep, versus 8:00 a.m. when people are up drinking coffee and they're just being annoyed by a gun shot intermittently. So, there's a lot of studying we would have to do. We would have to form a good committee. We would have to

get a broad base of people to figure it out. Man, I would be more than happy to get with people to look into that, if that (Inaudible.)

Commissioner Melcher: That was going to be my question, you probably ought to sit on this committee too.

Dave Wedding: I would be more than happy to.

Commissioner Melcher: Because you're the one, your office is the one that's going to get the calls.

Dave Wedding: Yeah, we do. I mean, we get calls throughout the year, you know, one of the largest times of the year when we get calls is dove hunting, because people are hunting doves and they're shooting them. A lot of times the doves fall dead in somebody's yard, because they go 50 yards after they've been shot in somebody's property. So, we get a lot of complaints on that. So, people do, you know, deer hunters, all kinds of, squirrel hunters, people are out in the woods shooting, people they call the dispatch and say shots are fired. Well, the shots are fired because people are discharging a weapon because they're hunting, and they're hunting legally, but, the call comes out as shots are fired, and then we have to go out and investigate a hunter. So, there's a lot at stake here when we look at adopting an ordinance.

President Kiefer: Well, I appreciate those comments. Scott, I especially appreciate you bringing your concerns to our attention.

Scott Hurt: I would also like to add that this is not a self serving ordinance that I'm asking you to adopt. I probably have a half a dozen firearm ordinances that I would have introduced to you today. So, it's not, despite what the Sheriff may think, it's not a self serving ordinance, I'm looking at the people that I've talked to that are upset because their neighbors dog has been barking for the last two years, and there's not a noise ordinance to....you know, are you going to lock that person up for a barking dog on disorderly conduct? Because that's their option right here, disorderly conduct.

President Kiefer: No, I think, it's—

Scott Hurt: It's not a self serving, I guess, that's what I'm getting at, or I would have just made it a firearms ordinance and been done with it. It might have been even a little easier for me, because, yeah, they are shooting behind my house, but it is a noise ordinance, not only for me, but it's for all the people in Vanderburgh County that are having trouble with loud music, barking dogs, firearms, things like that. So, I guess, that's where I'm at with this. I'm also under the understanding that you went hunting this weekend, didn't you? So, he may be a little sympathetic with the hunters that are hunting out there behind my house. So, you know, I think that's where I'm at right now with this. I'm just asking you to look at it. If you do establish a committee, I would be more than willing to help in any way that I can.

Commissioner Melcher: I think we're going to have to establish a committee, but I want enough people on it across the board, that way we get a better representation from everybody.

President Kiefer: Yeah.

Commissioner Melcher: Because we don't want any misunderstandings like our bus thing.

Scott Hurt: Absolutely.

President Kiefer: Well, Scott, we obviously won't be able to act on anything tonight.

Scott Hurt: Yes, sir.

President Kiefer: But, you know, we can look into this, and we appreciate our Sheriff's Department and the hard work that they do, but we also appreciate what you do and what the citizens that live in Vanderburgh Count do for our community. So, we will look into this—

Scott Hurt: Thank you.

President Kiefer: – and appreciate you bringing it to our attention.

Scott Hurt: Yes, sir.

President Kiefer: Any other public comment?

Consent Items

President Kiefer: Then I would like to ask Madelyn to read the consent items.

Madelyn Grayson: The consent items for the February 3rd meeting are as follows; we have approval of prior minutes, we have the January 20, 2015 Commission meeting minutes; employment changes for the Commissioners approval, there are two for Area Plan Commission, one for the Commissioners, and three for the Health Department; the Old Courthouse we have an HVAC semi-annual service agreement with J.E. Shekell; the County Highway Department has a storage tank pollution liability certification; the County Auditor has an affidavit regarding certification of employment, a covered bridge certification and the January 2015 A/P vouchers; the County Treasurer has the December 2014 monthly report; the County Engineer has a department head report; Weights and Measures has the December 16, 2014 through January 15, 2015 monthly report; and the Ozone Officer has a December 2014 monthly report.

President Kiefer: Is there a motion to approve the consent items?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: With that, I would like to ask for a motion to adjourn.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The meeting was adjourned at 6:05 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the January 20, 2015 Commission Meeting Minutes.

J.E. Shekell OCH Semi-Annual HVAC Preventative Maintenance Agreement.

Employment Changes:

Area Plan (2)

County Clerk (1)

Coroner (6)

Commissioners (1)

Prosecutor (2)

Sheriff (18)

Health Dept (3)

Superior Court (1)

County Auditor:

Affidavit Regarding Certification of Employment.

Covered Bridge Certification.

January 2015 A/P Vouchers.

County Treasurer: December 2014 Monthly Report.

County Engineer: Department Head Report.

Weights & Measures: December 16, 2014-January 15, 2015 Monthly Report.

County Highway: Storage Tank Pollution Liability Certification.

Ozone Officer: December 2014 Monthly Report.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Brian Gerth	Joe Harrison, Jr.	Kristin Comer
Madelyn Grayson	Ron London	Steve Owens
Ken Spear	Jerry Grannan	Jacob Murphy
Linda Mattingly	Todd Robertson	Scott Hurt
Dave Wedding	Others Unidentified	Members of Media

VANDERBURGH COUNTY
BOARD OF COMMISSIONERS

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Member

(Recorded and transcribed by Madelyn Grayson.)

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS
FEBRUARY 17, 2015**

The Vanderburgh County Board of Commissioners met in session this 17th day of February, 2015 at 5:02 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. I would like to call to order the Vanderburgh County Board of Commissioners for February 17, 2015.

Attendance Roll Call

President Kiefer: If you could do roll call, Madelyn.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here. So we have full attendance and we can move ahead.

Pledge of Allegiance & Invocation

President Kiefer: I would like to ask Joe Harrison, Jr. to lead us in the Pledge of Allegiance, and then please remain standing afterwards, Commissioner Melcher will do an invocation.

(The Pledge of Allegiance was given.)

Commissioner Melcher: Eternal Father of Abraham, Isaac and Jacob, please bless us, bless our land, guard us with Your mighty hand. Keep us free from evil powers, be our guiding light through countless hours, grant true wisdom to our leaders and to our defenders. May truth and justice bind us forever. We ask this prayer in Jesus' name. Amen.

All: Amen.

Commissioner Melcher: Thank you.

President Kiefer: Thank you.

Grow Southwest Indiana Workforce Update

President Kiefer: First, under action items, we have Grow Southwest Indiana Workforce update. I see Jim Heck is here and Ann Martin. Thank you for coming tonight, and we appreciate a nice update.

Jim Heck: Well, thank you. I always appreciate coming and letting you know what we've done over the last half a year. The first thing I want to let you know is you'll see a save the date postcard. We're required to have two meetings with elected officials each year. One of them is our annual meeting, which we had in October. This is the second one, it will be April the 7th at 11:30 a.m. at Innovation Pointe. Mayor Winnecke is the Chief Elected Official for the region will host that. That will also coincide with our WIC board meeting, where they will elect new officers as well. So, you're invited to attend. We'll provide lunch for you, if you are able to attend that meeting. We would love for every one of you to make it, if you could.

President Kiefer: Yeah, thanks. If you would, I apologize, I forgot to introduce Erika Knight. She is new to our Commissioners office. If you could give her that save the date.

Jim Heck: Sure.

President Kiefer: Erika, if you could send out invitations to the Commissioners so we make sure we have that.

Jim Heck: The next thing is just a little snapshot of our first six months of our program year, which starts July 1, and runs through the end of the calendar year. It kind of compares what has happened so far this year with what happened at the same period last year. You see that the job openings are up, unemployment is down, and you've got quite a few job seekers inside in the contingent counties around Vanderburgh County looking for work inside Vanderburgh County, which is always a good thing. Along those lines, we are working with the Baptists Ministers Alliance, and the NAACP to host a job fair this coming Saturday at the C.K. Newsome Center from 10:00 a.m. to 2:00 p.m. The first hour will be reserved for veterans to come and apply. We look for a really good turnout of businesses looking for help there. So, just wanted to make sure that you were aware of that. The top five job openings in Vanderburgh County and Indiana Career Connect, you see that personal care and service occupations lead the way. Production occupations are a close, are right there as well, and sales and related occupations, those are the top ones currently in Indiana Career Connect for Vanderburgh County. Then you see some of the highlights, one of the things that I wanted to mention was we've got a teacher boot camp coming up this summer that was funded by Alcoa, Sabic, Toyota and Berry Plastics, to take 30 teachers this summer and put them in the manufacturing environment, let them, it will build a curriculum for them so that they can take that out and use that in their, at their school to help kids understand why they need the math and English that they're learning, how it affects jobs currently. So, and they will be at those four manufacturers during that summer.

President Kiefer: Okay, thank you.

Jim Heck: The teachers, the 30 teachers, and they'll all be from those four counties of Gibson, Vanderburgh, Posey and Warrick.

Commissioner Melcher: I've got a question. You said this Saturday is going to be this thing and you're going to have veterans early. How did you reach out to the veterans?

Jim Heck: Well, with our veterans representatives inside of Work One, we've got three veterans representatives. We asked them to send out to their contacts, let them know through their contacts.

Commissioner Melcher: Okay, and we also have a veteran representative office that the county has. Does he know anything about it?

Jim Heck: As far as I know, Steve, he's been notified, but that, we work through our veterans representatives to do that. I'll make sure that he does.

Commissioner Melcher: I'm just thinking about the future.

Jim Heck: Right.

Commissioner Melcher: You know, because he sits on the Veterans Council board that meets once a month. What happens is, the delegates from all these different posts throughout the county attend it, so the word could even get out bigger.

Jim Heck: Okay.

Commissioner Melcher: If he knows about it.

Jim Heck: Okay, we'll make sure and include him.

Commissioner Melcher: Yeah, if you could add him in the future, I think that would help.

Jim Heck: Okay.

Commissioner Melcher: It's Paul Du Pont.

Jim Heck: Paul Du Pont, yeah, and I'll be glad to.

Commissioner Melcher: Okay.

President Kiefer: Are we supposed to approve this local elected officials agreement tonight?

Jim Heck: Well, that's the last thing I have on my agenda is, it's the end of a three year term. You have an agreement that's in place, it's been in place, this is the third year, and currently Mayor Winnecke is that chief elected official for this county. It has to be one of three Commissioners or the Mayor of any city of 5,000 or larger. So, that includes Evansville. Currently it's Mayor Winnecke. We have met with Mayor Winnecke, and he is willing to serve, continue to serve in that capacity, but he also said if one of you want to do it, he is okay with that as well.

President Kiefer: Do we have to vote on this tonight?

Jim Heck: You do not have to vote on it tonight, but, you know, it's—

President Kiefer: I would like, if it's okay, we could do it next meeting, and then that way we could discuss—

Jim Heck: Okay.

President Kiefer: — you know, if we, you know, we can discuss this.

Jim Heck: Sure, that's perfectly fine.

President Kiefer: Do you have any questions, Commissioner Ungethiem?

Commissioner Ungethiem: No.

Commissioner Melcher: No, we've done this before.

President Kiefer: Yeah, I mean, it's the same thing, it's just that I think it would give us a chance, I want to make sure the Mayor is enthusiastic about continuing on, and if he is, great. You know, if not, then we'll figure something else out.

Jim Heck: Yeah, he's done a great job. I would say, I would characterize him as enthusiastic, but he may tell you something different.

President Kiefer: Well, I know he's done a good job with it, and we're glad to have him serving in that capacity. I think we can vote on that agreement at our next meeting.

Jim Heck: Alright, well, thank you for your time tonight.

Commissioner Melcher: Thank you.

President Kiefer: Well, thank you. Any other questions before they go?

Commissioner Melcher: No, just thanks for what you do.

Jim Heck: Thank you.

President Kiefer: Appreciate it.

Introduction of Students in Attendance

President Kiefer: In my rush of enthusiasm to get started with the action items, I failed to recognize, are there any students in the audience? Okay, do you want to say your names, or, you know, tell us who are, what school you're from?

Ashley Becker: I'm Ashley, and I'm from the University of Evansville.

President Kiefer: Oh, well, why don't you come up front and just tell us briefly...yeah, just—

Commissioner Ungethiem: Step to the podium, be on t.v.

Commissioner Melcher: Don't tell her that until she gets there.

Ashley Becker: Alright, well, I'm Ashley Becker. I am a Communications Major and a Visual Communications Major at the University of Evansville. We are here to do a report for our class. So, I'm just taking notes.

President Kiefer: Okay, anybody else? Come on up. We like having students here, and it's always a pleasure whether it's high school or university students, to have you here, and appreciate you coming to our meeting.

Marketa Trowsilova: Hi, my name is Marketa. I am here with Ashley. We are here for our Basic Reporting class, to make a story about this meeting. My major is also Communications. I am a senior from the University of Evansville.

President Kiefer: Well, thank you too for being here this evening.

Madelyn Grayson: Did you sign in on the attendance sheet, by any chance?

Marketa Trowsilova: Yeah.

Madelyn Grayson: Okay, thank you.

President Kiefer: Thank you very much. Then again, I would like to more properly introduce Erika Knight. Kristin, when did Erika get started and how long has she been here, about a couple....about a week or so now?

Kristin Comer: Last Wednesday, so this is her fourth day.

President Kiefer: Okay, her fourth day here. She's going to be helping us out. We welcome you and thank you for joining us here. It's going to be a fun time. Do we have students up front too? Oh, okay, I didn't see the hands go up. Well, why don't you come up and introduce yourself quickly. Then, we'll let everybody know that you're here.

Bobby Shipman: Let's all come up together.

President Kiefer: Okay.

Bobby Shipman: Okay, well, my name is Bobby Shipman, and I'm a Radio and Television and Journalism Major. We're here with the University of Southern Indiana for our Public Affairs Reporting class.

President Kiefer: Thank you.

Sara Schmitt: I'm Sara Schmitt. I'm a Journalism and Photography Major, the same class.

Bradee Gray: I'm Bradee Gray. I'm just a Journalism Major.

Paola Marizan: My name is Paola Marizan, and I am also a Journalism Major.

President Kiefer: Well, welcome. It's great to have both universities represented. Thank you very much.

Commissioner Melcher: Is there anybody from Ivy Tech?

President Kiefer: Well, we'll move on. Sorry that I didn't get that done right away. Just too much enthusiasm about the rest of the meeting here.

County Clerk/Election Office: Poll Worker Pay Rate Increase

President Kiefer: Next is County Clerk/Election Office, I know Debbie Stucki is here. I think I also see representatives from each party. Debbie, I think this is a request for payroll increase for poll workers.

Debbie Stucki: Correct. The Election Board met in December of last year, December 5th to see how the, to discuss how the election went last year. There's always the discussion of poll workers. They never can hardly seem to fill every position that we need. There's always somebody, and even if they do fill it, there's always somebody that calls in that day, doesn't show up. It's very important that we get good poll workers in there to help us run the elections.

President Kiefer: What do you do when you have a voting place that doesn't have the necessary workers? How do you handle that?

Debbie Stucki: As long as there's a Democrat and a Republican in each position, they can open the polls.

President Kiefer: Okay. I do know from my own involvement with elections that it is a difficult job getting people to show up and to work. What's the current rate, \$5.00 an hour?

Debbie Stucki: Well, they get, the different positions, the Inspector gets \$130 for the day.

President Kiefer: Oh, okay, here it is. I'm sorry, but it's, what, a 12 hour shift?

Debbie Stucki: The polls are open from 6:00 to 6:00, 12 hours, but you're supposed to be there an hour before to set up, and then about an hour it takes to, you know, tear everything down and put it all back together. So, you're there about 14 hours, the worker is.

President Kiefer: And, so, you've got some recommendations on what the pay increase should be for the workers?

Debbie Stucki: Right, and it's up to the Party Chairman to try to fill those positions. I know they always have trouble trying to fill those spots. We're thinking, if, it was suggested that maybe if we increase the pay we could get more people interested, they would want to work, and maybe we could re-train them and retain them for future elections so we wouldn't have to keep training over and over new people.

President Kiefer: Okay, so, what are you....the increase, I see here, it says total dollar amounts you want to increase by \$17,200. Break that down into what the hourly rate, what are you talking about in hourly rates?

Debbie Stucki: Well, on the—

Joe Harrison, Jr.: It's per day.

President Kiefer: Well, I mean, but if they're working 14 hours, you know, if you're going to try to hire somebody, nobody's going to come out for \$5.00 an hour, you

know, over the course of the whole....Wayne, it appears that you may have some of these answers.

Wayne Parke: Okay, very good. Yes, but to add to what Debbie said, that it's a minimum working time with the polls open 6:00 to 6:00, and they've got to be there an hour before, and they've got to be there an hour down to tear down and move stuff to the Clerk's office. So, they're working on election day an absolute minimum of 14 hours. They actually get paid on a per diem basis, but when you divide the hours into the amount of pay that they are getting, about \$6.00 an hour.

President Kiefer: Okay, that's what I was trying to get at.

Wayne Parke: So, the majority of workers are getting \$6.00 an hour, and, of course, minimum wage is \$7.25 and all that. So, we've got a real problem about securing poll workers, and, you know, the pay is important. The county, the Election Board met, and both Rob and I was there and discussed this issue about increasing pay, and there's unanimous support with the Election Board, as well as with both Chairman of both parties.

President Kiefer: Wayne and Rob, just for the record, could you state your names for the record?

Wayne Parke: Okay, I'm Wayne Parke, and I'm Chairman of the Vanderburgh County Republican Party.

Rob Faulkner: I'm Rob Faulkner and I'm Chairman of the Vanderburgh County Democratic Party.

President Kiefer: So, you both are recommending an increase in order to be able to attract poll workers?

Rob Faulkner: That's right. It's increasingly difficult to get poll workers there.

Commissioner Melcher: Okay, if we're doing this, can you tell us what the Inspector will make? The \$130 will go to what?

Debbie Stucki: The Inspector would go to \$260.

Commissioner Melcher: Okay.

Rob Faulkner: There was a January 15th letter from the Election Office.

Debbie Stucki: Do you have a copy of that letter?

President Kiefer: It's in your book.

Commissioner Melcher: Oh, it's in the book?

President Kiefer: Okay. I was looking at this sheet here.

Commissioner Melcher: I was too, since they handed it to us.

Debbie Stucki: That was to show the difference in dollars.

Rob Faulkner: The current is on the first page and the proposed is on the third page.

Wayne Parke: Right, so, what's being proposed is to increase the Judges and the Clerks to \$12.00 an hour. Of course, there's a Lead Judge that would be at \$13.35, and the lead person at the polls, the Inspector, being \$17.33. That's the equivalent on the rate per hour. The truth is, the way it's set up is, it's on a per diem basis, so, you've got to convert that back. Also, in the base pay that Rob was talking about here, that there's \$10 in there for lunch, so that's included in the per diem basis. So, again, we're asking for an increase in the pay, as well as an increase to pay for training. Every poll worker should attend training in order to be proficient at the polls. We're suggesting that that increase from \$20 an hour to \$40 an hour. So, the total, and with 20, with 16 vote centers, we're talking about a per election increase, in other words, of \$17,200. Of course, this is a city election coming up, and, so, you will be passing that cost back to the city.

President Kiefer: My question is, is this enough money. I mean, to me \$6.00 an hour, I mean—

Wayne Parke: Well, that's not enough now.

Debbie Stucki: That's what it is currently.

Wayne Parke: We're recommending it to \$12.

Commissioner Ungethiem: Look at the last page.

Debbie Stucki: Page three.

President Kiefer: Oh, okay, I gotcha.

Commissioner Melcher: But, once you set that, it's going to be for the next year's election too.

Wayne Parke: Oh, yeah.

Commissioner Melcher: I know we did away with, by giving them a per diem, I was against that, I lost. A lot of them are seniors. They're not allowed to leave. You know, I just didn't understand why they just can't have food brought in to them. I know it's a headache, but it shouldn't be as big a headache now since we've only got less places to go. I would like your board to look at that again, maybe for next year or something. They shouldn't have to get paid \$10 for food, they're not allowed to leave. Then, in some of them, and I know some of them, always a lot of these are seniors, but some of them have certain only food that they could eat. Well, the Inspector needs to know that. So, if you do that, you've got to remember all of those things we used to know. I think that's something we need to increase, I'm all in favor of this, 100 percent. Because it's hard, I was a Chairman, it's hard to get people to work. Without the two parties, we couldn't hold an election.

Debbie Stucki: And going to the Vote Centers, and it states in the recommendation from the board, we went from 660 poll workers in the precincts, to now we need 206 in the county elections. So, we decreased, we saved the county money.

Commissioner Melcher: We're still saving money. I understand that.

President Kiefer: So, can we adopt this recommendation tonight?

Joe Harrison, Jr.: Sure.

President Kiefer: So, we could accept a motion to adopt the recommendation as outlined in the letter from the Vanderburgh County Election Office, dated January 15, 2015.

Commissioner Melcher: I'll be glad to do it, because I tried to get it done a long time ago. So, I'll make that motion.

Commissioner Ungethiem: A question on this, where does this money come out of the budget?

Debbie Stucki: The Election budget. So, it's the General Fund.

Commissioner Ungethiem: Okay, and we have—

Commissioner Melcher: This year it would be all city.

President Kiefer: It would be the city this year.

Commissioner Ungethiem: It would be the city's, but the following year we would have to make sure that the Council made sure that that was reflected in the budget for next year. So, it's not going to affect the county budget this year, per se, but it will next year.

Debbie Stucki: Well, I believe, the county in the primary, I believe the county pays for the election, and the city reimburses them.

Joe Harrison, Jr.: The city reimburses.

President Kiefer: Yeah, it's a pass through.

Joe Harrison, Jr.: One of the things that has to happen though, you all can adopt the pay, the pay rate. The County Commissioners adopt the pay, but the funding has to be in place by the County Council. So, they're the ones that would have to have the funding there. In this instance, it's \$17,000 more than—

Debbie Stucki: Last year.

Joe Harrison, Jr.: Well, what the city rate would be without the increase.

President Kiefer: So, you're going to have to go before the City Council and the County Council?

Joe Harrison, Jr.: No, no, the County Council.

Debbie Stucki: Just the County Council.

President Kiefer: No, they're going to have to go before—

Joe Harrison, Jr.: Oh, I guess you do have to go, do you have to go to the city?

Commissioner Ungethiem: Have you gone before the city at this point?

Debbie Stucki: No, I just go to the County Council. I'm on the agenda for March.

President Kiefer: Yeah, but won't you have to have City Council's approval to increase their budget to pay this additional \$17,200?

Commissioner Ungethiem: Because that will happen in this year's calendar budget for them.

Joe Harrison, Jr.: You may have to. I don't know what they've budgeted.

Debbie Stucki: Yeah, I'm not sure what they budgeted.

Rob Faulkner: We can check with them and see.

Debbie Stucki: Yeah.

Joe Harrison, Jr.: Yeah, it may be that they looked at what it was four years ago, and maybe they didn't.

Debbie Stucki: Because the last city election, in the primary, it was precincts still, and then in November it went to Vote Centers. So, it was kind of half and half that year.

Joe Harrison, Jr.: Oh, okay.

President Kiefer: Well, you've got a couple more hurdles to get through.

Wayne Parke: Right, but it's my understanding is that—

Debbie Stucki: This is the beginning.

President Kiefer: It starts here.

Wayne Parke: — the Commissioners, because the poll workers are temporary workers, part time workers, that the Commissioners are the ones who set the rate, or the per diem.

Joe Harrison, Jr.: Yes, because, they're not county employees—

Wayne Parke: Right.

Joe Harrison, Jr.: — they're contractual people.

President Kiefer: Okay, so we have a first. Do we have a second?

Commissioner Ungethiem: I'll second it.

President Kiefer: Okay, any further discussion? All I can say is, I agree with you guys totally. I've seen it, I've been out at the polls, I know it's very difficult. I for one wouldn't want to be spending a whole day out there, you know, other than just doing it as a voluntary service, and we've already seen that it's not working, just getting voluntary services from people. So, I agree with you. Madelyn, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: And thanks for bringing it to us. I vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Debbie Stucki: Thank you.

President Kiefer: Good luck with the County Council.

Rob Faulkner: Thank you very much.

Debbie Stucki: Thank you.

<p>First Reading of Vacation Ordinance: CO.V-03-15-002: Vacation of Dixie Lane and Riley Drive</p>

President Kiefer: Okay, thank you. Next is a first reading of vacation ordinance CO.V-03-15-002, vacation of Dixie Lane and Riley Drive. Is there a motion to approve this on first reading only?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Any questions? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Since it's a first reading only, I'll vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Final reading will be Tuesday, March 3, 2015, which happens to be our next meeting.

Commissioner Ungethiem: Can we make sure that there's a representative from that group here that night?

President Kiefer: Yes, that's a good idea.

Joe Harrison, Jr.: Oh, no, they'll be here.

Madelyn Grayson: Marco DeLucio will be here.

Joe Harrison, Jr.: Mr. DeLucio will be here. Then, there's a request for permission to advertise for that meeting.

**Permission to Advertise Notice of Public Hearing:
Vacation of Dixie Lane and Riley Drive**

President Kiefer: Yes, that's the next thing, permission to advertise notice of public hearing for vacation of Dixie Lane and Riley Drive. Is there a motion?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Notice will be published Friday, February 20, 2015.

**Health Dept: IDNR Water Testing Contract: Ferdinand-Pike State Forest
Superior Court: Home Verification Officer Agreement: Robert Townsend
Superior Court: Agreement with Churches Embracing Offenders
Third MOU with EVCBA: Old National Events Plaza
CIO: United Leasing Master Lease Agreement (Deferred)
CIO: United Leasing Individual Lease Agreement (Deferred)**

President Kiefer: Next is contracts, agreements and leases. The Health Department contract for services with the Indiana Department of Natural Resources Ferdinand-Pike State Forest. Chris, welcome.

Chris Borowiecki: Hi, Mr. Kiefer. Yes, thank you, I'm filling in for Dr. Spear who is on vacation.

President Kiefer: Yeah, I remember this was about the e-coli sampling tests at the Ferdinand-Pike State Forest beach, 32 times over a two year period, at a rate of \$20 per test, for a sum total of \$640. The contract will run 5/1/15 through 4/30/17. Is this the same price you originally requested?

Chris Borowiecki: Yes, sir. Yeah, it's a flat rate that we charge, \$20.

President Kiefer: You guys determined that covered all of your costs?

Chris Borowiecki: Yes, there's, because I did some research on it to make sure I had, tried to anticipate your questions, but, basically, with a State rule that we have, it says as a County Health Department we're not a money business, we're here to provide a service. Then we do have to charge, you know, to provide for the test. So, for the testing it's like \$9.18, and then you have the labor that goes into running the test and all of that. So, we don't really make any money, but we're not losing any money either. We're kind of breaking even, if you will.

President Kiefer: Well, as long as we're not losing money.

Chris Borowiecki: No.

President Kiefer: And we're not delaying services that we could give people in Vanderburgh County.

Chris Borowiecki: Right. No, it's simultaneous. I mean, we're doing other county services already, and we're the only local lab here, other than probably up in the Indianapolis area. We do the testing ourselves here, and we can run the tests for them, get them the information. I think you had an e-mail where you were asking if we would go pick up, we don't have any couriers that pick up any samples, unless there was some kind of complaint maybe with a pool that we would do, then we would do that. This is strictly them bringing the sample to us, we provide the testing, and then give them the result.

President Kiefer: Okay. Any questions?

Commissioner Melcher: I guess, it's not really a question, maybe it is. Now you said that our Health Department can't make money.

Chris Borowiecki: It's a State rule that—

Commissioner Melcher: It's a State rule that we can't make money?

Chris Borowiecki: Well, we're not to overcharge or anything like that.

Commissioner Melcher: So, when we charge people for their shots from the other part, we can't make money on that neither?

Chris Borowiecki: No, no, we just pretty much—

Commissioner Melcher: So, none of that is making money? All of that is just—

Chris Borowiecki: It's providing for the service, yes, sir. That's the State rule that states that.

Commissioner Melcher: So, on stuff that's outside of our county, I'm not saying that we do this, we don't have to do this then.

Chris Borowiecki: No, but it is a service to—

Commissioner Melcher: I understand, but we don't have to do it though.

Chris Borowiecki: Yes, sir.

Commissioner Melcher: Okay, because I would think that we would have to, I think we should have the opportunity to at least make a little bit of money on that, because our taxpayers are paying it, and they're getting the benefit of it. So, we ought to be able to help our taxpayers out, I believe, by being able to make a little bit.

Chris Borowiecki: Right.

Commissioner Melcher: I'm not saying an exorbitant amount.

Chris Borowiecki: Yes, sir.

Commissioner Melcher: But, there out to be a handling fee or something.

Chris Borowiecki: Right, I do know that if we were to charge more, we would lose those people, because there already are two other companies that are not local.

Commissioner Melcher: Well, good. If we lose them then we don't have to worry about taking, us using our resources for it then.

Chris Borowiecki: But, they're resources that are already provided within the system with the State Health Department. So, it's a service that we're providing to, you know, Posey County, Gibson County, Warrick County.

Commissioner Melcher: No, and I'm not against doing it, I just think the taxpayers here in Vanderburgh County are paying for it, even though we're breaking even.

President Kiefer: Chris, you've got to understand, we've had this same situation with like the Dental Clinic, you know, we had people from all over Southern Indiana, and even Henderson, Kentucky using our services, you know, so, we just want to make sure that the labor and all the time and everything is covered, and we're not short changing Vanderburgh County citizens.

Chris Borowiecki: I understand.

Commissioner Melcher: The way I see it is, no matter what happens in some other counties and Kentucky and that, they're all allowed to make money, Vanderburgh County's not. I don't get that.

Chris Borowiecki: I hear what you're saying. I didn't anticipate that question. So, I'll have to put that in—

Commissioner Melcher: You don't have to anticipate that. I just think there ought to be a handling fee.

Chris Borowiecki: Sure.

Commissioner Melcher: Or, maybe we ought to look into that.

Chris Borowiecki: But, I think it's a small amount though that we would have, I mean, we do have some from out of county, obviously, but the bulk of it, I mean, when I say bulk, I mean a good majority of it is all here. So, there are some that we do outside. I couldn't give you a number. I could look into that for you though.

Commissioner Melcher: No, I don't need the number. I'm just saying that fair is fair. If we had to do it from another county, they're going to charge us.

President Kiefer: Well, I think as long as we're recovering our costs, and you're telling us we are—

Chris Borowiecki: Yes, sir.

President Kiefer: – and it's a service that's not impeding or restricting our current services we're providing to county residents, you know, I think I'm okay with it. Is there a motion to approve?

Commissioner Ungethiem: Yeah, I'll make the motion to approve. You guys must be very efficient at doing e-coli testing, because in a previous life where I came from, we paid a whole lot more for similar type of testing, but I'll approve that.

Commissioner Melcher: But, you were allowed to make money.

Chris Borowiecki: It's a simple pass-fail test. So, that's probably why.

Commissioner Melcher: I'll second it.

President Kiefer: Okay, thank you. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes, and thanks, Chris, for coming tonight, appreciate it.

(Motion approved 3-0)

Chris Borowiecki: Thank you.

President Kiefer: Superior Court home verification independent contractor agreement with Robert Townsend. This is a one year agreement for juvenile drug

testing. Mr. Townsend is to be paid \$25 an hour for his services, not to exceed \$1,600.

Bernie Faraone: That's correct. I'm referring to, it's a local grant that our court gets for a specialized problem solving court. It's for a specialized drug team, a teen drug court. Kids are referred there that need more intensive services. They've been identified with substance abuse problems. We have a small grant that we get, I think it's roughly \$7,500, and then a small portion we want to give to Mr. Townsend to assist us in performing very necessary random drug screening in the home.

President Kiefer: Okay.

Bernie Faraone: Again, the money doesn't come from out of the General Fund. It comes from a grant that's applied for annually.

President Kiefer: Are there questions? Okay, is there a motion to approve?

Commissioner Melcher: Move to approve.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Okay, well, by the way, Commissioner Melcher, they charge \$25 an hour for their testing.

Commissioner Melcher: But, they're allowed to make money too.

President Kiefer: Agreement with Churches Embracing Offenders for use of a facility to conduct substance abuse support group meetings. A one year contract with Churches Embracing Offenders, located at 119 North Morton Avenue in Evansville. The court is to pay Churches Embracing Offenders \$100 per month for their services.

Bernie Faraone: Yeah, and that's referring to our other problem solving court, it's for parents that have been referred to court where their children have been taken away because of abuse and neglect. Then the parents have been identified as having substance abuse issues. We're very proud of both of those programs. That operates from a State grant that our court applies for annually. We've been

successful in getting between \$25,000-\$35,000 a year. We're asking you to approve Churches Embracing Offenders as one of the vendors.

President Kiefer: Okay. Questions? Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: I think this is a great program, and, hopefully, this will help us, you know, reduce recidivism.

Bernie Faraone: There are success stories with it, where children are being returned to their parents once they complete a program.

President Kiefer: Yeah.

Bernie Faraone: We don't have 100 percent success rate, but we do have a good percentage.

President Kiefer: Thank you.

Bernie Faraone: Thank you very much.

President Kiefer: Next, Building Authority third memorandum of understanding regarding the Old National Events Plaza. This is for the reduction in the amount of depreciation reserves maintained by the Building Authority from approximately \$2.5 million to \$2.2 million. This \$300,000 reduction amount will be paid to the Building Authority to cover the shortfall in the 2015 Civic Center rental budget funding by the County Council. A similar depreciation reserve reduction occurred last year. You know, all I can say about this, gentlemen, is that, you know, at some point we can't continue to keep funding this out of the depreciation reserves, because, you know, we're going to have, at some point, air conditioners or HVAC equipment that needs to be replaced, or something. I can tell you, \$2.2 million sounds like a lot of money left in there, but if you have a major incident with just the HVAC alone, you could easily drop a million dollars, you know, if we had to go in and replace that. So, you know, in one hand, I understand what the County Council is trying to do, they need this money, because they don't have it, and they need us to help fund their rental

budget to the Building Authority, but on the other hand, you know, it's just a dangerous precedent to reduce that reserve fund down any more than what we already have. Of course, both of you may have a thought or an opinion on that.

Commissioner Melcher: No, we've already had trouble with the air conditioning, if you remember right.

President Kiefer: Yeah.

Commissioner Melcher: And we replaced a sound system too. We've done a lot of repairs on that building.

Commissioner Ungethiem: I've talked to Mr. Rector about this, and he's, to say he's okay with it, he's a little uneasy with it, but he said that this would be okay for this time, but he's very uneasy with dropping it any further. What I've asked him to do is to give me the top five potential items that may go in the next few years and the approximate costs so that we can tell whether we're covered in the future. So, we'll be seeing that information soon.

President Kiefer: Thank you, Commissioner. That's a good, I do appreciate your past experiences at, you know, where you worked at at Bristol Myers. That helps to have that kind of engineering perspective. So, is there any other questions or comments?

Commissioner Melcher: No, but this might settle who owns that building. We do. Isn't that right?

Joe Harrison, Jr.: Well, the Building Authority still does, until the bonds are paid off, but then it's the county's.

Commissioner Melcher: Because we've been asked that question two or three times and I keep saying we own it.

Joe Harrison, Jr.: Well, the Building Authority still owns it until the bonds are paid off. I think it's got about nine, ten more years or so. Then it's the county's building.

President Kiefer: But, we pay, you know, maybe by the letter, the legality of the paperwork they own it—

Joe Harrison, Jr.: Right.

President Kiefer: — but for practical matters, we own it. We pay for it, we manage it.

Joe Harrison, Jr.: The bonds are being paid off by the county through the Food and Beverage Tax.

President Kiefer: Yeah, so, for all practical matters, the Commissioners own this thing.

Joe Harrison, Jr.: They will, but, thankfully, the County Commissioners in the past thought wisely enough to put this much money in depreciation reserves. That was a good move way back when.

President Kiefer: Well, I think that was Bettye Lou Jerrel.

Joe Harrison, Jr.: That was in 1997 or so.

President Kiefer: Okay, is there a motion to approve this?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes, and hopefully this next year we'll be able to fund it, as we have in the past.

(Motion approved 3-0)

President Kiefer: Next, Computer Services, United Leasing master lease for copy equipment and United Leasing individual lease agreement. I see Mark's here, Mark Uhrin, our Chief Information Officer. You can tell us a little...I know this is something jointly with the city and the county.

Mark Uhrin: This actually comes under the contract that's already been approved by the Commissioners regarding the replacement of the multi-function devices. This is the financing side of it. We will be leasing the devices through United Leasing. You have a master document in front of you which will establish the overall terms and conditions. The second document is a template document. As we actually engage in leasing various equipment, we will bring forward to you the individual leasing agreements for signature that will specify the equipment, where it's going, pricing and so on.

President Kiefer: Okay.

Commissioner Ungethiem: Can you explain to us why there is a third party involved, and why this leasing doesn't occur directly with Alpha Laser?

Mark Uhrin: Basically, that was the agreement that we came up with was working, that we would lease directly with United Leasing, the terms, we were able to get a little better terms than Alpha Laser was able to get. So, they, that is the way that we had done it. We had looked at both ways. We didn't see a disadvantage or an advantage (Inaudible) or the other.

Commissioner Ungethiem: Was this a competitively bid situation where we got multiple bids and chose—

Mark Uhrin: The original bid was, the original contract was competitively bid, and it was awarded to Alpha Laser. The pricing that they agreed to in the contract does not change. It's only the leasing agent that we're now establishing.

Commissioner Ungethiem: Okay.

President Kiefer: Okay. Joe Harrison?

Joe Harrison, Jr.: The master agreement would need to be approved as is. The form of the individual lease agreement, it's just a form, there's no—

Mark Uhrin: That's correct.

Joe Harrison, Jr.: — terms in there, but that form would need to be approved. Then, if there's times, I'm sure in the near future, when Mark is going to come before us, it's either a city-county joint department request, or just a county request, he'll bring that information and insert it in the individual lease agreement.

Mark Uhrin: Absolutely. Yeah, currently, we have one county device that we will be replacing shortly. Then four additional ones, I'm sorry, five additional ones fall into 2015, and the rest will be 2016 and beyond. So, for the most part, the county is still a ways out before replacing those machines, but, the agreement with Alpha Laser is a joint city-county contract.

Joe Harrison, Jr.: And, the city's individual items that they will be purchasing office equipment, we will not be a part of those agreements, they will be approved by the Board of Public Works on behalf of the city, but if it's a joint department, then you'll have to get joint approval.

Mark Uhrin: Correct.

President Kiefer: Okay, so, do we need two different motions on this?

Joe Harrison, Jr.: Yes, a motion to approve the master agreement, and then after that just a motion to approve the form of the individual agreement that will be coming down the road, if there's ever an item to be purchased by the county.

Commissioner Melcher: Does anybody have any more questions?

President Kiefer: Any additional questions?

Commissioner Ungethiem: Is this a new agreement? This is something we've done before, right?

Mark Uhrin: The leasing agreement? That is correct.

Joe Harrison, Jr.: But, the contract with Alpha Laser, as the low bidder, was approved in what, December?

Mark Uhrin: December.

Joe Harrison, Jr.: Okay, and that was pursuant to the pricing—

Mark Uhrin: The whole RFP process, yes.

Commissioner Ungethiem: Will there be any county equipment that would fall under this leasing agreement between now and the next meeting?

Mark Uhrin: Not that we're planning on replacing, no.

Commissioner Ungethiem: Okay, what I would suggest then is, because this came so late to us, what I would suggest is that we defer this until the next meeting so that we have a chance to take a look at it. I haven't had a chance to read this and understand it. So, I have some concerns, I shouldn't say concerns, I just want to be able to digest what's in here and make sure that I fully understand it before I vote on it. So, I would make a motion that we defer this to the March 3rd meeting.

Commissioner Melcher: I'll second it.

President Kiefer: Is this creating some kind of special problem for you?

Mark Uhrin: It will create a problem for our vendor, who has, on the city side we've already replaced 12 machines. Right now the vendor is on the hook for that, the funding for those machines. Alpha Laser is a local business. They've given us very competitive pricing, and, you know, it will present some issues for them.

Commissioner Ungethiem: But, my understanding is the city is going to approve this as well.

Mark Uhrin: The city will approve it, we had hoped to get it to Board of Public Works last Thursday. We were not able to do that. We had some last minute changes with United Leasing that we weren't able to get in front of them in time. Otherwise, we would be coming here with that approval already.

Commissioner Ungethiem: So, if the city approves that, then they can go ahead and release that money to—

Mark Uhrin: It's a joint, my understanding is it's joint, so without approval on both sides—

Joe Harrison, Jr.: It's a joint master agreement. Now, the form of the individual agreement, that could be approved at the next meeting.

Mark Uhrin: Yeah.

Joe Harrison, Jr.: But, the master agreement, I think, by what you're saying, because it's a joint city-county approved contract and bid, that master agreement, that provides for leasing, is what's in front of you. The original agreement provided that the items would be leased, not purchased.

Mark Uhrin: That's correct.

Joe Harrison, Jr.: Pursuant to a four year term for the leasing of such equipment, under the lease with United Leasing for Alpha Laser, it's my understanding that Alpha Laser is responsible for all warranty work. If there's a problem with any of the office items that are leased. If they don't fix it within, what, 48 hours or so, they have to give us a replacement?

Mark Uhrin: Under the terms of the contract, basically what the city and the county pay for is the monthly leasing fee and then a per click charge, which is the maintenance. So, that covers all maintenance on the devices. It covers toner, it covers staples, everything but paper is paid for. So, there's no additional costs for any of the machines. If a machine breaks and it can't be replaced within two business days, we will get a loaner. If it cannot be repaired at all, then we get a new machine. A like for like switch, for the life of the contract, for the four years of the contract. The advantage to the city and the county is that at the end of the four years, the four year leasing agreement, Alpha Laser will acquire the machines and we'll be able to retain the machines in place and that lease payment goes away. We would then only pay the per click charge. So, for example, on one of the big machines, what we call the department class machines, the monthly lease would be about \$154 a month. At the end of the four years that \$154 goes away, and we would just pay the usage charge. So, it's a very advantageous contract. I think it's a good contract. On the county side we've looked at saving approximately \$25,000 a year. On the city side there was a lot more use, a lot more machines in place and a lot more usage, we're looking somewhere in the \$50,000-\$60,000 a year. So, it's a very advantageous contract. I think we've done a, you know, been able to get a good deal with a local vendor who's very committed to supporting and seeing the city happy with the product.

Commissioner Ungethiem: How much of a financial burden does...if we were delay this two weeks, how much of a financial burden would this place on Alpha Laser?

Mark Uhrin: On the city side we're talking, I don't know what the acquisition costs on the machines are, I'm guessing probably somewhere around \$150,000-\$200,000, but that's a guess. The machines have been, we actually started replacing machines in early January. So, they've been carrying this a bit.

Commissioner Ungethiem: So, if we were ready to pay that on March 3rd, would that be a...I mean, if we approved this on the 3rd and they're ready to get paid right away, would that be a big financial burden to them?

Mark Uhrin: If it worked that way, that would not be a problem.

Commissioner Ungethiem: I don't want to put them in a financial burden, but I just, personally have an issue with not having fully read something.

President Kiefer: See, Mark, we just got this yesterday.

Mark Uhrin: Understood.

President Kiefer: It puts us in a bad position that we get it the day before a meeting, and then all of a sudden we're asked to pass it on a sense of urgency, you know. Normally, we wouldn't even put it on the agenda getting it that quickly. I'll leave it up to the other two Commissioners. There's a first and second, so it's up to you gentlemen what you want to do.

Commissioner Ungethiem: I would, you know, I understand the financial constraint around what Alpha Laser is, but I would still like to review it. I would still like to defer it.

President Kiefer: Okay, well, there's a first and a second on that then. Well, Madelyn, roll call.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: So, we'll hear it on March 3rd.

Mark Uhrin: Okay.

Commissioner Ungethiem: Get the invoices ready for the 3rd.

President Kiefer: Appreciate you coming tonight, Mark.

Mark Uhrin: Thank you.

President Kiefer: Thank you very much.

Joe Harrison, Jr.: And, Mark, I suppose if there's anything that the county would want to purchase, or lease on that date, you know, for consideration, you might bring that, right?

Mark Uhrin: Okay.

President Kiefer: Do we need to make a second motion to postpone the second item as well?

Joe Harrison, Jr.: Why don't you do that.

President Kiefer: The United Leasing individual lease agreement.

Commissioner Ungethiem: Yeah, I would make a motion that we also postpone the individual leasing until the March 3rd meeting.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: Opposed, none.

(Motion approved 3-0)

President Kiefer: Okay.

County Engineer

President Kiefer: Next is department head reports. John, you must not have notes with you.

John Stoll: The only item I have is the supplemental agreement with Lochmueller Group that I e-mailed you earlier today. It's for an increase of \$3,880. It covers putting herbicides on some invasive plants on the University Parkway mitigation site. It also involves, it also covers the cost of delineating the additional wetlands that have taken hold out there on that mitigation site that were above and beyond what was originally planned. They just need to document that to the Corps, and then hopefully we'll get a release on the mitigation site, and then we don't have to do anymore annual monitoring reports.

President Kiefer: Okay. Questions? Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor, I mean, roll call please on this one.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: That's all I have. Thanks.

President Kiefer: Thank you, John, appreciate it.

Burdette Park

President Kiefer: Jacob, Burdette Park.

Jacob Murphy: I was hoping to get permission to purchase a backhoe.

President Kiefer: Okay.

Jacob Murphy: We had discussed it.

President Kiefer: What was the dollar amount on that again?

Jacob Murphy: \$38,000.

President Kiefer: How much?

Jacob Murphy: \$38,000.

President Kiefer: Oh, \$38,000? Okay, I know, Commissioner Ungethiem, you talked, you looked into that as well and thought that was a pretty good value.

Commissioner Ungethiem: I checked with a couple of people I know that run backhoes, and they thought that was a very good price. So, if it's in good condition, we should be in pretty good shape with that.

Jacob Murphy: Our union guy who will be the primary operator, has looked it over, and he agrees that it was in really good shape. Dave Hudson from the County Garage also inspected it and gave it his two cents and thought it was great.

President Kiefer: Okay. With that, I would like to ask for a motion to approve.

Commissioner Ungethiem: Do we know where the money is coming for the funding of this?

President Kiefer: Yeah, I think--

Jacob Murphy: From the CCD, the Park and Playground account for Burdette.

Commissioner Ungethiem: Okay, so we've got that covered?

Jacob Murphy: Yes.

Commissioner Ungethiem: It's part of your budget?

Jacob Murphy: Yes.

Commissioner Ungethiem: I make a motion to approve.

Commissioner Melcher: Second.

President Kiefer: All in favor, I mean, roll call please. I keep wanting to do the easy way on that.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Jacob Murphy: Awesome. Thank you.

President Kiefer: Jacob, anything else?

Commissioner Ungethiem: Jacob, it sounds like you need to go to the clinic from your voice being a little—

Jacob Murphy: Yeah.

President Kiefer: Alright, well, thank you, Jacob.

Commissioner Melcher: Well, don't call.

President Kiefer: Okay, any other department head reports? Nothing from Darren Stearns? No comments? Okay.

Joe Harrison, Jr.: I might mention something about, if you don't mind, the Nurrenbern Road property. I did have correspondence today with the family of the owner of the house, and we're going to try and see if we can get the closing set during the first week of March.

President Kiefer: Great.

Joe Harrison, Jr.: So, that's what we're working on right now.

President Kiefer: Thank you.

Board Appointments

President Kiefer: I don't think we have any board appointments to make tonight.

New Business/Old Business

President Kiefer: Under new business, any new business? Old business?

Public Comment

President Kiefer: Does anybody in the public want to make a comment?

Consent Items

President Kiefer: Okay, consent items please.

Madelyn Grayson: The consent items for the February 17th meeting are as follows; we have approval of prior minutes; the February 3, 2015 Commissioners meeting minutes and the February 17, 2015 Executive Session summary minutes. Employment changes for the Commissioners approval, we have one for the County Highway and two for Burdette Park. The County Engineer has pay request number one for the University Parkway TIF account project in the amount of \$15,590.03. The County Assessor has a request to surplus various equipment. The ARC of Evansville has the November and December 2014 report. The County Clerk and County Treasurer have January 2015 monthly reports, and the County Engineer has a department head report.

Commissioner Melcher: Move to approve the consent agenda.

President Kiefer: Did you say the County Treasurer, January 2015 monthly report as well?

Madelyn Grayson: Yes, I combined that with the County Clerk's.

President Kiefer: Okay, I'm sorry.

Madelyn Grayson: I tried to shorten it.

President Kiefer: Okay, thank you.

Commissioner Ungethiem: Second.

President Kiefer: So, we have a motion and a second. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Okay, if there's nothing else coming before the Board of Commissioners, I'll ask for a motion to adjourn.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The meeting was adjourned at 5:54 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the February 3, 2015 Commission Meeting Minutes.
Approval of the February 17, 2015 Executive Session Summary Minutes.
The ARC of Evansville: November & December 2014 Reports.

Employment Changes:

County Hwy. (1)	Burdette Park (2)	County Assessor (2)
County Clerk (2)	Sheriff (3)	

County Engineer:

University Parkway Pay Request No. 1: TIF Project: \$15,590.03.
Department Head Report/Consent Agenda.

County Assessor: Request to Surplus Various Equipment.

County Clerk: January 2015 Monthly Report.

County Treasurer: January 2015 Monthly Report.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Harrison, Jr.	Kristin Comer	Erika Knight
Madelyn Grayson	Jim Heck	Debbie Stucki
Wayne Parke	Rob Faulkner	Chris Borowiecki
Bernie Faraone	Mark Uhrin	John Stoll
Jacob Murphy	Ashley Becker	Marketa Trowsilova
Bobby Shipman	Sara Schmitt	Bradee Gray
Paola Marizan	Others Unidentified	Members of Media

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Member

(Recorded and transcribed by Madelyn Grayson.)

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS
MARCH 3, 2015**

The Vanderburgh County Board of Commissioners met in session this 3rd day of March, 2015 at 5:04 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. I would like to call to order the Vanderburgh County Board of Commissioners for March 3, 2015.

Pledge of Allegiance and Invocation

President Kiefer: I would like to ask Commissioner Melcher to lead us in the Pledge, and if you'll remain standing, we're going to do an invocation, I'm going to do an invocation after that.

(The Pledge of Allegiance was given.)

President Kiefer: Heavenly Father, please bless us and guide us. Please protect us through treacherous weather. Please keep Mrs. Deig in our prayers and thoughts as she passed away and she dedicated her life to public service. In Your Name we pray. Amen.

All: Amen.

President Kiefer: I would like to state that Sandie Deig, long time County Council assistant and secretary passed away, I believe, this morning. I would like for everybody to please keep her family in your thoughts and prayers.

Attendance Roll Call

President Kiefer: Under action items, oh, first of all, before we get started, are there any students in the audience? Seeing none. I don't see any faces that look like they're young enough to be students yet. We need to do the attendance, and if you could do roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here. I always skip attendance for some reason. I don't know why.

**Substance Abuse Council: 2015 Local Drug Free Community
Grant Funding Proposal**

President Kiefer: We have action items, Substance Abuse Council 2015 Local Drug Free Community grant funding proposal. Crystal Sisson will be here to discuss. Oh, hi, Crystal. Do you want to tell us a little bit about this?

Crystal Sisson: Sure, I can. Each year the Substance Abuse Council of Vanderburgh County has the privilege to work with many non-profits, and also the local government entities who have the same vision as we do, to keeping Vanderburgh County healthy and safe drug-free place for everyone to live and work. Our primary goal as the local coordinating council for the Drug Free Indiana funds, is to make sure we distribute the drug and alcohol interdiction and counter measure fees that are collected by the courts, just to ensure that those funds are spent in accordance to the Indiana State statutes and also the Vanderburgh County comprehensive community plan that we helped develop. This plan just develops the main priorities of our funding for a three year period, just to improve the substance abuse outcomes for Vanderburgh County. At the end of our first year, I'll give you kind of an update of our three year plan, we were able to increase the amount of public educational opportunities for just the general public and also for professionals. We were able to decrease some of the barriers that keep many of our low income individuals from completing successful treatment programs, and also provide youth, many of those important educational prevention programs too, that help keep Evansville and Vanderburgh County as drug free as possible. This year we deliberated as a committee, our grant screening committee worked painstakingly to make sure that these funds are being spent in accordance to those statutes and plans, and we were able to select 24 projects that will continue to work toward reaching those goals and objectives we have for 2015. So, we're asking you as the County Commissioners to approve those recommended grant proposals as we go forward in our grant cycle for 2015. So, you guys should oversee the grant form in front of you.

President Kiefer: Thank you very much. Are there any questions? Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you.

Crystal Sisson: Okay, thank you so much.

President Kiefer: Appreciate that, Crystal.

Coroner: CCD Funding Request: Furnace Replacement
--

President Kiefer: Next is Coroner, permission to request appropriation to CCD fund for furnace replacement. Annie Groves is here. I saw the e-mails, had multiple e-mail communication, and see that you're in need of some heating.

Annie Groves: Yes, we are. It's a little cold right now.

President Kiefer: Yeah. I think you looked at repairing, and it was –

Annie Groves: It was over \$500 to repair it. The unit is 24 years old.

President Kiefer: Right.

Annie Groves: So, for \$1,400 we can replace it.

President Kiefer: Makes sense to me.

Annie Groves: So, that's what we would like to do, is ask for the \$1,400 to replace it.

President Kiefer: Okay, questions?

Commissioner Ungethiem: Yeah, I've got a question, you're just replacing the heating unit?

Annie Groves: Correct.

Commissioner Ungethiem: But, it says the evaporator coil, condensing unit, thermostat are exempt from this. Are they in good working condition?

Annie Groves: Yes. We have–

Commissioner Ungethiem: I assume they're not 24 years old.

Annie Groves: Some of them are. We actually in the facility have four different units. We have four different air conditioning units, and four different heating units. So, we, the building is separated in different units, and then, of course, we have more refrigeration units than what we do heating.

Commissioner Ungethiem: So, we're happy, you won't come back this summer and say now we need to replace the air conditioning unit?

Annie Groves: I'm sure not going to guarantee that.

President Kiefer: Well, that's one method of doing this is replacing as needed.

Annie Groves: Well, the building is 24 years old and it hasn't had a lot of updating.

President Kiefer: Okay, if there's no further questions, is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Annie Groves: Thank you.

President Kiefer: Thank you, Annie.

Joe Harrison, Jr.: Annie, that was with, the quote that was approved was with H. F. Refrigeration, Inc., is that correct?

Annie Groves: Correct.

Joe Harrison, Jr.: Okay.

Annie Groves: Yes, correct. Thank you.

Joe Harrison, Jr.: Sorry.

President Kiefer: No problem.

<p>Public Hearing and Final Reading of Vacation Ordinance: CO.V-03-15-002: Vacation of Dixie Lane and Riley Drive</p>
--

President Kiefer: Next is a public hearing and final reading of vacation ordinance CO.V-03-15-002 as amended. This is a vacation of Dixie Lane and Riley Drive. This is where the Schnucks project is out there off of Boonville-New Harmony Road. First, I guess, we need to make a motion to approve final reading and open it to the public hearing. Is there a motion to open?

Commissioner Ungethiem: So moved.

Commissioner Melcher: I'll second it just to get to the public hearing only.

President Kiefer: Alright, thank you. Roll call please.

Commissioner Ungethiem: No discussion.

President Kiefer: That's right, thank you. Okay, Marco DeLucio, do you want to open up and give us your pitch?

Marco DeLucio: I'll make it relatively short and sweet. I'm here to answer any questions you might have. My name is Marco DeLucio. I'm counsel for SM Properties Darmstadt, LLC, which is where, as Mr. Kiefer indicated, where the new Schnucks is going at Highway 41 and Old Boonville-New Harmony Roads. I would just simply say that we're attempting to vacate, this area was platted a number of years ago, there were two streets, public streets as part of that, Riley Drive and Dixie Lane. Since then the project has undergone several revisions. Schnucks is about ready to begin construction out there, and as they were doing so they were, the thought is that the roads internally would become private roads and would be relocated. There's currently one other occupant or one other owner of the property out there, other than SM Properties, the petitioner, that's German American Bank. German American Bank and Schnucks have entered into restrictive covenants and an easement agreement that addresses, to their satisfaction, access. The plat is currently, I think, the primary has been approved, and they're moving forward for secondary approval. This is one step that needs to be taken in order to move forward with that platting process, so that they can record the plat and begin to get their building permits to start construction out there. I believe that the, two of the, the Water and Sewer Utility had requested an easement, which Schnucks is more than happy to grant. The same thing with Vectren. Those have been taken care of in the petition and in the ordinance itself. If necessary, we'll grant separate easements to both utilities, if that's what they want to do, but I think we've addressed their concerns. Notices have gone out to all of the adjoining property owners. I've heard from one adjoining property owner who simply asked for some additional information, which we've provided. I don't believe there is any objection. I'm here to answer any questions. Jim Farney, who's the Project Engineer, is also here to answer any technical questions you may have about the vacation petition.

President Kiefer: Thank you. Are there any remonstrators? Anybody opposing this? Seeing none. There's nothing to rebut, so, and you've given your sales pitch here. Are there any questions from Commissioners?

Commissioner Melcher: No.

President Kiefer: Okay.

Commissioner Ungethiem: I had one question. There's one property that's adjacent to this. Have you talked to that property owner?

Marco DeLucio: That was the, I think that's owned by John Habermel.

Commissioner Ungethiem: Yes.

Marco DeLucio: He called and asked for some additional information, which we provided to him. He told me at the time that he had no objection to it, he just wanted to see how the roads were going to be configured internally, and we sent him that information.

Commissioner Ungethiem: Okay, the rest of these property owners are–

Marco DeLucio: Off site.

Commissioner Ungethiem: – more off site than he is. I just wanted to make sure he was–

Marco DeLucio: As far as I know he was okay with the request.

Commissioner Ungethiem: Okay.

President Kiefer: This is all internal to the development. So, I don't see why we wouldn't grant this to make the project move forward. Anyway, I'll ask for a roll call vote now.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Marco DeLucio: Thank you very much. Appreciate it.

President Kiefer: Thanks.

Commissioner Ungethiem: One question, on the, different subject–

Marco DeLucio: Okay.

Commissioner Ungethiem: – same, no, it's for you, but a different subject.

Marco DeLucio: I'm back.

Commissioner Ungethiem: The Schnucks development, when will we see that information, as far as egress, ingress and egress of that development?

Marco DeLucio: Well, the plat I think has gone through the Plan Commission process. The last time I talked to Mr. Farney, he indicated that if the vacation ordinance was passed this evening, that they would try to get the plat on file with the Plan Commission, I think there was some issues that were being worked out, but I think they're pretty much ready to move forward. So, I don't think it comes back to this Body. It's been to the Drainage Board. It's just the Plan Commission and platting process that's left, I believe.

Commissioner Ungethiem: Okay. Will there be any egress or ingress off of Old State Road?

Marco DeLucio: There is an access off of Old State Road. I believe when the property was rezoned a number of years ago, I believe trucks were, that trucks cannot use that ingress/egress point. I think there was a limitation there, but there will be a cut on Old State. I don't think it's the primary cut. Obviously, the primary cut is going to be off of Boonville-New Harmony Road.

Commissioner Ungethiem: Okay. Thank you.

Marco DeLucio: Thank you.

President Kiefer: Thanks. Sorry, Jim, I didn't give you your five seconds of fame.

Jim Farney: That's fine. Thank you.

ARC Construction Contract: OCH 3rd Floor Corridor Renovation
Auditor: KRONOS Maintenance Renewal Contract
Health Dept: Radon Gas Grant Renewal
Superior Court: Maximus Contract (Deferred)
EMA: 2014 Salary Reimbursement Grant Renewal
CIO: United Leasing Master Agreement
CIO: United Leasing Individual Agreement Form
CIO: City-County Web Design Contract with eGov Strategies, LLC

President Kiefer: Next is contracts, agreements and leases. Commissioners, agreement with ARC Construction for the Old Courthouse third floor corridor renovation. The cost is \$191,610, to be paid from the Commissioners Contractual Services line item. As you recall, we put this out to competitive bid, and ARC was the low bid and qualified to do the work. With that, I'll ask for a motion to approve.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Any further discussion? Roll call please.

Commissioner Melcher: Wait a minute.

President Kiefer: Yes, Commissioner?

Commissioner Melcher: This is really nothing to do with this, but it is. When this is all done, I think it would be good if we could get a breakdown of every year, what we put in to it, with a total. So, we'll have an understanding, you know, of what we put into it for these past three years.

President Kiefer: Right.

Commissioner Melcher: So, that would be helpful for future Commissioners.

President Kiefer: Okay.

Commissioner Melcher: Thanks.

President Kiefer: That sounds like a good idea. Okay, with that, we can do roll call now.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Gladly saying yes. Thank you.

(Motion approved 3-0)

President Kiefer: Next is Auditor KRONOS timekeeping maintenance renewal. I'll look over to Joe Gries. He can give us the spiel on this.

Joe Gries: The KRONOS timekeeping system is what we use in the county to track employees time. This maintenance agreement will allow us to receive upgrades, updates, fixes for the software and the hardware. A portion of this will be paid out of the Auditor's Ineligible Homestead Fund. The rest of it will be paid out of the Contractual Computer line item the county has. This is just a renewal.

President Kiefer: Okay, any questions? Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Okay, one last chance for comments or questions? I think this is great having this KRONOS timekeeping system. So, I think it's been good for the county. I'll ask for a roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is the County Health Department, the radon grant agreement. The amount is for \$3,000. It runs from 10/1/14 through 9/30/15. The grant funds will be used by the County Health Department to license radon gas awareness in Vanderburgh County. Do you want to tell us about it?

Ken Spear: We purchase the kits that people can take to their homes and check for radon in their homes. The State allows us to go ahead and purchase those kits and give them out free for clients that come in and ask for them. We have a fair number come in every year.

President Kiefer: So, you give these to, so, if a resident wants to do a test, Dr. Spear, they can just come to the Health Department?

Ken Spear: The Health Department and get the kit and take it home.

President Kiefer: Wow, that's cool. What do they do with it if they discover they've got radon?

Ken Spear: They come back and talk to us, I guess. Talk to the remediation people really about the radon. You know, we wouldn't really do anything other than provide them with the kits to check their environment.

President Kiefer: Okay, I mean, radon, obviously, is something that's deadly, causes cancer and other things. Okay, well, thank you very much. That's good information for the public to know. How many, is there a first come first served basis? Do you have so many that you give out?

Ken Spear: Yes. This grant is for \$3,000. We purchase a number of kits and we'll give them out until they're gone.

President Kiefer: When they're gone, they're gone.

Ken Spear: Yeah.

President Kiefer: Yeah, okay. Thank you very much. Is there a question?

Commissioner Ungethiem: Two questions, these kits are disposable, so they take them but they don't have to bring them back?

Ken Spear: They don't have to bring them back.

Commissioner Ungethiem: Okay, so, we don't have to account for them?

Ken Spear: No.

Commissioner Ungethiem: Are we going to have some kind of public notification?

Ken Spear: There will be notification yes.

Commissioner Ungethiem: That we have them?

Ken Spear: Yes, uh-huh. We've been doing this for a number of years. This is a renewal of a previous grant.

President Kiefer: Okay. If there's no other questions, it sounds like a good public service. I'll ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Ken Spear: Thank you.

President Kiefer: Next, Superior Court amendment to personal consulting agreement with Maximus. Judge Pigman was here earlier. He asked us to see if we could postpone this to our April 7th meeting. So, we'll, do we need a motion to do that? Or, just let him come back?

Joe Harrison, Jr.: Oh, I would just have a motion to continue this item until the—

Commissioner Melcher: I would make a motion that we could make it to the 7th?

Joe Harrison, Jr.: Of April.

Commissioner Melcher: Right, I'll make a motion to hear this on the 7th.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: Okay, so, approved. Next is Evansville-Vanderburgh County Emergency Management Agency 2014 Emergency Management performance grant local salary reimbursement. A grant with the sum of \$74,923.50 to reimburse the 2014 salaries paid to the Emergency Management Agency staff. Thank you, Cliff, for being here. Is there further explanation on this?

Cliff Weaver: This is money that you will get back and get to keep. So, I'm very proud to come back and tell you that we got another grant for you guys.

President Kiefer: Thank you very much.

Commissioner Melcher: Don't tell the County Council.

President Kiefer: Alright, is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Okay, all in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: The easy ones we can do it that way. I see the Chief Information Officer, Mark Uhrin, here with a couple of things, I guess. United Leasing master lease for copy equipment. We postponed that, and then the United Leasing individual lease agreement. That was tabled from our last, I think the February 17th meeting. Then, also you're going to talk about the city-county web design professional services agreement with eGov Strategies, LLC. So, first, Joe, we've got to do these two United Leasing, two separate votes on that, right?

Joe Harrison, Jr.: That's correct.

President Kiefer: Okay. Are there any questions after holding this over? Any questions or concerns about the master lease for the copy equipment?

Commissioner Ungethiem: No, since I pushed for the postponement, I just wanted to thank Mark for the two hour discussion that we had in his office so that I would better understand the IT Department. I think I've got a much better grasp of that now. I move to approve the master lease agreement.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is the individual lease agreement. Are there any questions about that?

Joe Harrison, Jr.: Again, that's just the form that will be used in the future when Mark comes before us—

President Kiefer: Right.

Joe Harrison, Jr.: – before the Commissioners for approval of something.

Commissioner Melcher: So, we need a motion on that?

President Kiefer: Yeah, we need a motion.

Commissioner Ungethiem: I did have one question on this. I read in the other, in the master lease, in paragraph 18 it talked about if we wanted to purchase this at the end of the contract, that it would be, that price would be set in another agreement. So, I expected to see it in the individual contract, and I didn't see it. Where does that–

Mark Uhrin: The purchase is not a purchase option for the city-county. The purchase option is for the vendor to purchase. The agreement with the vendor, the contract with the vendor, which the Commissioners have already approved says that at the end of the four year lease agreement we can retain the individual devices at no lease charge to the city and county. Then we would just pay the maintenance, which is what they call the per click charge, the per page charge.

Commissioner Ungethiem: Okay. So, this is kind of a rent to own business?

Mark Uhrin: It's a rent, and then the vendor can own, and they are under contract to give it back to us at no additional charge.

Commissioner Ungethiem: Okay.

President Kiefer: Okay. Alright, did we have a first and second on that.

Joe Harrison, Jr.: I don't think so.

President Kiefer: Okay.

Commissioner Melcher: I'll move approval.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Alright, that's good. Next is the web design professional services agreement with eGov Strategies. My notes say that it's a three year contract for redesign of the city-county website and the licensing of web content management system. The cost includes a one time start up cost of \$29,370, to be paid over three years, and the annual maintenance and operation charge of \$4,295. The city and county are to each contribute \$7,042.50 a year to cover the expense of this contract. Sufficient funding is in place in the 2015 Computer Services budget to cover the costs of the contract for this year.

Mark Uhrin: That is correct.

President Kiefer: Okay. One question, you know, I noticed when I was reading about this, it looked like the contract that it's a time and material agreement?

Mark Uhrin: There's a fixed number of hours that are allocated for the re-design. I believe that's 100 hours. After that, if we exceed that, which we do not anticipate doing—

President Kiefer: So, you're comfortable with the amount of time allocated?

Mark Uhrin: Yes.

President Kiefer: Okay. That's the only question I had.

Commissioner Melcher: Help me understand, this website is not that old. So, are they going to completely redo a new one?

Mark Uhrin: It will be completely redone. The content will be migrated over to the extent that we wish it to be migrated over. We will look at a significantly different look and feel. We will certainly involve the Commissioners or whoever—

Commissioner Melcher: That was going to be my next question.

Mark Uhrin: Yep, no, that's our intent.

Commissioner Melcher: We weren't involved last time, and you can look at it and know.

Mark Uhrin: Yeah, I absolutely agree. The current website, even if it's not that old, is not, it's somewhat dated in appearance and functionality. This will give us a new, fresh 2015 look and feel. It will give us some additional functionality, such as the, basically the equivalent of the city's citizen concern functionality, that will now be available on the county side as well. It will be built into the website. We will have the ability to have facilities within the city, or within the county rather, that can be rented out. So, we will have that capability built in. We will have the e-notification capability built in. There are some other things—

President Kiefer: The boards and things like that?

Mark Uhrin: Well, yeah, the boards and commissions, which is the Granicus piece, will integrate with that, but the, there's some additional functionality that we do not have now, that we will have. In addition, it gives us an upgrade in our content management system, the current content management system is with Vision Internet. It is old. We have not paid maintenance on it, so, we are several versions

behind. In looking at this, the cost with eGov Solutions¹ is comparable to what Vision Internet would have charged us to redo the site as well. So, the cost is comparable.

President Kiefer: I think, and I don't want to speak for Commissioner Melcher, but I believe his concern is that the current website when you go to it, it looks like the City of Evansville, and, oh, yeah, we also have some county stuff here too.

Commissioner Melcher: And, when you leave it, it says you was leaving the city website.

Mark Uhrin: Yes, and that will be addressed. I will look for participation.

Commissioner Melcher: Everything we were told here on this floor didn't happen. That was the only thing that I got upset about.

Mark Uhrin: That has already been put to the vendor.

Commissioner Melcher: We're supposed to be paying an equal amount of money. I don't want to pay an equal amount of money if we're going to get shafted. I'm just saying—

Mark Uhrin: I will invite you to attend and to participate fully in the design. I would be happy to have that. We have already talked to the vendor, and that was one of the conditions was that it would be a city-county separate, but combined site. So, there will be definitely a city presence and definitely a county presence that will be separate and distinct. They have done this in the past. They understood what I was talking about. They were more than happy to do so.

President Kiefer: Thank you, Mark. I know you work for us equally, so, I have confidence in, you know, you looking out for our interests.

Mark Uhrin: Thank you.

Commissioner Melcher: I just don't want it to happen again. That's the only thing I'm trying to stop.

Mark Uhrin: No, I totally agree.

President Kiefer: That was pre Mark Uhrin being here.

Commissioner Melcher: I understand. I'm just saying.

Commissioner Ungethiem: What is the timing on the implementation?

Mark Uhrin: The, once we sign the contract and put the initial down payment down, we will be between 90 and 180 days, depending on the design and the amount of information that we're going to migrate over.

Commissioner Ungethiem: Mid-summer?

Mark Uhrin: Mid to late summer, yes.

¹Should be Strategies.

Commissioner Ungethiem: Mid to late summer, okay. When we get this new website—

Mark Uhrin: Uh-huh?

Commissioner Ungethiem: – you go to certain areas now and it says you are now leaving this website and going to an outside, will that still occur?

Mark Uhrin: Hopefully not. The reason that that occurs, and we can turn that off. The problem is is that a lot of the different entities within the city and the county have their own sites, and they're not on the city-county site. So, you are technically leaving the city-county site. That is something that we could turn off. We have not, and I find it an annoyance as well.

Commissioner Ungethiem: Well, I've had people ask me about that. Why are we logging on to this site and then all of a sudden when we click on something it says I'm leaving this site?

President Kiefer: Well, I know what some companies do and some websites, I noticed like if you go to another site, it still looks like their site, because they will still have their banner on the top and things like that, you know. So, I don't know how to do all of that, but I have noticed that.

Mark Uhrin: That is one of the things that we will be able to do, is we will be able to incorporate various department's sites and still have kind of an overarching look and feel.

President Kiefer: Yeah.

Mark Uhrin: But, still have, allow them the individuality that a lot of the departments want.

President Kiefer: Right. Okay.

Commissioner Ungethiem: Okay.

President Kiefer: So, we need a motion to approve this.

Commissioner Melcher: Let me ask one more question.

President Kiefer: Sure.

Commissioner Melcher: Since we brought that up. When we give the ability to these other people that's got their own built sites to look at this one and maybe we might lose half of them and they might go with this.

Mark Uhrin: We would encourage it. I would definitely like to see the departments come back into the city and the county site.

Commissioner Melcher: So would I, but this is a start.

Mark Uhrin: This is a good start. I will say that, I will caveat this is that this is my personal preference. Anytime I see an agency, a government agency who has a dot org or a dot com, that kind of grates on me. We're government. Government sites

are special. You can't get a dot gov website name without approval. I can go anywhere I want and get a dot com or a get a dot org. That says nothing special. A dot gov says something special. That gives the citizen the confidence that they are on a government site and they are conducting government business. I would encourage the departments to come back in and get a dot gov under the VanderburghCounty.in.gov.

President Kiefer: Good idea. I need a motion.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Anything to make it better. So, I'll vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thanks, Mark, I appreciate it.

Mark Uhrin: Thank you.

County Engineer

President Kiefer: Next we have department head reports. I don't know if I see John Stoll out here. Did he leave? Oh, there he is. You're the most reliable person to give us a report.

John Stoll: I don't know if that's necessarily something needed either.

President Kiefer: There's always something on your—

Commissioner Ungethiem: Neither rain nor snow or—

President Kiefer: Yeah, nothing stops you from giving a report.

John Stoll: The first thing I have this evening is something you probably wish I wasn't here for. It's a change order for \$57,456.50 on the Green River Road project. This is to rebuild the retaining wall on the west side of Green River Road, north of Millersburg that is failing. This is the one that I sent you an e-mail about late yesterday where the wall was built as part of the Green River Road-Millersburg project back in 2009-2010, and as you can see from the pictures that I sent, the wall

is leaning and failing. So, it needs to be rebuilt. On the plus side, with the reconstruction of Green River in this area, we're actually able to shorten the length of the wall and the height of the wall. So, what's going back will be significantly smaller than what's there now. But, given the fact that we've got the problems, we need to take the existing wall down and build a new wall to replace it. That's what this change order cost would cover.

President Kiefer: We're paying that out of TIF funds?

John Stoll: Correct.

President Kiefer: Okay, and how is that account doing right now?

Joe Harrison, Jr.: Good.

President Kiefer: Okay.

Commissioner Melcher: Good.

John Stoll: Yeah, there's sufficient funding to cover it. No problem there.

Commissioner Melcher: I'm glad it's good.

President Kiefer: Yeah.

Commissioner Melcher: I'm okay with this, I just, I'm just going to remember who did it.

John Stoll: Yeah, it was Ragle, Incorporated was the contractor.

Commissioner Melcher: Well, I wasn't going to say it, but I was going to say we need to be writing these things down for history for when things come up, so we could talk about these menus when that time comes. We could say look at what this cost us, you know, I'm not saying you did something wrong, but something is wrong.

John Stoll: Right, we shouldn't have to rebuild it.

Commissioner Melcher: We need to stay on top of it.

President Kiefer: Okay, any questions? Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next I have a supplemental agreement with the Lochmueller Group. This is for mitigation site design and inspection services for Green River. This is part of the mitigation sites that were built for the Green River Road project between Lynch and Millersburg. The existing sites did not have the survival rates that were needed in order to get the release on the sites. So, given the fact that they've already been planted and then re-planted once, the plan is now to come up with an alternate plan in hopes of coming up with some better survival rates on the plants and trees. Lochmueller Group will work with DNR to come up with an amended plan. We will then take that plan that they come up with, put it out for bid. We'll have to go out and re-plant the sites, and then there will be another extended monitoring period, which is included in the cost of this supplemental agreement. So, it's all been a function of the fact that the initial survival rates on the mitigation sites were not satisfactory.

President Kiefer: Okay.

John Stoll: That was determined as a result of the annual monitoring reports that were prepared on those sites.

President Kiefer: Any discussion? Okay, is there a motion?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Next I have a street plan approval request for Fieldstone Subdivision. This subdivision is located off of Oak Hill Road, up near Oak Hill Middle School. The street plans are acceptable and ready for approval. One of the issues that came up in the, from some of the abutting residents was sight distance concerns relative to where this new subdivision will tie into Oak Hill Road. The consultant, which was Cash Waggoner and Associates provided sight distance surveys that showed that there is adequate site distance to allow a new street to come into Oak Hill Road

where this subdivision ties into Oak Hill. I had them check the sight distance at 40 miles an hour on the basis of that is the posted speed on Oak Hill Road. I also had them check it on the basis of 45 miles an hour on the assumption that there would be speeding traffic. It works for both 40 and 45 mile an hour traffic. So, I'm comfortable with the fact that the site distance is adequate. Beyond that, there were really no other significant issues associated with this subdivision. The County Surveyor, Jeff Mueller, said that we do have some residents who abut this subdivision in the audience. I don't know if they have any comments regarding the streets or not. So, I just wanted to throw that out there as well.

President Kiefer: So, your recommendation is to approve?

John Stoll: Yes.

President Kiefer: Okay, is there a motion to approve? Oh, neighbors got up here.

David Smith: My name is David Smith. I live at the southeast corner of Oak Hill Road and Hessman Avenue. My concern, we neighbors have, over the years, installed a plastic pipe, 12 inches or so, you know, along the road on the east side of the road. Before that, at our own expense, of course, before that we had water problems down there around Oak Hill School, and traffic was always held up there after a hard rain. But, I'm just concerned on that entrance to Hessman Avenue, if that would be disturbed. What we've got there working, if that will be disturbed, because I assume they would probably have to have a little wider entrance. There's a culvert there now, and, I don't know, I would guess it's what 12' to 15' wide, but you might have to widen that entrance to Hessman Avenue. I hate to see our arrangement there on those pipes to be disturbed, the flow of the water down through there. So, that was my comment.

Commissioner Melcher: John, do you want to go ahead and answer that?

President Kiefer: Yeah, thank you.

John Stoll: We do, I had the designer put a new pipe in under the road. They're going to go, it is wider than what's out there now, as far as what I've asked them to replace. But, long story short, we knew there was an existing storm sewer of some type out there, didn't really have an records that showed what. So, I had the designer add an inlet box on both the north and south sides of Hessman Avenue, which is the new street accessing the subdivision, and they'll be able to put a new run of pipe underneath the new road. So, we'll perpetuate what's out there, and we'll connect to the existing system with an inlet box on each box on each end of our new pipe that will be underneath the new road.

Commissioner Melcher: Did you understand what he said?

David Smith: Yes, I did.

Commissioner Melcher: Okay.

President Kiefer: Okay. Are we ready to take action?

Commissioner Melcher: Anybody else?

President Kiefer: Is there anybody else in the audience? Okay, is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Any further discussion? Last chance for anybody in the audience. Okay, then, roll call.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Based on John's recommendation.

John Stoll: Next, I was going to ask for your approval for me to file travel requests to attend the IDEM Annual Storm Water Meeting on May 12th, and for me to attend the County Engineer's Annual Meeting in Indianapolis on June 3rd and June 4th.

President Kiefer: Sounds good to me.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Commissioner Melcher: Are you going to Road School?

John Stoll: Yes, heading up next Tuesday and coming back Wednesday evening.

Commissioner Melcher: Okay.

President Kiefer: Okay.

John Stoll: The next item I have is a street plan approval request for Cayman Ridge Subdivision, Section Four, Phase One. This provides an extension of Bermuda Drive that will serve just a portion of the overall Section Four of Cayman Ridge. I reviewed the plans and see no problems with them. So, I recommend approval.

President Kiefer: Questions and comments from Commissioners?

Commissioner Ungethiem: I got a phone call about this subdivision, and the lady was concerned about that one long cul-de-sac that was dead legged on, I guess, it's the north side of that plan. Is there any, I'm assuming it meets all of the requirements for a subdivision, she was just concerned with emergency equipment, school busses. I'm concerned about getting snow plows in and out of there once we adopt that. Is there any way that we can adjust that?

John Stoll: We met with the developer and their engineer, it's been several weeks ago, that was one of the concerns that we were trying to address, because the School Corporation has expressed concerns in the past about having streets that loop in subdivisions, so that way they can take a bus in and not have to worry about backing the bus up. They said they won't back their busses up for all practical purposes anymore. So, we wanted to address if it was a possibility for loops, and then also the maximum length for a cul-de-sac had been exceeded based on the Plan Commission codes. So, there were some changes made to the street layout, but as it stands now, they do meet the Plan Commission codes for the length of the cul-de-sacs. There's really not a specific code that mandates that there has to be a loop for the streets internally within the sub. That's something we brought up, they were looking at different configurations. To provide the loops cost them lots, as far as on their end they didn't want to lose lots they could sell, and also increase the costs associated with more linear feet of street to construct.

Manuel Ball: That's correct.

John Stoll: I was going to say, Manuel Ball from Jagoe is here, if there's anything he needs to elaborate on in conjunction with that he can come up here, but that's basically what the meeting consisted of when we met with Plan Commission several weeks ago.

Commissioner Melcher: So, the busses will be able to go through there and won't have to back up?

John Stoll: There's a portion of the subdivision where a bus could go in and loop back out, but where Commissioner Ungethiem is talking about, there is a cul-de-sac up on the north, northeast end where it's a rather long stretch that does meet code, and a bus wouldn't go down that stretch.

Commissioner Ungethiem: Yeah, my understanding is the School Corporation does not require busses to go down a dead end cul-de-sac where they can't turn around. There are, as I counted, some 40 lots on that subdivision where the children would have to walk to the next interchange to get on the bus.

John Stoll: Part of the issue was, right now there's just nothing in the subdivision code that mandates connecting loops like that. It's a good idea from the bus transportation perspective, but there's just nothing there right now. So, that's why, even though this has the long runs of cul-de-sac, it does meet the subdivision requirements.

Manuel Ball: Manuel Ball with Jagoe Homes. We looked at multiple different versions of a layout for this particular property. I believe we were on either 11 or 12, I think we were on four or five prior to meeting with John Stoll and his staff. I think overall we ended up losing 23 or 24 lots from the original design. What John stated is correct, we didn't feel like we could lose anymore lots at this point in time, being as if we did meet code. I think John will agree that our, I think what we finally came to is much better than what we originally had. I think it not only meets the ordinance, but was a better flow of traffic from what we originally had as well.

John Stoll: And, another issue associated with that that we were meeting about was, in some of the original layouts there were long, straight runs of street, which in turn creates high speed traffic in a residential neighborhood. That was another concern that we were trying to alleviate. Given the fact that they were tying into an existing section of Cayman Ridge kind of restricted what they could and couldn't do. But, there were some improvements made, so it is a better layout, like Manuel said, than what was initially submitted.

President Kiefer: Okay, so, it meets code, you're recommending approval—

John Stoll: Correct.

President Kiefer: — and, we don't accept the streets until after they're built, so, we've got time to make sure they're built correctly.

John Stoll: Right.

President Kiefer: Are there any other questions or comments from Commissioners? Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: I will second it, but I would like to continue the dialogue with Jagoe to see if there isn't an alternative to that dead-end cul-de-sac that's the issue.

President Kiefer: Do you want to postpone this?

Commissioner Ungethiem: No, I'll go ahead and second it—

President Kiefer: Okay.

Commissioner Ungethiem: —because legally it meets all of the requirements.

President Kiefer: Okay.

Commissioner Ungethiem: I mean, I have nothing that says that I can vote against it at this point in time. I just am concerned about that dead-end cul-de-sac.

President Kiefer: Okay, can you do a roll call please?

Commissioner Melcher: Well, before, you're willing to meet with Bruce, right?

Manuel Ball: Certainly.

Commissioner Melcher: Okay.

Commissioner Ungethiem: I have an idea.

President Kiefer: He's our—

Commissioner Melcher: Well, I figured that too.

President Kiefer: – resident engineer.

Commissioner Ungethiem: As an engineer, I always have an idea.

President Kiefer: Yeah, so, that sounds good. So, we have a first and a second. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: I look forward to you getting with Bruce on that, and maybe there's some other alternatives we can explore.

John Stoll: The last item I have is a storm sewer acceptance request for Poet's Square Subdivision. This covers Sections One and Three of Poet's Square. Section One of the request is for 127 feet of 18 inch pipe that's located outside of dedicated street rights-of-way. In Section Three there's a total of 84 linear feet of pipe that's located out of street rights-of-way. The total feet for both of these sections, at two dollars a foot, is \$422, and the developer has provided a check. So, I would request acceptance of these storm sewers located outside the street rights-of-way.

President Kiefer: I don't know much about this, you know, but as far as you're concerned, you know, it's all been done properly and we don't have to worry about any future problems with, you know, it seems like some of these subdivisions or some of these areas out in the county, you know, we come back and end up dealing with them years later, you know, replacing this or that because they were too small or not big enough. They did everything to code and you're satisfied with the work?

John Stoll: As far as we know. We don't have the personnel to be out on the sites constantly while the developer's contractors are working, but what our inspectors did observe they didn't have any problems with. That's not to say that you won't see a sinkhole form somewhere where a pipe, they cracked a bell on a pipe and ended up creating a sinkhole at some later date. I can't guarantee it's perfect, but based on what our inspectors saw, yes, I would recommend acceptance.

President Kiefer: Okay.

Commissioner Melcher: So, what you need is a drone that you can sit in your office and fly over. Okay, that's coming.

President Kiefer: Well, I'll have to ask our engineer if he's got any questions?

Commissioner Ungethiem: No, I don't have any questions.

President Kiefer: Okay. No further questions? Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: John, I'm sorry, it's just that we get a little gun shy, you know, all the times that we accept roads or accept these things, and then all of a sudden later we have problems, but with your recommendation, I'll vote yes.

(Motion approved 3-0)

John Stoll: Yeah, I wish we had the staff to oversee it constantly, but that doesn't exist, so, we're just going on the basis of what the inspectors did see.

President Kiefer: Okay.

John Stoll: Hopefully, there's no problems.

President Kiefer: Thank you.

John Stoll: Thanks.

Burdette Park

President Kiefer: I see Jacob Murphy is here with Burdette Park. Do you have anything to report, any updates?

Jacob Murphy: No report.

President Kiefer: Okay, anybody else?

Board Appointments

President Kiefer: Okay, next we'll go to board appointments. HVAC appointment is David Johnson, who will be replacing Lon Walters. Any discussion? Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: So approved.

(Motion approved 3-0)

New Business

President Kiefer: Next, under new business, 2015 road hearing date will be April 21st, following the Commissioners meeting. Do we need to, we'll probably need to advertise that.

Commissioner Melcher: And, that's going to be here?

President Kiefer: Yeah, that's here following the Commissioners meeting. So, it will be a long day, especially with Drainage Board. Will we have a Drainage Board meeting that night? The 21st? Usually we have Drainage Board after every–

Joe Harrison, Jr.: We may not have one the 7th.

President Kiefer: Okay.

Joe Harrison, Jr.: We'll probably need one.

President Kiefer: Yeah.

Jeff Mueller: Let's see, we've got the, we're opening bids on March 17th, help me out here, Kristin, because we had this conversation too, and we need to approve the drainage work on the 7th, okay, on those bids. The other thing that's coming up would be there are two subdivisions that might give us drainage plans for the April

9th APC meeting, that would be on the 7th again. So, I guess, right now, I don't know that I've got anything scheduled for the 21st.

President Kiefer: If you could postpone anything for the 21st, if it's not earth shattering or anything, because, you know, with the road hearing afterwards, it could be a longer evening.

Jeff Mueller: Yeah, and maybe we could, you know, see what's going on and maybe we could try to schedule everything for that following May meeting, but, I mean, right now I don't know of anything, but I don't know what people are working on.

President Kiefer: Or could come up.

Jeff Mueller: As far as trying to meet our schedule.

President Kiefer: Sure, well, just keep that in mind. If it's very, very important, well, obviously, we'll wait around and do it.

Jeff Mueller: I do think last year, Kristin, we did cancel the Drainage Board meeting that night, we put a notice out or something beforehand.

President Kiefer: Yeah.

Jeff Mueller: It's just, it might just be a little early right now, but let me see what we can do on working with that.

President Kiefer: So, while we're here, on the April 7th meeting, I would like to ask to notify, do a public notice that the Commissioners will be meeting at 3:00 p.m. in this room, if it's available. If it's not available, I guess, we'll meet over in the, I forgot the room number.

Jeff Mueller: 305 or 303, something like that.

President Kiefer: 307.

Jeff Mueller: 307, yeah.

President Kiefer: 307, but we'll see if we can get this room. We want to have a Commissioner meeting at 3:00.

Joe Harrison, Jr.: As opposed to 5:00.

President Kiefer: As opposed to 5:00, and if, I know you have that one item on there, so, that has to be approved.

Jeff Mueller: Right, and we may have a couple preliminary plans. I don't know, but we can, you know, we'll just see, and preliminaries, you know, usually go pretty fast anyway.

President Kiefer: Yeah.

Jeff Mueller: If we have remonstrators, we would just have to, if you guys are on a tight schedule, we may have to continue it to some other meeting.

President Kiefer: Yeah, I think we need to be, we need to be out of here by about a quarter till five, something like that.

Jeff Mueller: I can do my, you've seen me do my quick act.

President Kiefer: Yeah, okay.

Jeff Mueller: We'll do the best we can on working with all of those.

President Kiefer: So, I guess, I'll get a motion, we'll need a motion to move the meeting for, first we'll need a motion for the road hearing date of April 21st following the Commissioners meeting.

Commissioner Melcher: So moved.

Joe Harrison, Jr.: It would be a motion to publish that too, do you think? Do you normally do that, or not?

President Kiefer: Can we wrap it all in one motion?

Kristin Comer: I don't think you need a motion for it. We can just notify the public.

President Kiefer: Okay.

Joe Harrison, Jr.: So, you just need to have a motion to have the road hearing on the 21st after the Commissioner meeting on the 21st.

President Kiefer: Right, so is there a motion to do that?

Commissioner Melcher: Whatever it is, so moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: Next, we'll need a motion to move the Commissioners meeting back to 3:00 p.m. on the April 7th, from 5:00 p.m. to 3:00 p.m. Then we'll need to send out notice that we changed the time on that date.

Commissioner Melcher: So moved.

]Commissioner Ungethiem: Second.

President Melcher: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: Okay, we got that taken care of.

Old Business

President Kiefer: Is there any old business?

Public Comment

President Kiefer: Is there any public comment?

Consent Items

President Kiefer: Okay, Madelyn, could you do the consent items?

Madelyn Grayson: The consent items for the March 3rd meeting are as follows; we have approval of prior meeting minutes, there's the February 17, 2015 Commission meeting minutes and the March 3, 2015 Executive Session summary minutes. Employment changes for the Commissioners approval, we have one for the Co-Op Extension and three for the County Highway. The County Auditor has the February 2015 A/P vouchers. We have a quit claim deed for tax i.d. 82-04-17-009-114.010-030, next to 820 Radio Avenue. The County Treasurer has a year-to-date report through January 31, 2015. Purdue Co-Op Extension has the 2014 annual report. Weights and Measures has the January 16-February 15, 2015 monthly report. Soil and Water Conservation District has their 2015 annual meeting minutes and the February 3, 2015 regular meeting minutes. The Commissioners have the J.E. Shekell quote for the Old Courthouse HVAC repair and the letter to the Indiana Gaming Commission regarding Coliseum bingo. The Sheriff has a waiver of Old National Events Plaza fees, not overtime, for the swearing in ceremony on March 23, 2015. The County Engineer has a department head report. We have 2015 township Trustee standards for Armstrong, Center, German, Knight, Perry, Pigeon, Scott and Union Townships.

President Kiefer: Okay, is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

Joe Harrison, Jr.: Is there one more?

President Kiefer: No, I think she read them all.

Madelyn Grayson: They added it in.

President Kiefer: Yeah, any discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

<p>First Reading of Rezoning Ordinance VC-1-2015 Petitioner: Gerald Schreiber, Trust & Phyllis Schreiber, Trust Address: 5409 Hogue Road Request: Change from Ag to C-4 with UDC</p>
--

President Kiefer: Next we have a rezoning, first reading, this is only the first reading of rezoning ordinance VC-1-2015. The petitioner is Gerald Schreiber, Trust and Phyllis Schreiber, Trust. The address is 5409 Hogue Road, and the request is to change from an Ag to a C-4 with a use and development commitment. Again, this is only the first hearing. It will go to Area Plan. Is there a motion to approve?

Commissioner Melcher: Yes, I'll make the motion to approve and send it to Area Plan.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Is there any other business to come before the County Commissioners? If not, I'll ask for a motion to adjourn.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The meeting was adjourned at 5:59 p.m.)

CONSENT ITEMS:

Commissioners:

February 17, 2015 Commission Meeting Minutes.
March 3, 2015 Executive Session Summary Minutes.
Quit Claim Deed: Next to 820 Radio Avenue.
Purdue Co-Op Extension: 2014 Annual Report.
SWCD: 2015 Annual Meeting Minutes & 2/3/15 Regular Meeting Minutes.
J.E. Shekell Quote for OCH HVAC Repair.
Letter to Indiana Gaming Commission Regarding Coliseum Bingo.
Sheriff: ONEP Fee Waiver, Not OT, for 3/23/15.
2015 Township Trustee Standards: (8).

Employment Changes:

Co-Op Extension (1)	Co. Hwy. (3)	Legal Aid (1)
County Clerk (3)	Prosecutor (1)	Circuit Court (1)
Assessor (2)	Sheriff (7)	

County Auditor: Approval of February 2015 A/P Vouchers.

County Treasurer: Year-to-Date Report through January 31, 2015.

Weights & Measures: January 16-February 15, 2015 Monthly Report.

County Engineer: Department Head Report.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Gries	Joe Harrison, Jr.	Kristin Comer
Erika Knight	Madelyn Grayson	Crystal Sisson
Annie Groves	Marco DeLucio	Jim Farney
Ken Spear	Cliff Weaver	Mark Uhrin
John Stoll	David Smith	Manuel Ball
Jeff Mueller	Jacob Murphy	Others Unidentified
Members of Media		

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS
MARCH 17, 2015**

The Vanderburgh County Board of Commissioners met in session this 17th day of March, 2015 at 5:01 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. I would like to call to order the Vanderburgh County Board of Commissioners for March 17, 2015.

Attendance Roll Call

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here.

Pledge of Allegiance & Invocation

President Kiefer: Next I would like to ask Commissioner Ungethiem to lead us in the Pledge, and I'll do a....please remain standing and I'll do a short invocation after that.

(The Pledge of Allegiance was given.)

President Kiefer: Heavenly Father, please bless us and guide us during this meeting so that we make wise decisions. Please protect our community as people celebrate St. Patrick's Day, and please give us guidance to make the best decisions for Vanderburgh County and it's citizens. In Your Name we pray. Amen.

St. Jude "Give Hope Run" Road Race Road Closure Request

President Kiefer: Next is action items. We have a road race request, the St. Jude "Give Hope Run". This is an annual walk/run at Burdette Park. All of the required paperwork, I believe, has been submitted to the Sheriff's Department and has been reviewed with a recommendation for approval. Is there somebody here regarding the St. Jude "Give Hope Run"? Come on up. Just state your name and address for the record.

Barry Roberts: Sure, Barry Roberts. I'm actually both, I guess, representing the "Give Hope Run" and also Springleaf Financial Services, as the title sponsor this year. So, 601 N.W. Second Street here in Evansville.

President Kiefer: Okay, thank you. Do the Commissioners have any questions? I believe it's been approved and reviewed by the Sheriff's Office.

Commissioner Ungethiem: What's the date?

Barry Roberts: It's April 25th. Saturday, April 25th at 8:00 a.m.

President Kiefer: Okay. Any questions? If not, I'll ask for a recommendation, or a motion to approve.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: There you go. Thank you very much.

Barry Roberts: Thank you very much.

President Kiefer: Have a good road race.

Barry Roberts: Thank you, appreciate it.

<p>Approval of Vote Centers & Permission to Advertise Vote Centers & Early Voting Locations/Dates & Times: May 2015 Primary Election</p>

President Kiefer: Next, the County Clerk will present the 2015 vote center locations, and permission to advertise the 2015 vote center and early vote center locations. Debbie, do you want to tell us about this?

Debbie Stucki: Hi, Debbie Stucki, County Clerk. It's just the vote centers for the city election this year. I believe they're advertised in the newspaper.

Commissioner Melcher: Do you got a copy?

Madelyn Grayson: It should be in your packet.

President Kiefer: Yeah, it's in the packet.

Commissioner Melcher: I didn't see it. That's why I asked.

Joe Harrison, Jr.: Here you go.

Debbie Stucki: There are 16 vote centers in the city, and then the five libraries for early voting.

Joe Harrison, Jr.: That's kind of what the ad will look like.

President Kiefer: Are there any locations in here that are different than what we had before?

Debbie Stucki: No, sir. The same ones that were used last year, except leaving out the ones, of course, that were in the county.

President Kiefer: Right.

Debbie Stucki: These are just city locations.

President Kiefer: Okay. Give the Commissioner a second to look at this.

Debbie Stucki: Alright.

Joe Harrison, Jr.: Debbie, early voting starts in the Election Office, April 7th, is that correct?

Debbie Stucki: Correct.

Joe Harrison, Jr.: It goes in the Election Office till May 4th?

Debbie Stucki: At noon, yes.

Joe Harrison, Jr.: Then, the libraries start on the 27th of April, is that correct?

Debbie Stucki: I don't have the date right in front of me, but it's the week before the May primary.

Joe Harrison, Jr.: It looks like April 20th¹ to April 29th it says, noon to 6:00, April 30th, 1:00 to 6:00. That must be a Friday.

Debbie Stucki: It's a Thursday. The libraries actually have something going on that day.

Joe Harrison, Jr.: Oh, okay.

Debbie Stucki: They aren't opening until 1:00 that day.

Joe Harrison, Jr.: Okay.

Debbie Stucki: Then, Friday is May the 1st—

¹Should be April 27th.

Joe Harrison, Jr.: From noon to 5:00, is that right?

Debbie Stucki: Yes.

Joe Harrison, Jr.: May 1st? Then, election day is when?

Debbie Stucki: May the 5th.

President Kiefer: May 5th?

Debbie Stucki: May 5th.

Joe Harrison, Jr.: Okay, early voting ends on May 4th?

Debbie Stucki: Yes.

Joe Harrison, Jr.: In the Election Office?

Debbie Stucki: Yes.

Joe Harrison, Jr.: Okay.

President Kiefer: Should have plenty of time to vote. No excuses. Any other comments or questions?

Commissioner Melcher: No, I make a motion to approve it.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Debbie Stucki: Thank you.

President Kiefer: A lot of options.

Commissioner Melcher: Debbie, before you leave—

Debbie Stucki: Yes, sir?

Commissioner Melcher: –the race next year, we can't, really the Highway Garage, and I've said this in the past, we've got to move it out of there.

Debbie Stucki: And it's, we didn't use the County Garage in 2014, and it's no longer to be used because of–

Commissioner Melcher: Well, I just thought I would say it early.

Debbie Stucki: Yes, sir.

Commissioner Melcher: Because, you know, I'm surprised we haven't killed somebody out there.

Debbie Stucki: Yeah, since it's county property and you, the Commissioners did not want that used as a vote center, it will not be used as a vote center.

Commissioner Melcher: Well, I just thought I would mention it early.

Debbie Stucki: Okay.

Commissioner Melcher: Okay.

Debbie Stucki: Thank you.

President Kiefer: Thank you.

**Resolution CO.R-03-15-002: Approving the Issuance of Bonds:
U.S. 41-Baseline Road TIF District: Peck Road Improvements**

President Kiefer: Next is the U.S. Highway 41 and Baseline Road improvement project TIF bond resolution. I would like to ask Joe Harrison to discuss that.

Joe Harrison, Jr.: Thank you. There's a resolution before you regarding bonds to be issued in connection with road improvements out on Baseline Road. I think from Baseline to Peck, I believe. Then, part of Peck Road, those areas are under design right now, a design contract, I believe with United. John Stoll is here as well regarding the actual road project, but that TIF area was initiated back in 1995, and it runs out in 2025. It's a 30 year area. The county can extend that TIF district if it issues bonds by July 1st. The TIF district has been bringing in decent funding out there, but instead of piecemealing the project over a period of time until we come up with sufficient funds to do the road work, and maybe do one portion at a time, by issuing these bonds we're able to get more bang for our buck and do it a lot faster. So, and also it will extend the life of the TIF district out 25 more years. So, it's my understanding that the design should be done relatively soon. I think it is, part of it's done now, and, hopefully, construction can begin this year on that project. So, this will enable the county to move ahead faster. The third phase of the project would be from Korff Road to really Old State Road, and that would be the next phase of the project, not with this money, but if there's sufficient money down the road that would be the next phase so Baseline could be extended or widened from 41 all the way to Old State. That would be, you know, the plan down the road. So, this is at least to get it started. The Vanderburgh County Redevelopment Commission did pass a preliminary resolution on this same topic at their meeting last Friday. This is the next stage.

President Kiefer: Do I need to read this resolution in for the record?

Joe Harrison, Jr.: Not necessarily, no.

President Kiefer: Okay.

Joe Harrison, Jr.: The bottom line is—

President Kiefer: We have a copy of it here, and it's attached.

Joe Harrison, Jr.: — what it is, is the Vanderburgh County Redevelopment Commission contemplates the issuance of bonds, in one or more series, in an aggregate principal amount not to exceed seven million to finance the construction of various local road improvements in or serving the U.S. 41 and Baseline Road economic development area. Whereas, the Board of Commissioners of Vanderburgh County, as the legislative body of the county, now desire to approve the issuance of bonds, which bonds shall be payable from tax increment revenues generated by the allocation area, and also a pledge of county income tax revenues for Vanderburgh County. So, that's essentially what is being proposed. The Vanderburgh Council will consider a similar resolution where they will pledge, as a back up to the TIF funds, County Option Income tax money.

President Kiefer: So, the resolution number CO.R-03-15-002, we'll need a motion to approve—

Joe Harrison, Jr.: That's it.

President Kiefer: — the resolution.

Joe Harrison, Jr.: And it will be entered into the record.

President Kiefer: Discussion?

Commissioner Ungethiem: Yeah, one of my questions, and, Joe, we talked about this a little bit, Peck Road is actually the eastern dividing, or eastern border of this TIF district. One of the things I wanted to make sure is that that did suffice as being included into that TIF district as it's being on the border.

Joe Harrison, Jr.: Yes, funds can be used, TIF funds can be used to benefit the TIF district boundary and that's right on the edge of the boundary. The same thing with extending the construction of the project down to Old State Road, if they would like to do that at some point. If the Commissioners would like to do that at some point.

Commissioner Ungethiem: Well, that's not in the TIF district.

Joe Harrison, Jr.: No, but it still benefits—

Commissioner Ungethiem: Yeah.

Joe Harrison, Jr.: — it still benefits the TIF district. Now, I don't think we could go beyond any farther east than that, but that's been run up the flagpole and it certainly benefits the area.

Commissioner Ungethiem: Okay. The other question I had is, I saw information that this was going to be about a six million dollar project, but the resolution says seven million dollars. Is there a—

Joe Harrison, Jr.: The reason for that is that it's not to exceed seven is the language in there. They've got construction estimates on what they think it's going to cost. Since it hasn't gone out for bid yet, there's some wiggle room, and so we don't have to come back at a later date and do another resolution if it's higher than six million.

President Kiefer: And you know from those Burdette Park estimates, sometimes those engineers—

Commissioner Ungethiem: Always with the engineer jokes. Always with the engineer jokes. I was just wondering, I also read something in some of the state language that seven million dollars was a threshold in the legislation, and I don't, above that required additional approvals and below that didn't, or something like that.

Joe Harrison, Jr.: You know, I'm not, I don't know for sure about that, but I just know that it's not going to exceed seven million. So, hopefully it will be quite a bit below that.

President Kiefer: Yeah, quite a bit less.

Joe Harrison, Jr.: Again, the revenues that have been generated in that area are decent. Over the last several years there's been some projects out in that area that have used the TIF funds. Initially, that TIF district was set up for some improvements with regard to the Azteca project out there. Those bonds have all been paid off. So, there are no bonds as we sit here today out in that area. Because it's a legacy TIF and we can extend the life of it by passing a bond resolution and issue bonds before July 1st, that will enable that TIF district to extend beyond the year 2015.

Commissioner Ungethiem: So, in essence, this bond would go for 25 years, and this bond and the TIF district would be complete in 2040?

Joe Harrison, Jr.: 2040, that's correct.

Commissioner Ungethiem: So, we would complete the payment of the bond and the TIF district would end on 2040?

Joe Harrison, Jr.: Yes.

Commissioner Ungethiem: Unless we had another bond come in behind?

Joe Harrison, Jr.: Right, right, unless we had something else.

President Kiefer: Commissioner Melcher, any—

Commissioner Melcher: No.

President Kiefer: Okay, so, we could either make a motion to approve, or we can—

Commissioner Melcher: I'll make the motion to approve it.

Commissioner Ungethiem: I'll second it.

President Kiefer: Okay, any further discussion? I'll ask for a roll call then.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you, gentlemen.

<p>First Reading of Ordinance CO.04-15-002: Amending Ch. 2.76: Burdette Park Advisory Committee</p>
--

President Kiefer: Next is a first reading of CO.04-15-002. This is amending Burdette Park advisory committee ordinance. Again, this is the first reading. Is there a motion to approve the first reading?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call, oh, wait a second, is there discussion? The only comment I want to make is, this is basically cleaning up, the original ordinance was really, I don't know what it was actually, it was just really weird. It was contemplating a city-county joint park type situation that never occurred. It was really not an appropriate ordinance for what our advisory board does. So, basically, I asked Joe Harrison to clean it up and re-write it so it matches to what we actually expect from the advisory board. Whatever they contemplated 20 years ago never materialized. So, this is basically a cleaning up ordinance.

Joe Harrison, Jr.: If you want, I'll just basically read the purpose quickly. It's essentially the purpose.

President Kiefer: It's very short.

Joe Harrison, Jr.: The purpose of the Advisory Committee is to continuously review and make recommendations to the County Commissioners or the Burdette Park Manager regarding the operation and maintenance of Burdette Park. In addition the Advisory Committee should recommend future Burdette Park capital improvements and Burdette Park programs and assist with fundraising activities relating to Burdette Park capital improvement projects so designated by the County Commissioners.

President Kiefer: Okay, well, is there, again it's first reading. Is there...roll call please.

Commissioner Ungethiem: Well, before we do that, the only recommendation that I might have is in the organization it calls for one year terms of the committee. There are seven folks on that committee. With a one year term, you could conceivably turn the entire the committee over in one given year. Is there any thought to making those two year terms and make them alternate, four one year, three the next year, to eliminate, or to reduce the possibility of having an entire new advisory committee in a given year?

President Kiefer: I'm okay with that. I, you know, I think it's sort of like City Council, you know, in all practical matters, you know, the City Council usually....they could all turn over all in the same year, but they, I don't think they ever have, have they, Steve?

Commissioner Melcher: Not that I know of. You could lose the Mayor and the Clerk.

President Kiefer: Yeah, but, I like the idea. I mean, it's easy for Joe to make that adjustment.

Joe Harrison, Jr.: You could make it right here.

President Kiefer: We could make it right here, we could make that adjustment.

Joe Harrison, Jr.: We could have it next week, or, yeah, if you guys want to do a two year term instead of one.

Commissioner Melcher: Yeah, I'm okay with it. We could do it as amended.

Joe Harrison, Jr.: Well, it could just be part of it right here, and then we'll have final reading April 7th.

President Kiefer: So, do we need to amend the motion then?

Joe Harrison, Jr.: Yes.

President Kiefer: Okay, would you amend your, or whoever made the motion, would they amend it to include—

Joe Harrison, Jr.: Two year terms instead of one year terms.

President Kiefer: With alternating terms, right? Is that what you're asking for?

Joe Harrison, Jr.: I think just a two year term, don't you? I think simply just two year terms.

Commissioner Melcher: Okay, I think it would be cleaner if I just made the motion to just change it to a two year term.

Joe Harrison, Jr.: Yeah.

President Kiefer: Okay.

Commissioner Melcher: I amend the first one.

President Kiefer: Is there a--

Commissioner Melcher: So, I'll make the motion to change it to a two year term.

Commissioner Ungethiem: I'll second that.

President Kiefer: Okay, so we have a first and second with the amendment. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you, gentlemen.

**Grow SW Indiana Workforce: Local Elected Officials Agreement
County Clerk: RBM and VR Systems Contract Renewal
Health Dept: IDNR Water Testing Contract: Harmonie State Park
Health Dept: Oswald Marketing Campaign Agreement
Health Dept: USI Agreement: Pre & Post Impact Survey
County Assessor: TEAM Consulting Agreement
Sheriff: Aramark Agreement Amendment No. 7
CIO: United Leasing Copy Agreements (2)
Fosse & Associates: OCH Lease Renewal Agreement**

President Kiefer: Next, under contracts, agreements and leases, let's see, we have Grow Southwest Indiana Workforce Development local elected officials agreement. This was tabled from the February 17th meeting. Jim is here, I see Angie. Jim, I think we postponed, and I think it was regarding who was to be appointed—

Jim Heck: Right.

President Kiefer: – to serve. I think we're comfortable with the Mayor continuing on.

Jim Heck: Okay.

President Kiefer: Do we need to vote on this then?

Joe Harrison, Jr.: Yeah, I think so.

President Kiefer: Okay. Joe, would you state the, or does the motion just simply mean that Mayor Lloyd Winnecke gets appointed to, I forgot the name of the—

Jim Heck: It's the, well, it's the Grow Southwest Indiana Workforce Board elected officials.

President Kiefer: Okay.

Joe Harrison, Jr.: And, he would serve as the President? Or, is he just the member?

Jim Heck: He is a member, and then those nine members elect a President.

Joe Harrison, Jr.: Okay.

Jim Heck: Currently he had been elected as that President, but that will be decided again on April 7th, at the next local elected officials meeting.

President Kiefer: Okay, so, is there a motion to approve designating Mayor Lloyd Winnecke to the board to serve as one of the elected officials as stated by Jim Heck?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Jim Heck: Thank you, and Angie has the document that needs to be signed by you, Joe.

President Kiefer: Oh, okay, here you go.

Angie Sheppard: I am going to get the Mayor's signature also. I'll make sure that you guys get a copy.

President Kiefer: Thanks.

Jim Heck: Don't forget, April 7th, if you're available, we have, that's our local, regional elected officials meeting down here at Innovation Pointe at 11:30 Central Time. So, if you're available, please make sure you come down to it.

Commissioner Melcher: Did you already send an e-mail on that?

Jim Heck: We did. You should have received an invitation, and I think we gave you a "Save the Date" at the last time I was here. So, I think you should have that.

President Kiefer: I've got it on my calendar.

Jim Heck: Okay, great. Thank you.

President Kiefer: Thanks. Moving right along, County Clerk, the EviD voting system license rental renewal agreement with RBM Consulting and VR Systems. Debbie, I believe this is for the rental of voting software system package for the 2015 municipal elections.

Debbie Stucki: Yes.

President Kiefer: The cost is roughly, or is \$28,000, approximately \$1,500 less than last year.

Debbie Stucki: Yes.

President Kiefer: Okay, are there any questions from the Commissioners?

Commissioner Melcher: No, so, basically, we're going to be reimbursed by the City?

Debbie Stucki: Yes.

Commissioner Melcher: Okay, I'll make the motion to approve it.

Commissioner Ungethiem: Second.

President Kiefer: Any further discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you, Debbie.

Debbie Stucki: Thank you.

President Kiefer: Okay, under County Health Department, we're going to have a whole bunch of things here. The first one is the water testing contract with the Indiana Department of Natural Resources, Harmonie State Park renewal. Water samples will be delivered to the County Health Department and tested for the sum of \$20 per test. The anticipated renewal contract amount is \$1,700. I thought we approved this last time.

Chris Borowiecki: That was the one for Ferdinand. This one is for New Harmonie State Park.

President Kiefer: Oh, okay, but the same deal?

Chris Borowiecki: Yes, sir, it is.

President Kiefer: Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: I'll second it, but I still don't care for it.

President Kiefer: Okay, any further discussion? We know what it is, because we hashed through this before. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: I still think we're charging too little, but I'll say yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

President Kiefer: You don't have to vote yes on this.

Commissioner Melcher: No.

Chris Borowiecki: Don't change his mind, Joe.

President Kiefer: Well, I agree with the other two Commissioners. I think this is a real bargain for these other counties, but it is what it is. So, I'll vote yes.

(Motion approved 3-0)

Chris Borowiecki: Thank you.

President Kiefer: Next is the contract with Oswald Marketing for vaccine awareness campaign. This is a one year agreement. The cost is \$91,730 to be paid by the County Health Department immunization grant funds. I believe there was an earlier one, this was out in the e-mail when we were circulating these agreements. Commissioner Ungethiem, I believe, asked about competitive bids and quotes and how you came up with Oswald Marketing on this. I didn't see the answer, but I knew you asked the question.

Chris Borowiecki: Well, I know it's a process that we went through with our board, and with Dr. Spear. The particulars I don't know, but I can get those answers for you if you need to know that.

Commissioner Ungethiem: Dr. Spear and I talked—

Chris Borowiecki: Did you?

Commissioner Ungethiem: — and I'm satisfied with how the process went.

Chris Borowiecki: Okay, good.

President Kiefer: Okay. What exactly are they doing? I mean, so they're going to be advertising, marketing like on billboards, radio?

Chris Borowiecki: Right, it's going to be for television, broadcast t.v. and the billboards/posters were going to be two largest funded areas there, but even cable t.v., radio, bus shelters, wrap around the bus, just some advertisement for that. So, that's a big portion of that, for us to be able to get the word out to immunize. Then they're going to have additional marketing materials, such as the web design, to work on that as well, and other banners, magnets, stickers, things like that, pins, just to get the word out for immunization. It's a grant that we've been given through the State, so it's all—

President Kiefer: Okay, and the State's approved this?

Chris Borowiecki: Yes, and it's something that we came last year to you to ask for, and you guys said it was alright. So, we're just going through that process still.

President Kiefer: Okay, is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is the contract with USI for vaccine awareness marketing campaign pre/post impact survey. The cost shall not exceed the sum of \$14,000, and payment is not due from the county until 30 days following USI's completion of the survey responsibilities, as detailed in the contract. What is exactly pre/post impact survey?

Chris Borowiecki: It's going to be, we're going to do a study before we have all of this, the immunization process, and then afterwards. So, we can have something, a measurable amount to see how effective our program was.

President Kiefer: Okay, and USI does this, they have the resources to do that, to perform this?

Chris Borowiecki: Yes, they do.

President Kiefer: Okay, any questions?

Commissioner Ungethiem: So, this generally will test the effectiveness of your marketing campaign to determine whether we've spent our money wisely?

Chris Borowiecki: Correct, because everything, anything now, any money that we get is going to have to show some results. So, we have to have the pre-study/post-study, and then so if we're going well, then we may be issued more money down the road.

President Kiefer: Okay. Commissioner Melcher, anything?

Commissioner Melcher: No.

President Kiefer: Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: This is just really interesting that we're paying \$14,000, that's a pretty good percentage of the total \$91,000 just to make sure that the \$91,000 was spent well, but, I guess, this is government, so, I'll vote yes.

(Motion approved 3-0)

Chris Borowiecki: Well, it's a legitimate study to see, first of all, how effective it's been done.

President Kiefer: Right.

Chris Borowiecki: I mean, if anything that we do, even if we do inspections or whatever, to gauge how effective it is, you have to know where you were to begin with.

President Kiefer: Right, so hopefully we're learn something useful from that, and make improvements from that.

Chris Borowiecki: Okay, yes. Thank you.

President Kiefer: Next is the, oh, that's it, I guess, for the County Health Department.

Chris Borowiecki: Thank you.

Joe Harrison, Jr.: Now, is there a likelihood, if all goes well, if I could ask a question.

President Kiefer: Sure.

Joe Harrison, Jr.: That you would try to do this again next year?

Chris Borowiecki: It just depends on how they come up with the grants, but, yes, if we're successful with certain grants then we're looked at, as far as a community for other potential for grants.

Joe Harrison, Jr.: And the survey goes well?

Chris Borowiecki: Yes, yes, and that survey then is shared, obviously, State-wide.

President Kiefer: Let us know how the results come out.

Chris Borowiecki: Okay.

President Kiefer: If we wisely spent that \$91,000, or didn't.

Chris Borowiecki: Okay, sure.

Commissioner Ungethiem: Do you have a target, an objective for this awareness campaign? What percentage of how much you're going to increase? Or a goal that you're going to—

Chris Borowiecki: I don't have that knowledge, but, again, I can get that for you. I can ask, I'm sure I can get that for you in an e-mail form, if you like. Would that be alright?

Commissioner Ungethiem: Yeah, that would be fine.

Chris Borowiecki: Okay.

President Kiefer: Next is the County Assessor, this is the—

Chris Borowiecki: Thank you.

President Kiefer: Thank you very much. This is the TEAM Consulting contract for evaluation process review. The cost of the contract is \$23,400. The funding is in place in the County Assessor's reassessment budget. Boy, they really tap that reassessment budget for a lot.

Bill Fluty: It happens quite often. Bill Fluty, County Assessor. We feel this is necessary. I talked, at length, with Commissioner Ungethiem about what this actually means and what this is going to do for us. I think he's comfortable with this now, with the previous e-mail. So, any other questions that you guys would have? This is on site training. This is actually will also be analysis of some issues that we think are important in the assessing field. There will be deliverables on reports and some changes when we forward, if need be. Some, actually, best practices will be reviewed and new suggestions will come out. We feel it will help with consistency all the way across county lines. I think this is one of the things we identified earlier

about Vanderburgh County going from eight Assessors to one Assessor, and just trying to look at those things and making it a little more consistent. So, I think this is what we talked about the other day, at length.

President Kiefer: It sounds like a good program. Thanks for the work you do. You do a great job.

Bill Fluty: Alright.

President Kiefer: Are there any questions? I know—

Commissioner Ungethiem: No, I just want to thank Bill for the time. He probably expected a half hour meeting, and we went about an hour and 20 minutes, because I kept asking questions, but now I fully understand.

President Kiefer: Great, thank you.

Bill Fluty: I've got time for you guys anytime you want to come down. Appreciate it.

President Kiefer: Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Bill Fluty: Thank you, gentlemen.

President Kiefer: Bill, as always, thank you, appreciate it. Next, the Sheriff is here, I believe, this is for the amendment to the County Jail, Aramark Food Service contract. This extends the contract for four years. The price reduction is five cents a meal between 1/15/15 and 9/30/15, and ten cents a meal between 10/1/15 through 1/15/17, thereafter the final two years of the contract the meal pricing will be based on a two and half percent annual increase as detailed in the amendment. Sheriff, it looks like you're saving the county money, appreciate that.

Dave Wedding: We're going to save a lot of money with this new contract. It's kind of based on our inmate population, and it's been at a fairly high number the last couple of years. So, we based it on how many inmates we project to be in custody.

That number may even drop lower, if we raise up at or near a certain level, which I forecasted we will do in the next eight to 12 months.

President Kiefer: Yeah, I mean, when you look at five, ten cents savings per meal, how many meals do you serve?

Dave Wedding: We can serve anywhere from 1,500 to 1,800 meals per day.

President Kiefer: Per day, and this is savings over a number, you know, a long period of time. That's a lot of money.

Dave Wedding: Yes.

President Kiefer: So, good job on that.

Joe Harrison, Jr.: This includes Community Corrections?

Dave Wedding: Yes, it does.

Joe Harrison, Jr.: So, it's those in the jail and in Community Corrections?

Dave Wedding: Yes.

President Kiefer: Are there any questions or comments? Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: This is great. I love this that we're saving money on this. Appreciate the work you did on that. I know that was a great idea to negotiate that with them and get that reduction. With that, I'll vote yes.

(Motion approved 3-0)

Dave Wedding: Okay, thank you.

President Kiefer: Hey, thanks, Sheriff, appreciate it. Next, Computer Services, individual lease agreement with United Leasing, Drug and Alcohol Deferral Service. It's a 48 month copier lease. The cost is \$85.62 per month.

Mark Uhrin: It's the replacement for the existing Xerox machines. This will be, as you said, a 48 month lease. It's for Drug and Alcohol Deferral.

President Kiefer: Okay, any questions?

Commissioner Ungethiem: How many machines are included in this?

Mark Uhrin: In lease number five, just one.

Commissioner Ungethiem: Okay.

Joe Harrison, Jr.: And, this is strictly with the county, because it's a county program?

Mark Uhrin: That's correct.

President Kiefer: Okay, I understand it. I lease a copier at my office, so, I know what you're talking about. Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is Central Dispatch, Building Commission, Emergency Management Agency, Solid Waste Management District, a 48 month copier lease. The cost is \$518.99 per month. Just out of curiosity, how come this one is not thrown in together with the one above?

Mark Uhrin: These are joint agencies, so they're split city-county.

President Kiefer: Oh, okay.

Mark Uhrin: The Board of Public Works has already approved this.

President Kiefer: Got 'ya, but you got the discount for the multiple?

Mark Uhrin: This is all part of the contract with Alpha Laser.

President Kiefer: Wait a second, I was going to count, how many copiers are you getting on this?

Mark Uhrin: On this one, four.

President Kiefer: Four? Okay. Alright, well, then it sounds like, it sounds like you're paying more per copier then.

Mark Uhrin: Actually, we're not. I mean, we're not, it depends on the model of copier and the options that are—

President Kiefer: So, they're all different types?

Mark Uhrin: They will all be, well, not all different, but we've had two or three different types of copiers on the United plan.

President Kiefer: I mean, even though this is, I guess, what I'm getting at is, you're buying one strictly for the county and then one jointly for county and city, but I just want to make sure you're getting, they're still giving you the best deal, because it's still local government buying all of these.

Mark Uhrin: Correct, it's all under one contract with Alpha Laser.

President Kiefer: Okay.

Mark Uhrin: I believe the total for both the city and the county combined were about 110 machines all together. So, the pricing is based on that volume.

President Kiefer: Okay.

Mark Uhrin: You will see this coming up again and again, individual leases for the machines as we roll them out to the various departments.

President Kiefer: Okay, alrighty. Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Any further discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Mark Uhrin: Thank you.

President Kiefer: Thanks. Next is the Commissioners Old Courthouse lease renewal with Fosse and Associates Architects, Inc. This is a three year agreement running from 5/1/15 through 4/30/18. Fosse will be paying \$1,097.54 a month, which is a \$30 monthly increase. It's good to tie them down for a long term lease. So, I'm happy to see them get a three year lease with a little bump in the rent. So, they've been doing pretty good. We keep trying to get increases for every time they renew a lease or do a new lease, they always try to bump it up a little bit. So, anyway, are there any questions? If not, is there a motion?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Burdette Park

President Kiefer: Next, department head reports. John is being courteous and letting the guy with the shorter amount of stuff, probably, go first.

Jacob Murphy: Yeah.

President Kiefer: Jacob?

Jacob Murphy: Burdette Park, we've got a lot of folks coming out with the nice weather, it's nice to see.

President Kiefer: Good.

Jacob Murphy: Water levels are really high. It's at 45, if it gets to 47 Nurrenbern Road will probably be covered, so the main entrance to the park would be closed, but I'm told that Thursday and Friday the water should go down a little bit. But, the other entrances to the park should be good.

President Kiefer: I didn't think about how high the water gets out there.

Jacob Murphy: It's pretty high. Then, in an e-mail I spoke to you about the pool maintenance operator, his truck is obsolete now, so, we're looking on replacing it. I was working with Boscoe Wilhite in the Purchasing Department on getting quotes and getting that to you guys. He left, so, then Debra Spalding has been out, so, I worked with Julie Probus, and she helped me kind of like finish that up, but she still wants to wait and have Debra look it all over. I just wanted to make sure I got permission from one of you guys to move forward with that, once I have Debra look it over.

Commissioner Melcher: When would Debbie be able to look at it? How long is she going to be out?

Jacob Murphy: Monday is when she is supposedly supposed to be back.

Commissioner Melcher: Okay.

President Kiefer: Okay, and I know, I saw the e-mails being traded and the comments. I'm comfortable.

Jacob Murphy: Yeah, we originally had a 3500 truck, and it looks like, if you look at the specs, about 2500 today versus ten years ago, it's almost the same now.

President Kiefer: So, you can go—

Jacob Murphy: We can do a cheaper truck and have the same amount of pull.

President Kiefer: Okay.

Commissioner Ungethiem: Same load carrying capacity?

Jacob Murphy: Exactly.

President Kiefer: I'm comfortable with it. Is there a motion to approve this?

Joe Harrison, Jr.: Just to proceed ahead.

President Kiefer: Proceed ahead.

Commissioner Ungethiem: To proceed, and you do have this covered in your budget?

Jacob Murphy: It will come out of the CCD, the Park and Playground.

Commissioner Ungethiem: It is going to be a Chevy, not a Ford?

Jacob Murphy: Yeah, right now they're the low bid.

President Kiefer: I drive a Ford, so.

Commissioner Ungethiem: Don't let Joe pressure you. Chevy's are good.

Commissioner Melcher: I don't drive either.

Jacob Murphy: That's all I have.

President Kiefer: Okay, there's a motion to approve, pending him consulting with Debra at the Purchasing Department to make sure that we're getting the best deal and following the Purchasing protocol. Is there a motion?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Jacob Murphy: Thank you.

County Engineer

President Kiefer: John, do you have anything? That's a loaded question.

Commissioner Ungethiem: John always wants to come see us.

John Stoll: First I've got a change order on the Burkhardt-Virginia project. This is an increase of \$7,469.05. INDOT will cover 80 percent of that change order cost. So, the county's share will be \$1,493.81. This change order covers some items that were left out of the itemized proposal on the contract. There was a signal, a traffic signal controller foundation that, the existing one needs to be replaced. So, this covers the removal and the replacement of the foundation. It covers a computer for the field office for the project. It covers some amplifiers for the loop detectors for the traffic signal, with the loops that are placed in the pavement, and there's some other miscellaneous signal items that it covers. I would like to get approval on that so we can have the contractor proceed with getting this ordered.

President Kiefer: Is there a motion to approve?

Commissioner Ungethiem: Just remind me again why the county is doing this when it's actually in the city?

President Kiefer: Well, it was because when we first got started it used to be in the county, and then the city annexed this. So, we basically had the money in the TIF to be able to do the project. So, that's why the county has taken control of this. John Stoll is leading the charge instead of the city.

Commissioner Ungethiem: Will this be an ongoing issue out there? Or is this the last time we're going to do this?

Joe Harrison, Jr.: It's probably about the last time. Again, it's 80 percent funded by the State, right?

John Stoll: Construction, yes.

Commissioner Ungethiem: Well, I understand how it's funded, I'm just concerned why John's dealing with this instead of the City Engineer.

John Stoll: He can have it.

Joe Harrison, Jr.: Well, it started what a couple of years ago? There's nothing else on the books, I don't think.

John Stoll: No.

President Kiefer: Yeah, and I think we wanted John to do it, since we were spending the money, we wanted to have control over it.

Commissioner Ungethiem: Okay.

President Kiefer: That was the thought process at the time.

Commissioner Melcher: That's kind of what I was going to say, because we kind of already started it, if I remember right.

John Stoll: This project is the last one that is—

Commissioner Melcher: And I'm the one that didn't want to do it, but we did it.

Commissioner Ungethiem: Okay.

John Stoll: There are no other projects in the TIF district master plan within the city limits. So, this wouldn't come up again, unless a new master plan would be developed, and then the Commissioners would have to be involved in that. So, as far as this goes right now, there are no other projects like this.

Commissioner Ungethiem: I understand. I move to approve.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Second I have the cover sheet for the Broadway and Johnson bridge and culvert project. This just needs the Commissioners signatures and then we'll move forward with hopefully getting this out for bid next month, assuming that the County Council approves the transfer that has been requested. This project will replace a culvert underneath Johnson Lane and a bridge on Broadway Avenue. The structures, as they currently exist are all connected. The new proposal will put in, I mean, the new project will put in new pre-cast concrete structures to replace the existing. So, I just need your signatures on the cover sheet.

President Kiefer: Okay, make a motion to approve?

Joe Harrison, Jr.: Yeah, why don't you go ahead and make a motion.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: Okay.

John Stoll: Last I've got several right-of-way offers for the Peck Road project that I'm going to request your approval on. The parcel numbers, the property owners names, and the offer amounts are the following; parcel 2, Schneider is the owner, and the offer amount is \$950; parcel 3, Woods, \$250; parcel 7, Family Bible Church, \$9,800; parcel 8, Baseline Properties, Incorporated, \$6,700; parcel nine, Jones, \$16,200; parcel 10, Wilson, \$31,200; parcel 11, Lamar, \$18,075; parcel 12. Owen and Ashworth, \$10,525; and parcel 13, Zeller, \$8,910. All of these offers are based on appraisals that were done by real estate appraisers. The County Attorney has reviewed the appraisals, and everything looks good to go. So, I would request your approval to get the offers made to these owners.

Commissioner Ungethiem: Are these the last, or are there more to come?

John Stoll: There will be more to come. The initial estimate was 13 parcels total, and this is ten of those. So, we've got another handful still coming on Peck Road. Then, later on when we get further along with the Baseline project, there will be more parcels, right-of-way parcels that have to be secured out there as well. This just covers the Peck Road right-of-way parcels, and it covers the section between the entrance to North High School on up to Baseline Road.

Commissioner Ungethiem: And these are included in the estimate for the total project?

John Stoll: Yes.

Commissioner Ungethiem: Okay. I move we approve.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: That's all I have, unless you have questions.

President Kiefer: No, that's good.

John Stoll: Thanks.

Commissioner Ungethiem: Thank you.

President Kiefer: Thanks. Are there any other department head reports? I see none.

New Business/Old Business

President Kiefer: Next we'll go to new business. Any new business? I don't have any old business.

Public Comment

President Kiefer: Public comment. Is there a John Grivil here under public comment? Okay, is there anybody here that would like to speak under public comment?

Consent Items

President Kiefer: Okay, we'll move on then. Consent items?

Madelyn Grayson: The consent items for the March 17th meeting are as follows; we have approval of the March 3, 2015 Commission meeting minutes; employment changes for the Commissioners approval, we have one for the Health Department, three for Burdette Park and one for the County Engineer. The Commissioners have a change order number one for the third floor Old Courthouse renovation. The Arc of Evansville has their January 21, 2015 regular meeting minutes. The County Clerk has the February 2015 monthly report. The County Health Department has the

January 2015 monthly meeting report. The County Assessor has a surplus request. The Sheriff Department has a request to surplus and dispose of three vehicles, and we have a County Engineer department head report.

President Kiefer: Is there a motion to approve the consent items?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Is there anything else to come before the Board of Commissioners? If not, I would like for somebody to make a motion to adjourn.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The meeting was adjourned at 5:47 p.m.)

CONSENT ITEMS

Commissioners:

Approval of the March 3, 2015 Commission Meeting Minutes.
Change Order No. 1: OCH Third Floor Renovation Project.
The Arc of Evansville: January 21, 2015 Regular Meeting Minutes.

Employment Changes:

Health Dept. (1)	County Engineer (1)	Burdette Park (3)
County Clerk (1)	Legal Aid (1)	Assessor (1)
Prosecutor (1)	Public Defender (2)	Sheriff (2)

County Clerk: February 2015 Monthly Report.

Health Dept: January 2015 Monthly Meeting Report.

Surplus Requests:

County Assessor: Various Computer Equipment.
Sheriff’s Office: Three Vehicles.

County Engineer: Department Head Report.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Gries	Joe Harrison, Jr.	Kristin Comer
Erika Knight	Madelyn Grayson	Barry Roberts
Debbie Stucki	Jim Heck	Angie Sheppard
Chris Borowiecki	Bill Fluty	Dave Wedding
Mark Uhrin	John Stoll	Jacob Murphy
Others Unidentified	Members of Media	

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDEBURGH COUNTY
BOARD OF COMMISSIONERS
APRIL 7, 2015**

The Vanderburgh County Board of Commissioners met in session this 7th day of April, 2015 at 3:00 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good afternoon. I would like to call to order the Vanderburgh County Board of Commissioners for April 7, 2015.

Attendance Roll Call

President Kiefer: Attendance please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here.

Pledge of Allegiance and Invocation

President Kiefer: I would like to ask Commissioner Ungethiem to lead us in the Pledge. Please remain standing and I'll do the invocation.

(The Pledge of Allegiance was given.)

President Kiefer: Heavenly Father, please bless us and guide us as we make decisions that affect this county and its citizens. In Your Name we pray, Amen.

Spring Into Fitness 10K Road Race Road Closure Request

President Kiefer: Thank you. Under action items we have a road race request, Spring Into Fitness 10K. This is USI Sports Management Club walk/run. Is there anybody here representing this group? It's on April 13, 2015. All of the required paperwork has been submitted to the Sheriff Department and has been reviewed with a recommendation for approval. I would suggest that we go ahead and move forward with this since the race is actually on the 13th, even though nobody's here representing them. Since it's been approved by the Sheriff's Department, I would ask for a motion to approve.

Commissioner Ungethiem: So moved.

Commissioner Melcher: I'll second.

President Kiefer: Okay, any further discussion? Seeing none, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: I think what we need to do is send them a letter or something that we approved it, but we didn't understand why they didn't have anybody here.

President Kiefer: Yeah, I agree.

Commissioner Melcher: We talked about this before that we weren't going to pass things unless somebody is here representing it. So, I think we need to continue to do that, but I understand it's time sensitive, but we need to let them know that they need to be here if they do it next year.

President Kiefer: Okay.

Commissioner Melcher: So, I'll vote aye.

President Kiefer: Okay, thank you.

Madelyn Grayson: President Kiefer?

President Kiefer: I vote aye.

(Motion approved 3-0)

Area Plan Commission: CCD Funding Request for Computers
--

President Kiefer: Next is Area Plan Commission, the purchase of five new computers. I know Ron London is here. Do you want to give us an explanation? I know you've sent some e-mails and other correspondence on this.

Ron London: Well, all we're trying to do is that we're trying to do just computer upgrades in-house. We've had, since I've been here the last year and a half I've got seven of them replaced through our own budget. We have five that are remaining that are between eight and ten years old. We would like to go ahead and get those upgraded yet this year. I'm kind of doing an in-house refresh program, since we're not part of the city's program.

President Kiefer: Okay, and did you work with Mark on this?

Ron London: I have the, what do you call it, it's a quote that all of the city and county offices use.

President Kiefer: Okay.

Ron London: It's based off of that. So, it's just a purchase agreement that we have for each individual department at that price.

President Kiefer: And, what fund is this coming out of?

Ron London: We're requesting out of the CCD, the Commissioners fund.

Commissioner Melcher: Oh, the Commissioners fund?

President Kiefer: Are there any questions?

Commissioner Melcher: I don't know. I was going to ask that question, where it was going to come from. It seems like it's getting lower and lower, isn't it? I think our, isn't that CCD, isn't that fund getting lower all the time? Everybody seems to be coming here for that. I don't know. I would like to say yes, but I don't know.

President Kiefer: What was the total cost again, Ron?

Ron London: It was, for five computers it was \$3,665.

Commissioner Melcher: Do we know the balance right now?

President Kiefer: I think Joe and Kristin may know that.

Joe Gries: There isn't any money currently budgeted for these computers. Ron has to come before the Commissioners first to get approval to ask the Council for the money. There would have to be a line item set up for the Area Plan.

Commissioner Melcher: Alright, so that means it's not coming out of our fund then.

Joe Gries: No, it would still be coming out of CCD, but you have to give him permission to go ask for it from Council, because the CCD money is controlled by the Commissioners. This isn't budgeted money currently, and this is the first step of the process. So, if you don't approve that, then he would have to either transfer money from other sources within his budget, or ask for an additional appropriation from the General Fund or the COIT Fund.

President Kiefer: But, there's not enough money in the overall computer budget?

Joe Gries: There's no money budgeted in the county's IT budget for new computers. Each department is responsible for kind of coming up with their own plan. The city has a refresh plan, I don't know, Mr. Uhrin might be able to talk about the city's refresh plan, but the county doesn't currently have one. That's, I think mostly due to funding, but there isn't any money, all of the money that's in the IT budget for the county is for contractual services and to fund the software agreements that all county departments have.

President Kiefer: Okay. Ron, what's your time line on this?

Ron London: I'm just trying to get our old computers, I mean, basically, whenever I come in in the morning, hit the power button and about a half an hour later it's booted up in order to be able to start working. So, because our computers are roughly eight to ten years old. I mean, if I wouldn't have started a refresh whenever I got here, everybody in our office would still have computers that I guess you could consider ancient.

President Kiefer: I wonder if Mark could, is there things that you could do to help their computers, you know, to speed them up, if it takes 30 minutes for it to boot up in the morning?

Mark Uhrin: Computer Services tends, when we get a call we will look at the computers. So long as there is nothing that is wrong with the computers themselves, there's really nothing to be done. They're just old.

President Kiefer: Okay.

Mark Uhrin: They're being pressed well beyond their expected life and the complexity of the programs that they're running.

President Kiefer: Okay, thanks. Ron, I'm not opposed to this, but would you be okay if we delayed this to our next Commissioner meeting?

Ron London: No, that's fine. We've been waiting—

President Kiefer: Forever.

Ron London: – forever, so, another month—

Commissioner Ungethiem: The other question I've got, is since yours is a shared department, what percentage of this is being paid by the city?

Ron London: Joe, you might be able to answer that.

Joe Harrison, Jr.: Well, it's 85-15.

Ron London: It's 85-15, so it would be 15 percent, I guess, would come from the city.

Commissioner Ungethiem: So, the \$3,665 is 85 percent of the total cost?

Ron London: 85 percent, no. The \$3,665 is the overall cost.

Commissioner Ungethiem: Okay.

Ron London: I believe whenever—

Joe Gries: Basically, what happens, any additional money like, Ron has a vehicle they're purchasing this year, we will, the Auditor's Office will then bill the city for the money that is coming out of the CCD budget, and that money will go back into the CCD Fund.

Commissioner Ungethiem: So, it's \$3,665 less 15 percent?

Joe Gries: Correct.

Ron London: Correct.

Commissioner Ungethiem: Is what the county will actually save, okay.

President Kiefer: Okay, what I would like to do is wait until the next meeting so we can get some figures on what we've got in our CCD Fund.

Ron London: Sure.

President Kiefer: If that's okay.

Joe Gries: I could provide that to you.

Commissioner Melcher: Do we know roughly?

Joe Harrison, Jr.: That's okay, you can check.

President Kiefer: Yeah, yeah, why don't you check.

Joe Gries: I can e-mail that to you tomorrow.

Commissioner Melcher: Okay.

Joe Gries: I can give you the unappropriated balance tomorrow.

Joe Harrison, Jr.: You might check if there's any other miscellaneous funds that might be an option, or split it up, or whatever.

Joe Gries: Sure.

President Kiefer: Sorry, Ron.

Ron London: No, that's no problem.

Commissioner Melcher: It just seems like every meeting we have somebody hitting us up on this fund, and the wells going to run dry.

Ron London: Sure.

Commissioner Melcher: Then the last person is not going to get their share. I don't know the answer to that. Somehow the County Council has to start...even the Coroner is coming in here for some repairs. I know how the City does it, the City puts money back every year in maintenance for each department. I don't know why we can't do the same thing. Start, I mean, start this year for next year.

Ron London: I've tried to start a line item for the last couple of years, but it just hasn't gotten filled in.

Commissioner Melcher: They just won't let you?

President Kiefer: No.

Commissioner Melcher: I understand the County Council is different.

Ron London: Sure.

Commissioner Melcher: So, somehow the County Council should have to come up with this money when they zero out your line item, when it happens.

Ron London: No problem.

President Kiefer: We'll try to get this thing addressed at the next meeting.

Ron London: Okay.

President Kiefer: We'll have a better idea of what funds are available to us.

Ron London: Okay. Appreciate it.

President Kiefer: Thanks, Ron.

Ron London: Thanks.

Joe Harrison, Jr.: Do you want a motion to defer it then?

President Kiefer: Okay, that's fine.

Commissioner Ungethiem: I make the motion to table this item until the 21st.

Commissioner Melcher: I'll second it.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: Opposed? None. Okay.

(Motion approved 3-0.)

County Clerk: Revised Per Diem Amounts for Poll Workers
--

President Kiefer: Next we'll move to the County Clerk, revised per diem amounts for poll workers. Is Debbie...hi, Debbie.

Debbie Stucki: Hi.

President Kiefer: I see Debbie Stucki is here, as are the County Chairpersons for each party.

Debbie Stucki: Hi, and we are back before the Commissioners because the salary ordinance that you recommended, that you approved for the poll workers, when we went to County Council, they did not appropriate enough money to pay the workers that salary. So, we're here to adjust the salary so that we'll be able to pay the workers, all the workers that we need for election day.

Commissioner Melcher: So, help me understand this. We passed what was recommended and then the County Council wouldn't go for that?

Debbie Stucki: Right.

Commissioner Melcher: So, they lowered it. Do you know what percentage?

Debbie Stucki: Well, there had been some talk and we lowered it, we took it upon ourselves, the Party Chairman and I did a lot of the research, and we lowered it

thinking they would approve that amount, and they came and even lowered what we requested.

Wayne Parke: Could I address that?

Commissioner Melcher: Yes, and just tell us what you want us to do.

Wayne Parke: Okay, well, first of all, throughout this process, the Election Board and both Chairman have been unanimously together in making recommendations. At a previous Commissioner meeting that all three of us appeared here and requested approval for an increase in the poll workers wages, and you guys gave that support. I passed out, by the way earlier, and I think you all have it, three sheets, three documents that I'm not going to go through every one of them, but they are some important information there, I would like to point out. Here's what happened, so, then we go in front of the County Council, and the County Council at the first meeting tabled our recommendation. Our recommendation, again a unanimous recommendation from the Election Board and both County Chairman, the people who really deal with this on a regular basis and you guys approved it. They tabled our motion for the increase that this Body approved. Okay? So, then at the next meeting, because of the size of the increase and in an effort to get it through, because we have an election coming up here, that we, the Election Board and the County Chairman, and by the way, the Election Board, we're very fortunate to have a good Election Board. We've got Tom Massey, David Shaw on there, Debbie's on there and Doug Brody, and they are good people, and we're very fortunate to have that quality of people on there that show the concern in doing the right thing to do certainly, again, this issue I want to emphasize that from a Party Chairman's standpoint, we're in concurrence. So, anyway, we proposed a reduced amount, I'm going to talk about that in a minute, but I'm going to give you an overall picture, they then actually voted to reduce it further. Not your level you approved, not what our second proposal was, but even lower. Then, so, it's so important, and what we're talking about here is poll worker wages. The poll worker people, I mean, the world has changed, they've got to be computer literate, they've got to be out there dealing with the public, and what you want to happen is you want that voter to walk away from voting and saying this was a good experience, these guys know what they're doing, and will come back the next time. It is so disturbing to me and other people on the Election Board, and you as well, of the low voter turnout that we have. Six percent, you know, ten percent, 23 percent, 26 percent, and somehow together we've got to fix that problem. One of the key people that deal with the voters is these poll workers. Then what is fair to them for their skills and requirements? Keep in mind, to be a poll worker, that you need to attend a training program, and that's at least one hour, and more like two hours. Then, that you are working a 14 hour day. You've got to be there an hour before the polls open, you're there the 12 hours, you've got to be an hour there later, you know to get the documents in order, get them over to the Clerk's office and get things backed up. You're dealing with the public all the time. So, it's very important and that's our goal. We're hoping that this is one means of treating poll workers fairly, and also encourage people to come back to vote. If you'll look at the first top handout, which is a one sheet thing, that if you look up there, that I have this divided up into the four different, I've called it "options", that we're looking at. The first, number one says "current", and that's what we are currently doing, and you'll see in the current there that the inspectors are \$100, lead judge is \$70 and \$60. That's what we are currently paying. If you take the election day being 14 hours, an hour before, 12 hours, an hour after, and you divide those numbers in there, that red number, wage rate for inspectors, \$ 7.14, and for a judge and clerk it's \$4.29. Let me have you keep some things in mind, minimum wage is

seven and a quarter. Secondly, that people who work at the early voting centers, they are paid on a per hour basis, not a per diem basis, a per hour basis, and they get paid \$8.50 an hour. If you go to work in most offices here in this building, most people start out at \$10 an hour. If you look at McDonald's, and I don't know it seems like they're going to \$10 an hour.

Commissioner Melcher: They are ten.

Wayne Parke: Okay, and so when you look at this, so, we do not think that the current wages are, as we said before, attractive enough to attract qualified people to maintain. We happen to be very fortunate to have some excellent poll workers by the way, but there's always people who leave, move, and then you get to the point where you've got to fill the positions and you go out and take a warm bodied person. Okay, and put them in there. So, also, I checked to see that what legal entity had the legal status to set the wage rate. I believe it to be you, the County Commissioners. We'll talk about that some more. If you look down to number two, that's what the Council approved on 4/1/15 at their meeting. They approved the inspectors to move from \$100 to \$130, if you read across there, lead judges, \$110, judges and clerks are \$100. If you look at that, the wage rates are \$9.28 an hour for an inspector, but if you look at the judge and clerk it's \$7.14. See that red \$7.14? Again, the minimum wage is seven and a quarter. So, what it really amounts to is how they determined what that number was that they took the average....Debbie sent out a poll and 25-26 counties responded, they took that poll of what they paid inspectors, lead judges, judges and clerks and they determined the average. They decided that we ought to be at the average. Well, we don't have an average situation here. Vanderburgh County has one, if it's not the lowest, it is near the bottom of voter turn out. So, we don't have an average situation. I don't like to be average about anything. I like to be ahead of the game. Who's proud to be average? When you know you've got a problem, you need to step forward. Keep in mind on what the Council approved, that 78 percent of the workers are below the minimum wage, that being the judges and clerks. It's takes 116 people to be judges and clerks, total is 148. If you look at what we recommended, which is item three, that we recommended \$155 for inspectors, \$125/\$105. If you look at the lower wage rate for judges and clerks, it was \$7.50. So, \$7.50, slightly above minimum wage. That was one of the targets that we were looking at, was trying to achieve something to be above that minimum wage. Again, the County Council approved, what they approved they reduced it. What blew my mind was that the actual difference between item two and three is \$1,172. One thousand one hundred and seventy two dollars, from being where everybody is meeting minimum wage to what they approved with it. If you look at item number four, that's what was originally here, and you, as a Body, passed, that was \$200 for inspectors, again, if you divide \$200 by 14 hours, that gives you \$14.29 an hour, and if you move over to the judge and clerks, that if you divide \$120 by 14 you get \$8.57. That's seven cents higher than the temporary worker that works at the polls for early voting. So, that was another target to achieve. So, again, that compensation level, this last one that was approved by the Election Board, the County Chairs and all that, but not approved by Council. One other quick thing, if you look at the second handout, there, by the way, the cost of the election for a year is about \$378,000, if I remember correctly. So, when we talk about this, it's important to keep in mind, what are we talking about wages? How much of the wages of poll workers represent that? Again, if you look it up, the first group is current, and the current payment that we pay for poll workers is \$14,120. That's a total amount that we pay poll workers. That includes training

costs, that includes food costs, \$14,100¹. The Council approved, or raised that amount to \$22,100. Then what we, the Election Board had recommended to the Council when they lowered it further, was \$23,320. If you subtract the two numbers that's the eleven or about \$1,200 difference. If you look at what the County Commissioners recommended, again, the cost was \$28,240 for the total package, which is seven cents an hour higher than the workers that work at early voting. If you look at the second page of the handout, you will see there that what the County Council approved on 4/1 was an increase in costs that amounted to \$7,800, excuse me, \$7,980. What was recommended to the County Council, by the Election Board and the County Chairman, was to increase it \$9,200, not \$7,980. So, the greater amount that the Council was \$1,220. So, when you look at the things, that we're not talking about such a big difference. Also, the question was who has the authority to set? The third handout has to do from Brad King, and Brad King is the co-council at the State Election Office. If you look at the first page of that, that I asked him back in December, and I asked him again, who has the authority to set things? What it says, if you look at the second paragraph, it says; "the only further guidance about the election code which states that simply County Commissioners shall fix the compensation paid to all elections." The last line of the next paragraph says; "it simply says that poll workers are entitled to be paid the amount set by the Commissioners". So, anyway, I think you have that authority. Obviously, there may be a difference of opinion by legal counsel. That's my pitch.

President Kiefer: I've got an idea here that I would like to pitch to the Commissioners. You said it was \$1,100 difference?

Wayne Parke: Yes.

President Kiefer: We get reimbursed from the city, right?

Commissioner Melcher: Exactly, I was coming with that.

President Kiefer: Why don't we—

Commissioner Melcher: This is not even their money.

President Kiefer: Well, why don't we go ahead and approve the version number two, we'll get \$1,100 out of some other fund, and we'll reimburse that fund when we get reimbursed from the City Council, and then next year we'll just take a relook at all of this, you'll have a better idea of how you did in getting poll workers and all of that. But, we could relook at this next year, you know, and deal with it....because, basically, we're going to put this off a year, but we're going to go ahead and approve it, number two, give \$1,100 out of some other fund, and it will be reimbursed by the City Council, I mean, by the city later.

Joe Harrison, Jr.: Like Economic Development or Infrastructure, I mean, it's got to be, you're going to have to get the specific amount, whatever that specific amount is.

Rob Faulkner: Commissioner Kiefer, do you mean three, because three was the one that was kind of the compromise amount that was—

¹Should be \$14,120.

Joe Harrison, Jr.: Yes.

Rob Faulkner: – agreed upon.

President Kiefer: Oh, okay. I'm sorry.

Wayne Parke: Number three, right.

Commissioner Ungethiem: Move from two to three and offset the money with another fund?

Wayne Parke: As Rob pointed out, the difference between what we recommended the second time–

President Kiefer: Right.

Wayne Parke: – and what the Council approved was \$1,172, or right at \$1,200.

President Kiefer: Rob, you're right, I meant number three. I was looking at the highlight of what the Council approved. Does that make sense everybody? What we're talking about?

Commissioner Melcher: I'm okay with what we passed the first time, because I still don't understand, it's city money. I mean, I can understand if it was county money, and I know you would have to go in front of them and approve it, but the city's going to pay them. So, they're not out nothing.

President Kiefer: But, I think both Election Board and the two Chairman are comfortable with Wayne Parke's e-mail number three, item three, going with those rates. It's only \$1,100 difference, we could approve that, take the \$1,100 out of some other fund, as long as it gets reimbursed by the city. Then we'll have to deal with the County Council next year when it comes before us.

Joe Harrison, Jr.: The only thing I want to, if I could mention one thing, and I know Joe Gries, the Auditor, is going to have a question or two. The, and Mr. Parke's correct, the Commissioners set the per diem rate, but the County Council budgets funds. They budget the Election Office budget. There was an appropriation request, I think, a couple of days ago or last Wednesday–

Debbie Stucki: April 1st.

Joe Harrison, Jr.: – and there was an issue with funds being, that had to be appropriated that were, I think, left out of the budget last year, \$50,000 or something, plus this issue, plus whatever, and I think you wanted \$60,000, or whatever the amount was. So, anyway, that amount of money was approved, but the bottom line is, the County Council has to appropriate money if this Board, this Commission, wanted to pay inspectors \$10,000 a day, they could set that in, but you've got to have the money to pay them. So, but what has to be done is, we've got to have, the county's got to have sufficient money in place to pay those workers. As we sit here today, what you've asked is not there, unless there's some sort of change, and Mr. Gries can probably address that. It would have to come from Economic Development or Infrastructure.

Wayne Parke: Let me comment about something else to clarify that I failed to mention. There was a request made for \$47,000 to the Council, okay, but that was for three things; one was the County Council, I'll say arbitrarily cut the budget for the Election Office; secondly, there was a shortfall about putting in the right number of workers, but the amount that we asked for for increased poll workers was \$9,200 of the \$47,000 and some change. What the County Council approved was \$46,200 and some odd dollars.

Debbie Stucki: Three hundred.

Wayne Parke: Okay, three hundred dollars, thereabouts rounded. So, those numbers are a little confusing. The poll worker part is \$9,200. As far as who has the authority, when I read, I'm not an attorney, okay, even though I act like one sometimes, I'm not, and I want you to know that, okay, but I must say that when I read what Brad Byrd, Brad King has to say, it appears that you have that authority. What he's suggesting is, you don't have time to, I said, I've got a meeting tomorrow. Well, you don't have time there, one thing would be to check with the Board of Accounts. So, I think that I appreciate the offer. I think that we've got to move forward, we've got to be contacting people. I wish it was more, but I think we've got to move forward, and I think the suggestion, while it's not what I recommend, but I think with the process that we've got, we probably need to do that. It's possible we may not have to wait till next year, we might be able to do it for the fall election. There's nothing that I know it has to be set this for the full year or not, but I don't know that question.

Commissioner Melcher: I don't think so. I think we can do it per election.

Wayne Parke: Pardon me?

Commissioner Melcher: I think we can do it per election.

Wayne Parke: Okay, alright, so, I think that we need to move forward.

President Kiefer: So, for right now why don't we move ahead with the motion to approve the rates, and I don't know if we need to read these rates out loud.

Joe Harrison, Jr.: Why don't you do that. It would be, is this what it is?

President Kiefer: Yeah, number three.

Joe Harrison, Jr.: Or is it two?

Wayne Parke: \$155.

President Kiefer: Number three.

Joe Harrison, Jr.: So, it would be inspectors at \$155, would be the per diem. That's just per diem.

Wayne Parke: Correct.

Joe Harrison, Jr.: That's not training, that's not meals.

Wayne Parke: That's correct. That's wages for that day.

Joe Harrison, Jr.: Lead judge, \$125, per diem, per day, and then the judges and clerks would be \$105. Is that right?

Wayne Parke: That is correct, and that what the Council did approve, \$15 for food, meals.

Joe Harrison, Jr.: That's already been approved though.

Wayne Parke: Yes, it has, and \$30, so, we don't need to bring that up, I don't think. I just wanted to point it out to you.

President Kiefer: Do we need to mention a wage rate hours?

Joe Harrison, Jr.: No.

President Kiefer: Okay.

Joe Harrison, Jr.: Then, as far as where that eleven, what is it, \$1,172?

Commissioner Ungethiem: \$1,172, I think.

Joe Harrison, Jr.: Would have to come from either Economic Development Fund, the County Commissioners Economic Development Fund or the Infrastructure Fund.

Joe Gries: Well, that's my question for the Commissioners, is where this would come from. I think you would run into some trouble taking this from a budgeted fund, because the budgeted numbers are set, and set by Council, and they're set for certain items. You may have some wiggle room in there, but there are also line items that aren't necessarily to be used for contractual services, they're stipulations that require, you know, us to look at how that money is used. So, I would just caution you to where you take this from.

Joe Harrison, Jr.: What's your recommendation?

Joe Gries: Well, if the Commissioners are going to come up with the money to cover this, I would suggest that it come out of the fund that is not budgeted, which is the Economic Development Fund that is—

Joe Harrison, Jr.: That's fine.

Joe Gries: — not within the CCD account.

Joe Harrison, Jr.: Right.

Joe Gries: That fund is not budgeted. It's additional money that the Commissioners have at their discretion to spend on economic development. Whether this is economic development or not, I'm not going to debate that. I'll let everybody else do that, but those funds are not budgeted, and I think you would have less of an issue taking the money from there. I realize that, you know, this money would be reimbursed by the city—

Joe Harrison, Jr.: Right.

Joe Gries: — but that was also taken into account by the County Council as well.

Commissioner Melcher: They knew this money was going to be reimbursed?

Joe Gries: Yes.

Commissioner Melcher: And they still turned it down?

Joe Gries: Yes.

Commissioner Melcher: Was there anybody from the city there?

Joe Gries: Russ Lloyd was there in the audience, but I don't believe he spoke to anything.

Commissioner Melcher: He missed his chance. He should have gotten up and talked.

Rob Faulkner: He didn't object.

Debbie Stucki: He did not object. He was there to make sure that he had enough money budgeted to run the election, which he did.

Commissioner Melcher: It's his boss' election.

Rob Faulkner: From what I understand there's plenty of money in the city's budget for that.

Debbie Stucki: I think part of the Council's objection was, yes, this year the city is going to be reimbursed, but next year the county has to pay for this.

Commissioner Melcher: Well, that's true, but that's next year. When they do their budget, they always say come back later, we'll worry about it next year. So, we're just passing on the same thing they say.

President Kiefer: Okay, so, is there a motion to approve?

Joe Harrison, Jr.: Again, it would come out of the Economic Development Fund.

President Kiefer: The difference would.

Commissioner Melcher: What Joe said, so, I'll make that motion.

Joe Gries: Thank you.

Commissioner Ungethiem: I'll second it.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you.

Rob Faulkner: Thank you, gentlemen.

Debbie Stucki: Thank you.

Rob Faulkner: Thank you very much.

President Kiefer: Okay, I kind of lost track of where I was going here.

<p>Final Reading of Ordinance CO.04-15-002: Amending Ch. 2.76: Burdette Park Advisory Committee</p>
--

President Kiefer: Second and final reading of CO.04-15-002, amending the Burdette Park Advisory Committee ordinance. Basically, what we're doing is we're revising the ordinance to be more reflective of what Commissioners desire the board to accomplish and to do. Before it was somewhat hazy, because it had stuff about city and county and some kind of city and county parks recreation type thing. So, it really wasn't, the old ordinance wasn't accurate to what the Advisory Board does, or what we want them to do. So, we re-wrote this. Has everybody had a chance to read it? Otherwise, we could have Joe Harrison read it out loud, if we need to.

Commissioner Melcher: No, I've already read it.

Commissioner Ungethiem: I'm good.

President Kiefer: Okay.

Commissioner Melcher: Me too.

President Kiefer: Alright, is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Alright, so approved.

**CIO: United Leasing Agreement: Purchasing & Computer Services
CIO: United Leasing Agreement: Bldg. Commission & EMA
CIO: United Leasing Agreement: County Clerk
Lochmueller Group Contract: ADA Assessments for County Buildings
Health Dept: iSALUS Agreement and BAA
Health Dept: MRC Grant Agreement & Amendment
Health Dept: Chronica/GAIA Consulting Agreement**

President Kiefer: Okay, next is contracts, agreements and leases; Computer Services, United Leasing agreements for multi functional devices, Purchasing and Computer Services, the county is to pay \$128.43 per month, or \$1,541.16 per year during the term of the lease. The city will also pay the same amount. It is a four year lease term. Is that correct?

Mark Uhrin: That is correct.

President Kiefer: Is there any questions from the Commissioners?

Commissioner Melcher: No.

President Kiefer: Okay, is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is the Building Commission and Emergency Management. The county is to pay \$266.31 per month, or \$3,195.72 per year during the term of the lease. It is a four year lease term as well.

Mark Uhrin: That is correct, and those costs are also split between the city and the county. So, that is the county's half.

President Kiefer: Okay. I think, the Building Commission, I mean, that's a bigger split on the city's part. So, our portion would be much smaller. Are there questions? If not, is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Finally is the County Clerk. The county is to pay \$85.59 per month, or \$1,027.08 per year during the term of the lease. Again, this is a four year lease. Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thanks, Mark.

Mark Uhrin: Okay.

President Kiefer: Next, under Commissioners, is an agreement with Lochmueller Group, Inc. for ADA assessments for the county buildings. Mr. Harrison, do you want to discuss that?

Joe Harrison, Jr.: Mr. Stoll is here as well. He's had all of the contact with Bernardin Lochmueller. The total amount, what is it \$60,000?

John Stoll: \$49,000.

Joe Harrison, Jr.: \$49,000?

Commissioner Ungethiem: Forty nine something.

John Stoll: \$49,200, I believe.

Joe Harrison, Jr.: This is going to be an assessment of the county's buildings, as well as sidewalks, and ramps, I guess, within the county. Is that correct?

John Stoll: Right, and policies associated with the transition plan, grievance procedures and things like that.

Joe Harrison, Jr.: This is just something that the county needs to do, have in place, and then go from there down the road to see what sort of improvements might be necessary down the road.

President Kiefer: I'm familiar with this. I mean, I've seen the e-mails and the correspondence, and I understand it's something we have to do. So, any questions from the Commissioners?

Commissioner Melcher: No, I move for approval.

Commissioner Ungethiem: I second it.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: I'm going to vote yes on this, but I want to caution that as we get the results of this that we take a look at it and make sure that we're not going to spend a lot of money to bring something up to ADA compliance that we're not even using, could divest ourselves with.

President Kiefer: Right.

Commissioner Ungethiem: So, I would say yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: I'm going to say yes, but I don't think you have to worry about that, because if we don't have the money it's not going to happen. So, if we can't pay poll workers, you know, minimum wage, it's not going to happen to get a sidewalk.

Madelyn Grayson: President Kiefer?

President Kiefer: Well said, I'll vote yes on that as well. Thank you. Next is the Health Department, the iSALUS agreement and the HIPPA business associate agreement. This is a billing system agreement, the monthly cost is \$649. The yearly cost is \$7,788. HIPPA, that's HIPPA, is that what that is?

Ken Spear: Yeah, HIPPA.

President Kiefer: Yeah, that's the big law on making sure everything is private, right?

Ken Spear: Health Information Portability Act.

President Kiefer: Yeah, right.

Ken Spear: That's business law.

President Kiefer: This is a HIPPA business associate agreement to allow access to the Health Department records. So, what is this, putting things online?

Ken Spear: No, this is a new electronic health record. We currently have Nightingale Notes, and we got the bill for Nightingale Notes, along with the billing package and it was \$30,000 a year. It doesn't really do everything we need it to do. It doesn't have great, it hasn't been well received by the employees, and it doesn't do the billing. I was reluctant to pay \$30,000 a year for a program that is insufficient to meet our needs. We went out and we looked for another program, it's called iSALUS, and it's an electronic health record that can be actually engineered for each department. It's \$649 a month, it takes care of the billing also. So, we get rid of two contracts for one and it saves about \$23,000, something like that a year.

President Kiefer: There you go. Well, now we've got enough money to pay the poll workers.

Commissioner Melcher: Money for the poll workers.

Commissioner Ungethiem: Oh, so, that's where we can get that at.

Commissioner Melcher: So, for next year we've got that covered, right?

Ken Spear: Going forward, over ten years it will save a quarter of a million dollars.

President Kiefer: Good work.

Commissioner Melcher: That will outlast our time.

President Kiefer: Good work, Dr. Spear, appreciate that. You deserve a round of applause for saving that kind of money. Good work. Is there questions? I'll ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is the MRC capacity building award grant. The sum of \$3,500 to be provided to the County Health Department for local civilian volunteer Medical Reserve Corps preparedness activities.

Ken Spear: This grant was in the process of being prepared, and as you know we've had significant turnover within the Health Department and the grant got lost on somebody's desk. Luckily, NACCHO called and said, do you want this money. We said, we certainly do, and so we need to get approval of the Commissioners.

President Kiefer: What does MRC stand for?

Ken Spear: Medical Reserve Corps.

President Kiefer: Okay.

Joe Harrison, Jr.: Volunteers.

Ken Spear: Volunteers, and we need approval by the Commissioners for the contract to receive this \$3,500. It is for spending money in the emergency preparedness area.

President Kiefer: Okay. Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: I remember when this started and everybody thought it was a great deal. So, I'm okay with it. I vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is an amendment to MRC capacity building award grant, to further clarify the scope of the grant agreement and detail the correct grant number.

Ken Spear: We just need your approval on this because the funding source has changed since we actually began the application for the grant to the awarding of the grant. So, we just need the Commissioners approval to accept the change in the funding source for this \$3,500.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Okay, finally, the Chronica installation by GAIA Consulting, LLC professional services agreement and business associate agreement. This is an electronic vital records management software, total cost of the contract is \$60,000.

Ken Spear: Correct. Instead of making this the extended version of the bedtime story, I think I'll go for the bedtime story, but in 2009 the State took over death records, as you know, and everything is submitted into the State, and it's managed at the State level. Anything before 2009 the local Health Department's have to maintain, and we have death records back to 1889 that we're responsible for. At the time, the State put money within each Health Department in a trust to be used to maintain continuity of this record, these vital records. For some reason that money was never utilized at the Vanderburgh County Health Department, somebody elected to go with a proprietary system which they tried to get programmed by a local vendor, and it really has not satisfied our purposes. In fact, it's caused several computers to crash, and we've had to de-install it, but we have as our responsibility the maintenance of these records as far back as they go and into the future. We've looked at this program, Mr. Uhrin also came over to the presentation, he asked a number of very insightful questions. I think all of your questions and concerns were answered by the vendor, and we're recommending that we proceed with the purchase of that software so that we are not at risk of either losing this data or having any kind of a—

President Kiefer: Okay, thank you. Is there questions? Are there questions?

Ken Spear: This does come out of a grant. It does not hit the county at all. This money is all in a grant trust that was set up by the State for it. The thing I'm really concerned about is if we don't use it at some point, the State is looking for money too, and they'll be more than happy to come and sweep that back up again.

President Kiefer: Okay. So, we just need a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: There you go. You got your money.

Ken Spear: Thank you.

President Kiefer: Go spend it.

County Engineer

President Kiefer: Department head reports please. John, do you want to go first?

John Stoll: First I have another right-of-way offer for the Peck Road project. This is for parcel five owned by Epperson. The appraisal set the offer amount for the right-of-way at \$24,900. Joe Harrison has reviewed the appraisal, he said it was acceptable. So, I'm requesting approval to get the offer made.

President Kiefer: Okay. Is there questions?

Commissioner Ungethiem: How many more of these will there be?

John Stoll: I believe just one or two more.

Commissioner Ungethiem: Just one or two more?

John Stoll: Yeah.

Commissioner Ungethiem: So, we're about to the end?

John Stoll: There will be more once we get further along with Baseline, but this, we're about to the end of the Peck Road appraisals.

Commissioner Ungethiem: Okay.

President Kiefer: Okay, is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Next I've got three change orders on the Burkhardt and Virginia project. The first is for \$12,850. Of that, the county's share is \$2,570, and this is for modifications to the storm sewer alignment.

President Kiefer: Modifications to the sewer alignment?

John Stoll: The storm sewer alignment.

President Kiefer: Oh, the storm sewer alignment, okay. Okay, motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: The next change order is for \$6,189. Again, INDOT will participate in this change order. The county's cost would be 20 percent, or \$1,237.80. This is for two arrow boards that help identify if the lane closures are out there. It's just a safety measure that was added that wasn't originally called for in the maintenance traffic plan that was included in the plans. We felt they were necessary given the volumes of the traffic that are out there on Burkhardt.

President Kiefer: Sounds reasonable to me. Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Do we get city reimbursement for this, since it's actually in—

John Stoll: No.

Commissioner Ungethiem: Never mind. Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: The last is for \$1,684. This is for the relocation of a drainage structure that couldn't be accommodated based on the way it was designed. INDOT is not going to participate in this change order, so, the county's cost would be \$1,684.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Then, next, I have a CSX construction agreement for the Maryland Street bridge project. This agreement provides for flaggers during the course of the construction of the bridge project. The fee set up in the agreement is \$116,353. That is based on flaggers being provided for 60 days during the project construction. Given the fact that we're working on the CSX right-of-way on the west approach of the bridge that's what instigated the need for this. We can't proceed unless—

President Kiefer: Are there any job openings to be a flagger? That kind of money in six months.

John Stoll: Exactly, I agree.

Commissioner Melcher: Again, we have to take the railroads word for it, right?

John Stoll: Exactly, yes.

Commissioner Melcher: One of these days, I hope we find a loophole some day that we can get some money back from them.

President Kiefer: All we can do is hope they come to us for something.

Commissioner Melcher: Move on.

President Kiefer: Aside from money.

John Stoll: This bridge is actually, the vast majority of the construction is all coming from the east side, so, there's really not going to be that much up near the railroad tracks, but we're still stuck with this.

President Kiefer: Okay, well—

Commissioner Ungethiem: John, is this money budgeted?

John Stoll: Yes.

Commissioner Ungethiem: So, it was anticipated, maybe not at this level, but it was anticipated?

John Stoll: Yes, we knew it was coming. There's not a lot of additional money to cover any unforeseen conditions on the project, if change orders come up, but we had the funds in the account to cover the construction contract, the inspection contract and this CSX agreement.

Commissioner Melcher: We always have to add money when it's the railroad.

President Kiefer: Okay. Anybody begrudgedly make a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: This is kind of like taking your medicine when you've got the flu. You know you're going to have to do it and it's going to take a while. Yeah, I'll second it.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Next, in conjunction with that I've got the claim for the \$116,353 payment to CSX, because the payment has to be made up front. Since we didn't have the agreement all worked out until just yesterday, I wasn't able to get it on the consent agenda. So, I'm just asking for your approval of the claim separate, since it didn't make it in time last week to get on the consent agenda.

President Kiefer: Okay.

Commissioner Melcher: So, now we're just throwing gasoline on it, right? Just light it.

Commissioner Ungethiem: We not only have to pay them \$116,000, we have to pay them up front.

President Kiefer: Oh, my goodness.

Commissioner Ungethiem: What a...I'm going to get into the railroad business, I believe.

Joe Harrison, Jr.: That's one of the reasons why it was late, because I was looking at the agreement, and I said, I can't, I....but it's something we've got to do. I just, I didn't want to even do it, but that's where we are.

President Kiefer: Okay, so, is there a motion to pay the railroad company up front?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Well, I'd like to....second.

President Kiefer: I wish I could get my real estate commissions up front. Alright, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: The last item I have is a notice to bidders for contract number VC15-05-01. This is the Broadway Avenue and Johnson Lane bridge and culvert replacement project. Based on our schedule we would open bids on May 12th. It's going to take a while for all the pre-cast concrete structures to get fabricated for this project, but construction will probably start, if we get acceptable bids, probably around August or so. Then the intersection will be shut down for several months to allow for construction. That's the ballpark schedule that we're looking at right now.

President Kiefer: Okay, is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: That's all I have, unless you have questions on anything.

President Kiefer: That's enough.

John Stoll: I agree.

President Kiefer: Okay.

Commissioner Ungethiem: Give the railroad our best.

Commissioner Melcher: Let's just stay away from the railroad for awhile.

President Kiefer: Yeah.

Burdette Park

President Kiefer: Next we have Jacob Murphy with Burdette Park.

Jacob Murphy: Alright, thank you guys for giving your attention to the ordinance for the Advisory Committee. That was definitely needed. The Advisory Committee has been working on discussing a 501C3 for Burdette Park as a fund-raising organization. This discussion brought up possibly doing a fund-raiser this year for the park, on August 29th. So, I was going to ask you guys if you would be willing to waive the rental fees for the Pavilion, and then we have a back up as the Discovery Lodge was open that day, if we would have severe weather. So, I'm asking if we can waive those fees for the board to host the fund-raising event.

President Kiefer: Makes sense to me. Is there a motion to approve that?

Commissioner Melcher: I'll move to approve it.

Commissioner Ungethiem: I'll second it.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Hopefully you'll raise a lot of money for Burdette Park that day.

Jacob Murphy: Hopefully. Then, additionally, I sent you guys a rationale for the CCD Park and Playground Account. Commissioner Ungethiem has been working with me on the campground project, and we had a brief discussion about possibly using those funds, which is why I developed this rationale to give to you guys, holding off on that campground project, because we have higher priority needs in the park. We had such a gap we couldn't even pursue the project in its entirety. So, I can go through the items on the....and that was approved by the Advisory Committee.

President Kiefer: Yeah.

Jacob Murphy: I brought that to them.

President Kiefer: No, it makes sense to me. You don't have enough money to do the project, so don't just let the money sit there. Let's use it for some other higher priority projects.

Jacob Murphy: Exactly. I can go through the rationale one by one, if you want. Or, if you have questions on—

President Kiefer: I don't have a question, but Commissioner Melcher?

Commissioner Melcher: No.

President Kiefer: Okay, do we need a motion to approve this?

Joe Harrison, Jr.: Maybe just to accept the recommendation.

President Kiefer: Yeah, accept the recommendation.

Commissioner Ungethiem: Do you plan on the campground project being some future project down the road in a year or two? Have you talked about that with the Advisory Committee?

Jacob Murphy: Yeah, we discussed that. You know, we had paid for the engineering firm to make that plan. So, we have the plan in hand, and, so, it would just be a matter of getting the money for it. Especially, if our Advisory Committee is going to start raising money, I mean, it makes sense that we would be able to do that in the future.

Commissioner Ungethiem: I would suggest that we keep that on the near term radar for next year or the year after.

Jacob Murphy: Yeah, definitely.

Commissioner Melcher: The idea originally was to expand out there. I just don't want one thing being shoved to the side—

Jacob Murphy: Right.

Commissioner Melcher: — for another project, and then the next thing you know it's going to be shoved to the side. Just like the Discovery Lodge kept getting put off for 20 years, I think.

Jacob Murphy: Oh, really.

Commissioner Melcher: Before they finally decided to do it.

Jacob Murphy: Wow.

Commissioner Melcher: They put the foundation in and left it. Then the next set of Commissioners came and finished it.

Jacob Murphy: Gotcha.

Commissioner Melcher: So, I don't want that to happen under our watch.

Jacob Murphy: Okay.

President Kiefer: Okay. So, was there a motion to accept the recommendation?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Jacob Murphy: That's all I have.

President Kiefer: Okay, thank you very much, Jacob, appreciate it.

Jacob Murphy: Thank you.

President Kiefer: Any other reports?

Board Appointments

President Kiefer: Okay, we have some board appointments. Legal Aid Society, Katy Grant; Old Courthouse Foundation, Dan Carwile, and the Airport Authority, David Dunn. Are there any questions? Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

New Business/Old Business

President Kiefer: Is there any new business? Any old business?

Public Comment

President Kiefer: Is there any public comment? Here's your opportunity at fame, not fortune, but fame here. Okay, seeing none.

Consent Items

President Kiefer: If you could read the consent items please.

Madelyn Grayson: The consent items for the April 7th meeting are as follows; we have approval of the March 17, 2015 Commission meeting minutes. Employment changes for the Commissioners approval, we have one for the County Highway, two for the Commissioners, one for the Co-Op Extension, two for the Health Department, and five for Burdette. Burdette Park also has a surplus and removal of two vehicles. The County Health Department has an employee request for extended leave of absence, FMLA has been exhausted, and memorandum of understanding with ECHO Healthcare regarding immunizations. Weights and Measures has a monthly report. AMR has the 4th quarter 2014 report. Commissioners have change order number three² for Old Courthouse third floor restoration and a settlement agreement. The County Auditor has approval of the March 2015 A/P vouchers, and a surplus request for various computer equipment. The County Treasurer has the February 2015 monthly report. The County Surveyor has a request to surplus vehicle for trade-in. The County Engineer has approval of the University Parkway TIF account pay request number two for \$67,422.55, and a department head report. The Substance Abuse Council has an amended 2015 Local Drug Free Communities grant funding proposal, and the County Clerk has the waiver of Old National Events Plaza fees, not overtime, for poll worker training on April 27th through May 2, 2015.

President Kiefer: Okay, is there a motion to approve as read?

Commissioner Melcher: So moved.

Commissioner Ungethiem: I'll second. I had a question on the University Parkway TIF, is that a progress payment? That's for?

Joe Harrison, Jr.: That's for Bernardin, Bernardin Lochmueller and the engineering design.

Commissioner Ungethiem: For the design of the sewer?

Joe Harrison, Jr.: The sewer extension, yes.

²Should be number two.

Commissioner Ungethiem: Okay, thank you.

President Kiefer: Okay, so, we have a first and a second. Roll call please, Madelyn.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

<p>First Reading of Rezoning Ordinance VC-1-2015 As Amended Petitioner: Gerald Schreiber, Trust & Phyllis Schreiber, Trust Address: 5409 Hogue Road Request: Change from Ag to C-4 with UDC</p>

President Kiefer: Next we have a first reading of a rezoning ordinance VC-1-2015 as amended. This is a motion to approve VC-1-2015 as amended on first reading to forward to the Area Plan Commission. This was previously approved on first reading at the 3/3/15 Commissioner meeting, but had an incomplete legal description for the entire parcel to be considered for rezoning. So, this is basically amending the legal description. Again, this is first reading to be moved to Area Plan. Is there a motion?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: If there is nothing else to come before the Board of Commissioners, I ask for a motion to adjourn.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: We are adjourned.

(The meeting was adjourned at 3:59 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the March 17, 2015 Commission Meeting Minutes.

AMR 4th Quarter 2014 Report.

Change Order No. 2: OCH 3rd Floor Corridor Restoration.

Settlement Agreement.

Substance Abuse Council: Amended 2015 LDFC Grant Proposal.

Employment Changes:

Health Dept. (2)	Burdette Park (5)	Commissioners (2)
Co-Op Ext. (1)	Co. Highway (1)	Legal Aid (1)
Superior Court (1)	Prosecutor (1)	Circuit Court (2)
County Clerk (3)		

Burdette Park: Surplus Request and Removal of Two Vehicles.

Health Dept:

Employee Request for Extended Leave of Absence: FMLA Exhausted.

Memorandum of Understanding with ECHO Healthcare Regarding Immunizations.

Weights & Measures: Monthly Report.

County Auditor:

Approval of March 2015 A/P Vouchers.

Surplus Request: Various Computer Equipment.

County Treasurer: February 2015 Monthly Report.

County Surveyor: Request to Surplus Vehicle for Trade-In.

County Engineer:

University Parkway TIF Pay Request No. 2: \$67,422.55

Department Head Report.

County Clerk: Waiver of ONEP Fees, Not OT: Poll Worker Training: 4/27-5/2/15.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Gries	Kristin Comer	Erika Knight
Madelyn Grayson	Ron London	Mark Uhrin
Debbie Stucki	Wayne Parke	Rob Faulkner
John Stoll	Ken Spear	Jacob Murphy
Others Unidentified	Members of Media	

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDEBURGH COUNTY
BOARD OF COMMISSIONERS
APRIL 21, 2015**

The Vanderburgh County Board of Commissioners met in session this 21st day of April, 2015 at 5:03 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. We're going to call to order the Vanderburgh County Board of Commissioners for April 21, 2015. We apologize, we had a little snafu with the audio/video equipment. So, some of that may not be available to us this evening, and it looks like some of the lights are not working as well. So, if you feel like you're in the dark, you're not alone.

Attendance Roll Call

President Kiefer: Madelyn, would you do the attendance please?

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here.

Pledge of Allegiance & Invocations

President Kiefer: Next, I would like to ask Commissioner Melcher to lead us in the Pledge of Allegiance, and then please remain standing for the invocation.

(The Pledge of Allegiance was given.)

President Kiefer: Heavenly Father, please bless us on these proceedings, give us guidance to do Your will and to do what is best for our community. In Your Name we pray. Amen.

St. Wendel Men's Club Grillin' and Chillin' 5K Road Closure Request

President Kiefer: Under action items we have a road race request. St. Wendel's Men's Club "Grillin' and Chillin'" 5K. It's for June 6, 2015. I believe all of the required paperwork has been submitted to the Sheriff's Department and has been reviewed with a recommendation for approval. I believe Chris Herr is here to discuss, if we have any questions. Are there any questions from the Commissioners? It sounds like a good thing. Is this, is Chris here?

Chris Herr: Yes.

President Kiefer: Oh, come on up for a second, if you don't mind. Just state your name and address for the record.

Chris Herr: Chris Herr, 11641 North St. Joseph Avenue, Evansville, Indiana 47720.

President Kiefer: How many years have you been doing the race?

Chris Herr: This our fourth.

President Kiefer: Fourth year?

Chris Herr: Yes.

President Kiefer: Okay, great.

Chris Herr: The majority of the race is actually held in Posey County. It's only about a 30 minute stretch we'll have a Vanderburgh County road closed.

President Kiefer: Okay, good. You raise a little bit of money for this event?

Chris Herr: We try to, if it doesn't rain.

President Kiefer: Okay. Well, thank you very much. Appreciate you being here tonight. If there's no questions, I'll ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Okay, we have a first and a second. All in favor say aye.

All Commissioners: Aye.

President Kiefer: So approved.

(Motion approved 3-0)

Chris Herr: Thank you.

President Kiefer: Chris, good luck. Hope you make some money on the race.

<p>Logan Brown Promise Foundation Walk to Remember Road Closure Request</p>
--

President Kiefer: Next is Logan Brown Promise Foundation Walk to Remember. May 9, 2015, walk on University Parkway. I believe Sheriff Wedding is going to discuss this.

Dave Wedding: Yeah, this was sent to you, kind of a last minute request. The people who are putting this on they are the family members of the Reitz High School student that was killed in the drunk driving accident on the Parkway several weeks ago. They've been working very diligently to put this together, but they kind of had a short time line, and we explained to them the proper procedures, but in light of the DUI

fatality crash we were bending the rules a little bit for this. We sent Lieutenant Preston and Lieutenant Robinson to work with the family members and went out to University of Southern Indiana and we think we have everything in place to make this race successful.

President Kiefer: Okay. Dave, thank you very much. Our condolences to the family, and we wish them well on raising some money here. Sorry, you know, that it even has to be done. Are there any questions from Commissioners? Okay, so, are we voting then to approve pending, or with the understanding that you're going to make sure they follow all of the proper protocol and fill out the proper paperwork?

Dave Wedding: Yes.

President Kiefer: Okay, with that understanding, is there a motion?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: So approved.

(Motion approved 3-0)

President Kiefer: Okay, we'll move on.

<p>Carver Community Organization Senior Corps Volunteers National Service Day Proclamation</p>

President Kiefer: Carver Community Organization Senior Corps Volunteers National Service Day Proclamation. Dave Wagner, Executive Director, of Carver Community Organization will be here to accept this proclamation. Is Dave here?

Robin Good: No, I'm here. I'm the Project Director for R.S.V.P.

President Kiefer: Okay, great, well, thank you.

Robin Good: Stacey Hooper is here from C.A.P.E., and she's also the Project Director for the Foster Grandparent Program.

President Kiefer: Great. Well, come on up here. We have this proclamation. Does one of the Commissioners, would you like to read this proclamation?

Commissioner Melcher: You've got it in front of you.

President Kiefer: Well, I was giving you the opportunity.

Commissioner Melcher: Go ahead.

President Kiefer: Okay, I'll go ahead and read this proclamation for you and for anybody, well, we're not on television are we, because it doesn't work. Okay, is the television out? Okay. Here's the proclamation:

"Whereas, service to others through volunteering in our community is a hallmark of the American character, and central to how we meet our challenges; and, Whereas, the nation's counties, including Evansville, are increasingly turning to national service and volunteerism as a cost effective strategy to meet county needs; and, Whereas, AmeriCorps and Senior Corps participants address the most pressing challenges facing our communities, from educating students for the jobs of the 21st century and supporting veterans and military families to providing health services and helping communities recover from natural disasters; and, Whereas, national service expands economic opportunity by creating more sustainable, resilient communities and providing education, career skills, and leadership abilities for those who serve; and, Whereas, the Corporation for National and Community Service provides funding for our two, local Senior Corps volunteer programs in Evansville, the Foster Grandparent program sponsored by the Community Action Program of Evansville (C.A.P.E.) and the Retired Senior Volunteer Program (R.S.V.P.) sponsored by Carver Community Organization; and, Whereas, since 1976 the Foster Grandparents program in Evansville has organized senior volunteers as role models, mentors, and friends to children with exceptional needs, and each year it matches more than 50 senior volunteers with children at more than 20 elementary schools, day care facilities, and Head Start programs where they invest more than 60,000 volunteer hours; and, Whereas, for more than 40 years, the Retired Senior Volunteers Program (R.S.V.P.) In Evansville has organized senior volunteers to distribute food, build houses, assist patients and much more, and each year R.S.V.P. matches more than 70 senior volunteers with more than 25 non-profit organizations and health care facilities where they invest more than 5,000 volunteers hours; and, Whereas, all of our nearly 130 local Senior Corps volunteers demonstrate commitment, dedication, and patriotism by investing more than 65,000 hours each year into our community by making intensive commitment to service, a commitment that remains with them in their future endeavors; and, Whereas, the Corporation for National Community Service shares a priority with county executives nationwide to engage citizens, improve lives, and strengthen communities; and is joining with the National Association of Counties and county executives across the country for the County Day of Recognition for National Service on April 7, 2015. Therefore, be it resolved that we, the Board of Commissioners of Vanderburgh County, Indiana do hereby proclaim April 7, 2015 as National Service Recognition Day for Senior Corps Volunteers in Vanderburgh County and encourage residents to recognize the positive impact of national service in our country; to thank those who serve; and to find ways to give back to their communities. Dated this 21st day of April, 2015, Board of Commissioners of Vanderburgh County; Joe Kiefer, President; Bruce Ungethiem, Vice President; and Stephen Melcher, Member."

President Kiefer: With that we'll vote on this proclamation and say congratulations and we appreciate your service to our community. Did you say your names for the record?

Robin Good: Robin Good.

President Kiefer: Okay, Robin Good.

Stacee Hooper: Stacee Hooper.

President Kiefer: Robin and Stacee, thank you. We just needed you to state your name for the record. With that, you know, do the Commissioners have any comments? Well, then, I would like to ask for a motion to approve.

Commissioner Melcher: I would like to make the motion, because the 15 years I've worked at C.A.P.E., they're an outstanding company, and I couldn't vote on anything. So, I want to be able to make this motion, that I can prove this, because now I'm retired from C.A.P.E., I want everybody to know that, so I hope the t.v. is working. So, I make the motion to approve this.

Commissioner Ungethiem: And, I'll second it.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: Congratulations!

(Applause)

Stacee Hooper: I have one request.

President Kiefer: Yes?

Stacee Hooper: We do have a few of our volunteers here.

President Kiefer: We would love to have them come up.

Stacee Hooper: Could we have them come up and could we take a picture with you presenting that?

President Kiefer: Yes. Commissioners, why don't you come up and join us.

(Paused while pictures were being taken.)

President Kiefer: I have to admit, this is probably one of the most favorite parts of the job here as Commissioner, is doing things like this. This is really fun. So, we appreciate it.

Heritage Federal 50th Anniversary Proclamation
--

President Kiefer: We're also very fortunate to be able to do another proclamation tonight for Heritage Federal their 50th anniversary proclamation. I believe Ruth Jenkins, who is the President and CEO of Heritage Federal Credit Union will be here

to accept this proclamation, along with Steve Buggs. Are you two here? Oh, yeah, hi.

Commissioner Ungethiem: There's a hand up in the back.

President Kiefer: Let me read this proclamation, and then maybe you can....first state your name for the record.

Ruth Jenkins: Ruth Jenkins.

President Kiefer: Welcome.

Ruth Jenkins: Thank you.

President Kiefer: Okay, here is the proclamation;

"In recognition of Heritage Federal Credit Union 50th Anniversary Year. Whereas, Heritage Federal Credit Union of Newburgh, Indiana was founded 50 years ago in January 1965 by members of Local 104 to provide affordable financial products and services to its members in Newburgh, Indiana; and, Whereas, in the 50 years since its founding, Heritage Federal Credit Union has demonstrated outstanding leadership throughout the Warrick and Vanderburgh County communities which they have served; and, Whereas, Heritage Federal Credit Union has championed the idea that people from all walks of life should have access to affordable financial products and services; and, Whereas, Heritage Federal Credit Union has been an integral part of the Warrick and Vanderburgh County communities, and in the spirit of "People Helping People" philosophy, has donated to non-profit organizations millions of dollars and thousands of volunteer hours by their employees, Board of Directors and friends from over the years; and, Whereas, Heritage Federal Credit Union will continue to serve as a leader in our communities as an employer and corporate donor for generations to come: Therefore, be it resolved that we, the Members of the Board of Commissioners of Vanderburgh County, do proclaim 2015 as Heritage Federal Credit Union's 50th Anniversary Year in the county of Vanderburgh, Indiana, and that all citizens recognize that many contributions Heritage Federal Credit Union has made to our community both tangible and intangible, through the years, and honor express appreciation for the service and commitment of Heritage Federal Credit Union. Dated this 21st day of April, 2015, the Board of Commissioners of Vanderburgh County, Indiana; Joe Kiefer, President; Bruce Ungethiem, Vice President; and Stephen R. Melcher, Member"

President Kiefer: And, Joe, I apologize, I left you out last time, and Joe Gries, Vanderburgh County Auditor. Thank you very much. We have a proclamation here and congratulations.

(Applause)

Ruth Jenkins: Thank you.

President Kiefer: Did you want to make a few comments?

Ruth Jenkins: Well, I do have some comments I would like to share with you.

President Kiefer: Sure.

Ruth Jenkins: First of all, Commissioners, ladies and gentlemen, I really thank you for this honor and privilege to be here this evening to accept this proclamation on behalf of Heritage Federal Credit Union. I understand you have a full agenda, so I'm going to be brief, but I'm going to be sincere. I'm genuinely impressed with the credentials represented by our Vanderburgh County Commissioners. I firmly believe that you are the gentlemen that can breath the life into your vision statement, "Welcome to Vanderburgh County. The place we will call home." I believe that we at Heritage Federal Credit Union are similar in our strong commitment and our desire to see citizens have a safe, comfortable and friendly environment. Our commitment is not just to offer them safe and progressive financial services, but to be involved in the community as a trusted and caring corporate citizen neighbor. Being a part of a community to call home has been a source of great pride for us these past 50 years, and it's an enormous pleasure to be part of that history, and now for it's future. Thank you again for the proclamation. We're delighted to be recognized for our contributions, and will continue to help make a difference to everyone in our community.

President Kiefer: Thank you, Ruth. We would like to come around and present this to you.

(Applause)

(Paused while pictures were being taken.)

President Kiefer: We'll need to formally vote on this.

Commissioner Ungethiem: We will.

President Kiefer: I was so wrapped up in the fun of this, I forgot to vote on it. Okay, is there a motion to approve that proclamation?

Commissioner Ungethiem: I make a motion to approve this proclamation. I think the credit unions of the local area are a very valuable resource. As Steve said, he was a member of C.A.P.E. for a number of years, I've been a member of the credit union for over 50 years. So, I started young, but it was Whirlpool Credit Union, not Heritage, but I make the motion we approve this.

Commissioner Melcher: I'll second the motion, because I've got some money in there.

President Kiefer: Okay, all in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

Commissioner Melcher: No loans, they're paid off.

President Kiefer: Now it's official. Like I said, this is the fun part of the job. I love doing these proclamations, especially for well deserved organizations.

Area Plan Commission: Computer Funding Request

President Kiefer: Next is Area Plan Commission, purchase of five new computers. Ron London is here, not as glamorous as the previous two things.

Ron London: Man, I hate to be a Debbie Downer here. I'm coming in asking for money. Basically, what we're looking to do is, because the county is not part of the refresh program for the computers, we try and do that in-house. Since I've took office for the last two years, we've been able to purchase, just by moving monies around, seven computers out of the 12 that we have in the office. So, we're looking to get the final five that are roughly between eight to 10 years old replaced. So, that's what I'm coming for, before you tonight to see if we can get that done.

President Kiefer: Gentlemen, any questions? Okay, is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Ron London: Appreciate it.

President Kiefer: Thanks, Ron.

Ron London: Thanks.

**Superior Court: Partnership with the Vanderburgh County Sheriff:
VCCC Work Release Therapeutic Venture Program**

President Kiefer: Next is the Superior Court partnership with the Vanderburgh County Sheriff to run the work release portion of Community Corrections as a therapeutic venture. We have Sheriff Wedding, Judge Trockman and Judge Kiely here to discuss this. Esteemed gentlemen and your Honors, thank you for being here.

Wayne Trockman: Good afternoon.

David Kiely: Good evening.

Dave Wedding: Thanks for having us here. I have spoken to everyone of you individually, and we've also sent you a packet of information on this partnership. Approximately a year ago, when I took over the Sheriff's Office, we were faced with House Bill 1006, which was going to cause more people to be incarcerated in our county, and specifically over in the Community Corrections. As I had watched what had happened over the years, I felt like the Sheriff needed some collaboration with other community leaders to fulfill this job, and especially with House Bill 1006. I approached Judge Kiely and Judge Trockman, who are personal friends of mine and long time people here in Vanderburgh County and great servants to our community, and I asked them, I said, would you be interested in partnering with the Community Corrections? It was pretty ironic, because they said, well, we had thought about coming to you with this same idea. So, we started out on the right foot, and we met and drank a lot of coffee and had a lot of early morning meetings. We met with the County Attorney, Joe Harrison, to kind of explain the plan to him, and we just started looking at personnel, money, funds coming in from the Department of Corrections, the General Fund, User Fees and the various accounts. We just thought, well, if we shifted "x" amount of employees from various line items and funding sources, we wouldn't have a real net effect on the entire budget. We're just basically shifting people and funding, but as we worked it out, it was also important for us to appoint a strong director, and we chose Jodi Ubelhock, who has worked very diligently, met with the Department of Corrections, met with us on multiple occasions. She has really helped put the packet of information together to make this happen. We met with the people in our fiscal bodies to ensure that this would be a smooth transition. I think it's important to know that although there will be a shifting of positions from the General Fund and the Department of Corrections grant, the changes have no effect on the funding which comes from the General Fund. I see this as a collaboration of great people. I see this as a potential of a great growth in our community. I see us being one of the leaders in Community Corrections. I think the Department of Corrections will use us as a model. I don't look for us to be behind anyone in the State of Indiana. I think we have great people here working. I think we have proud people here working and we're going to make this go.

President Kiefer: Sheriff, thank you very much. Judges, do you have any additional comments? I personally think it's a great idea. I think, you know, with the increasing number of arrests and other concerns we have going on in the community, especially with drugs and alcohol and other things related, I think the treatment portion of this partnership is critical. I'm glad that there is keen interest in what you're trying to accomplish here. Judge Kiely or Trockman, did you have any comments?

David Kiely: I don't think I need to add anything. Wayne?

Wayne Trockman: Nothing additional at this time. We can bring you an update, if you like, in the coming months. Our time frame is to hopefully launch this July 1, or close to it.

President Kiefer: Okay, thank you. I thank the three of you and everybody else involved in this. I can't even begin to express how important I know this is, and how it could be good for our community to help people, so we don't have all of this recidivism and repeat offenders and things. So, I appreciate undertaking this effort and tweaking this program some.

Commissioner Melcher: I think it says a lot for our community when we could all get together and work together as a group and take everything else away from it. I think that's really great for our community that this is happening. I think it will help all of us. I just wanted to make sure that the contractual that we have with some of them stays in effect, and I was assured that today by the Sheriff. So, that's the only question I had on it, but I think we just need to make sure we're all protected when we do things.

Dave Wedding: One other thing I want to note, that the Community Corrections Advisory Board will continue to exist, and they have unanimously approved this partnership.

Commissioner Melcher: Okay.

President Kiefer: Thank you, gentlemen. Commissioner Ungethiem?

Commissioner Ungethiem: I just want to thank the three of you for working together to work these situations out. I especially want to thank Sheriff Wedding for giving us the input in advance so we could understand what was going on.

President Kiefer: Okay, with that, I would like to ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Again, I really thank you and appreciate you working together and working with us. Thank you very much. I vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Finally, I just continue to appreciate the work that our law enforcement does and our courts do. I know it's a never ending battle, and you guys are in no way ever close to losing your jobs because there's always new problems occurring, but I do vote yes, and look forward to some progress. Thank you.

(Motion approved 3-0)

Dave Wedding: Thank every one of you.

Wayne Trockman: Thanks.

County Clerk: 2015 Primary Vote Center Location Change

President Kiefer: Okay, next is the County Clerk, 2015 vote center location change. Albright United Methodist Church at 606 Van Dusen Avenue will replace Old North United Methodist Church on Stringtown. I see our County Clerk, Debbie Stucki, is here. Debbie, you know, what I know from reading the e-mails and other correspondence, I don't think the church wanted to continue on with this.

Debbie Stucki: Correct, primarily because of their day care.

President Kiefer: Right, so you found, you went from one Methodist church to another Methodist.

Debbie Stucki: Trying to stay close on Stringtown, since that's where we lost, that area, to serve that area still.

President Kiefer: Right.

Debbie Stucki: Thank you for getting me in so quickly.

President Kiefer: Are there any questions?

Commissioner Melcher: No, is this going to be re-advertised or something with this location?

Debbie Stucki: Yes.

Commissioner Melcher: Because I don't want any problems.

Debbie Stucki: The 24th.

Commissioner Melcher: It might not hurt, if that church will let us, is to have a sign down there on election day just saying this is moved to this church at this address.

Debbie Stucki: Yes, we plan on putting information at Old North so people, hopefully don't make it—

Commissioner Melcher: That's the only thing I'm asking, because I think that will speed things up, because people are going to go there—

Debbie Stucki: It would be frustrating.

Commissioner Melcher: – I would, if I'd been voting there all this time I would go there.

Debbie Stucki: Yeah.

Commissioner Melcher: Okay, thank you.

Debbie Stucki: Thank you.

President Kiefer: Okay, no other comments? I'll ask for a, is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Now roll call.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes, and I'm glad it happened in a primary instead of a general.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you, Debbie.

Debbie Stucki: Thank you.

**Treasurer: SBM Service Contract Renewal
Teamsters CBA: Confinement Officers & Civilian
Amended ONEP Naming Rights & Escrow Agreement
Health Dept: Apptoto Contract and BAA
Sheriff: AT&T Phone & Internet Service Contract**

President Kiefer: Next, contracts, agreements and leases. The County Treasurer, renewal of service contract with Southern Business Machines. This agreement is to run from April 2, 2015 to April 1, 2016. The cost of the agreement is \$5,995, and sufficient funding is in place in the County Treasurer's budget to cover such contract. Unless there's something else to add, Treasurer Kirk is here to answer any questions.

Commissioner Melcher: I don't have any questions.

President Kiefer: Okay, is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: It's funny, \$5,995, you know, they probably wanted to keep it under six thousand then, huh? I'll ask for a roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Susie, did you want to add anything?

Susie Kirk: No.

President Kiefer: Okay. Thank you. Next is Computer Services, United Leasing agreement for a multi-functional device for the Vanderburgh County Health Department. Under the lease the county is to pay \$91.64 per month, or \$1,099.68 per year during the term of the lease. Anything else to add?

Mark Uhrin: Actually, this will replace two machines for the Health Department. So, we will see a savings out of that. The exact numbers I don't have in front of me.

President Kiefer: Okay, are there....anything else? Any questions? Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Mark Uhrin: Thank you.

President Kiefer: Thanks. Oh, for Commissioners, we have a Teamsters Local 215 collective bargaining agreement for the Vanderburgh County Sheriff's Office confinement officers and civilian support staff. It will take effect 5/1/15 until 12/31/17. The affected employees are already being paid the wages set forth in the collective bargaining agreement. I see the Sheriff is here still. Did you have anything that you wanted to add?

Dave Wedding: Unless you've got any questions.

President Kiefer: Questions?

Commissioner Melcher: No, I don't have any questions. I make a motion to approve.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next, the amended Old National Bank naming rights agreement regarding the Centre and escrow agreement. Joe Harrison, do you want to kick this off?

Joe Harrison, Jr.: Scott Evernham with Old National Bank is here. I know Kathy Schoetlin is also here with Old National Bank. Since, oh, I think it was December of '13—

Scott Evernham: That's correct.

Joe Harrison, Jr.: — was the last time there was, the original naming rights agreement was approved by the County Commissioners and Old National. Scott, if you want to make a little, if you want to give some details, and I'll be glad to mention anything that I think needs to be mentioned as well.

Scott Evernham: Sure, I would be glad to. First, just on behalf of Old National, I want to say thank you to the Commissioners for your time tonight, and also just publicly want to thank County Attorney, Joe Harrison, too. He's been working diligently with us to make some revisions that needed to occur from that December 2013 agreement because of the delay in the hotel project. So, I'll just hit on a couple of the highlights on the revisions in this amended and restated agreement. One thing that had to be addressed is, as you know Old National received the benefit of the naming rights on the Convention Centre in 2014, and also has so far in 2015, you know, in spite of the delay of the hotel project. So, we wanted to make sure that there was a payment contemplated. So, Old National, under this agreement, will be committed to paying the county \$175,000 for the 2014 use of the naming rights, as well as in 2015. Then, there are kind of really two fact scenarios that play out in this revised agreement. One would be if the hotel, as it currently is on course to be constructed, occurs. The other one would be in the event that there's a delay again. So, in the latter of those two, the way this agreement is set up it's for a ten year term,

where Old National would pay the county \$175,000 a year on July 1st during that ten year term. That most likely would be utilized in the event that the hotel incurs another delay. If the hotel continues on the current path and is constructed, what will happen is Old National will pay the county a sponsorship fee of \$8 million that will go into an escrow account, and then from that escrow account it will get dispersed towards the hotel construction while the hotel is being constructed. As you probably know, Old National is committed in total to \$10 million to this project. So, \$8 million is through this naming rights sponsorship fee. The other \$2 million that Old National will invest in this project will be a direct investment, in coordination with the developer, and is part of Old National's equity ownership in the hotel itself. So, that's just kind of high level, kind of the key details on the agreement, but would be glad to entertain any questions.

President Kiefer: Scott, I don't have any questions, but I have a comment that I'm really happy with Old National how you guys have really worked very well with the county. I know originally, the original contract probably was done in haste, and both sides probably rushed too quickly on it. When we realized there was some concerns, we contacted you, or Old National, and you guys really were great to work with. I appreciate Old National's commitment to the community, commitment to the county, commitment to the city. I just really can't say enough to say thank you for working with us on this and understanding our concerns and meeting us on some of our needs and concerns and getting something resolved. We're very happy with the agreement, or at least I am. I can't say we, but I am very happy with the agreement as a Commissioner, and I'm sure the other Commissioners would like to also make some comments.

Commissioner Ungethiem: Yeah, I just would like to thank Old National for working with our attorney, Joe Harrison, in putting this agreement together. I think there were some citizens who were concerned about naming rights and where the money was going to flow. I think this makes that much more clear for people, and they have a better understanding of the relationship between Old National and the county.

Commissioner Melcher: I echo really exactly what the other two Commissioners are saying. You know, we've been behind this project from day one and catching a lot of heat. It really wasn't you or us. It was the third party that was creating all of the problems. I do appreciate us getting together tonight and getting this voted on, because I think this is the right step in our community, to move forward on it. So, you know, I just, I had some questions, and I think they've pretty much have been answered, but one thing I keep bringing up at every meeting I could get to, hoping that people will hear it. We need the walkway complete. So, if you're at a Redevelopment Commission, bring it up for me. I've already done that in the past. It was supposed to have been complete, it wasn't supposed to be hanging out there with one side open all of this time. They actually let it get ruined, is what they did. So, we need to get it complete. There's supposed to be a pod out there, so you could go out to that pod, you could turn into the Ford Center, or over to the hotel, and maybe a future garage. That was the original plan. Thank you.

President Kiefer: I think Joe Harrison may have a few extra comments to make.

Joe Harrison, Jr.: Also, there's going to be some signage that's going to be a part of this. It's my understanding that the signage that Old National has purchased, it's ready to be installed. I think the Board of Zoning Appeals has approved all of the variances. As far as the signage installation, do you think that will be in the next 30 days or so?

Scott Evernham: Yeah, I think within that time frame. You're right, the signage has been purchased and it's literally just sitting in a warehouse waiting for the agreements to get finalized and approved and signed. So, we'll start, you know, on that as soon as we possibly can.

Joe Harrison, Jr.: And there will be an electronic message board as well.

Scott Evernham: That's right.

Joe Harrison, Jr.: That's a part of that signage package. As far as the payment to Vanderburgh County, it's my understanding that the first \$175,000 for last year will be paid within the next 30 days, and 2015's payment of \$175,000 will be paid to the county on or before July 1, is that correct?

Scott Evernham: That's correct. Just to clarify, so the \$175,000 payment for 2014 and then the one that's due July 1st of this year, that gets paid to the county regardless of, kind of in addition to that \$8 million that's going to go into escrow. So, that's on top of the \$8 million. If I could, just in response to the comments, on behalf of Old National, I just want to, again, thank the Commissioners. You know, this project is obviously very important to Old National, as are the naming rights. You know, Evansville and Vanderburgh County have been our home since our founding over 180 years ago, and we're really passionate about this project, and we appreciate all of your support as well.

President Kiefer: One thing that I would like to do, when you, one of you gentlemen make a motion, please make the motion to accept as amended, because there's actually six sign locations and not four. I just want to make sure, because that's what was approved through the variance was six locations. I believe this contract spells out four. So, please let the motion include it as amended to show six locations. Mr. Harrison, I don't think, do we need to do anything else as far as—

Joe Harrison, Jr.: I would just make a motion to approve the amended naming rights agreement with that condition that it include six signs.

President Kiefer: Right.

Joe Harrison, Jr.: Then, after that, there would be another motion to approve the escrow agreement.

President Kiefer: Okay. Alright, so is there a motion to approve?

Commissioner Ungethiem: I make a motion to approve this amended naming rights agreement with six signs instead of four.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you very much. Next is the motion, we also have an escrow agreement, and maybe, Scott, you can just explain to the public, you know, the escrow agreement is where the money is going to go into and be held and we'll have an escrow agent that will oversee that.

Scott Evernham: That's correct. So, if approved, the escrow agreement will be signed and within 30 days of that Old National will fund the escrow account with \$8 million. Then, over the course of the construction of the hotel, that \$8 million will be dispersed to go towards the construction of the hotel. Old National's Trust area will serve as the escrow agent.

President Kiefer: Okay. Any questions? Is there a motion to approve the escrow agreement?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: I think this is great again. I want to thank you and Old National Bank and Bob Jones for bringing this. I think now a lot of questions are going to be answered. A lot of people said, well, their name's supposed to be on it. How come their name's not on it? When are you going to see the cash? You know, I think this all came to fruition tonight. So, I feel very comfortable in voting on this tonight, and that we'll have signs and have money and everything else, and an escrow account.

Scott Evernham: Well, thanks. Yeah, we'll get those signs up as quick as we can.

Commissioner Melcher: So, I hope everybody is watching tonight or whatever so they know what's going on. So, I'll vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: One other added comment is, the money that we're getting paid for these rights will help keep the new Old National Events Plaza in better condition, you know, new carpet or paint or whatever. So, that's going to be very beneficial to the community that we'll have those funds available to do some improvements. With that, I'll vote yes.

(Motion approved 3-0)

President Kiefer: Thank you, Kathy. Thank you, Scott, appreciate it.

Scott Evernham: Thank you.

Joe Harrison, Jr.: Thank you.

President Kiefer: Next is the county health agreement and business associate contract with Apptoto. Apptoto, that's a tongue twister. I believe this is, Apptoto will provide the Health Department with an automated appointment reminder and confirmation system?

Ken Spear: Yes, it's replacing a system we have right now called Teletask. It actually is saving about \$3,000 a year. It's much better technology. It's web-based. It gives three different types of messages; SMS, phone and e-mail. It doesn't rely on a computer, a phone line or software licensing. So, it's actually a much better system. It's a subscription service that can be cancelled on a monthly basis. It's HIPPA compliant.

President Kiefer: Okay, well, I mean, I think that's a good deal, \$79 a month, and \$199 installation fee. That sounds good. Thank you, Dr. Spear. Is there any questions? Motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Motion to approve and a second. Any further discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Ken Spear: Thank you.

President Kiefer: Thank you very much. Next, County Sheriff phone service contract with AT&T. The contract is for a period of three years. The monthly contract price is \$490 for such services. Sheriff, you've got a busy night here tonight. This \$490 and the contract for three years, I mean, what all are you getting for that phone service contract?

Dave Wedding: I think, Joe, have you seen the contract?

Joe Harrison, Jr.: Yes, yes.

Dave Wedding: He's looked it over. He worked with our staff members. It's just like standard language for service to the Sheriff's Office.

Joe Harrison, Jr.: It's just their phone service, and I think it's internet as well, I believe.

Dave Wedding: It is.

Joe Harrison, Jr.: But, again, I think for most offices, apparently, for the AT&T contracts, it's out of the Commissioners budget.

President Kiefer: Right.

Joe Harrison, Jr.: Is that right, Kristin?

Kristin Comer: Yes.

President Kiefer: Okay.

Commissioner Melcher: Naturally.

Joe Harrison, Jr.: I think this one kind of slipped through the cracks and probably should have been approved earlier, but it wasn't.

President Kiefer: With that, I would ask if there's any questions from Commissioners? Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Dave Wedding: Thank you.

President Kiefer: You're batting a hundred tonight.

Dave Wedding: I'm doing good. That was one thing that I forgot to bring tonight. Thank you.

County Engineer

President Kiefer: Okay, department head reports. John Stoll?

John Stoll: The first item I have this evening is a request for street acceptances in Windham Hills Subdivision. In Section One we've got 1,643 feet of Windham Drive, 322 feet of Baldwin Drive, 33 feet of Baldwin Court, 294 feet of Windham Court. In Section Two we've got 493 feet of Baldwin Court. Those streets had some repairs that had to be done. We had inspectors out there for the duration of the repairs, and they've been completed properly, so, I would request acceptance of the streets. This subdivision is located off of Green River Road, just southwest of the Kansas and Green River intersection.

President Kiefer: Okay, so, you're, you feel really confident, you know, everything is up to spec, and the roads are going to hold up and next year they won't be at the road hearing asking for repairs?

John Stoll: Well, they better not. We had inspectors out there. They had to remove a substantial amount of the deteriorated pavement because there were failures that took place after the bank took the project over. The current owner has all of those areas excavated out, we had inspectors out there, so, everything looks good to go.

President Kiefer: Okay. Are there questions?

Commissioner Ungethiem: How old is this subdivision?

John Stoll: Oh, a ballpark guess, probably eight to 10 years.

Commissioner Ungethiem: And the roads have already failed after eight to 10 years?

John Stoll: They were failing whenever the original developer, I'm not sure what his situation was, why he was no longer involved.

Commissioner Ungethiem: Do you think we have any other surprises in that area, that subdivision?

John Stoll: There's been quite a bit of construction out there, so, I would think that the heavy traffic would have caused the failures, if they were going to happen.

Commissioner Ungethiem: Okay.

President Kiefer: So, this is the first section of Windham Hills?

John Stoll: Yes, one.

President Kiefer: Because I know there's a new section in the back side of it.

John Stoll: And, that couldn't be accepted until these streets are accepted, because the accepted roads have to be contiguous to one another. The Section Two of Windham Hill was actually accepted several years ago. So, this is Section One,

except for one, small street that, again, wasn't contiguous to another county maintained road. So, it had to be delayed until Section One—

President Kiefer: And, those are concrete roads?

John Stoll: Asphalt.

President Kiefer: Asphalt? Okay.

Commissioner Melcher: That's better.

President Kiefer: Okay. Alrighty, well, with your recommendation, I'll ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: The next item I have is a contract for the Green River Road mitigation site re-planting. This is with Cardno, Incorporated, and the amount is \$14,261.20. We requested price quotes from three different firms. Cardno was the only one that provided a quote, but I had contacted the County Attorney just to make sure that we followed the statutes properly as far as obtaining the quotes were concerned. Joe agreed that everything was done properly. So, despite the fact that we only got one quote, I would recommend that we proceed with this contract.

President Kiefer: Questions?

Commissioner Ungethiem: Is this the contract for the—

John Stoll: This covers re-planting of the Green River mitigation site. The survival rates of the plants from the original plan didn't meet what was called for in the permits. So, additional plantings have to be done. There were some revised plans done by the Lochmueller Group in hopes of changing some of the plants and locations around would help the survival rates.

Commissioner Ungethiem: Do we have some guarantee that these plants will survive next winter?

John Stoll: I can't remember if there's a one year or a two year guarantee on the contract spec, but there is a warranty period in there.

Commissioner Ungethiem: Yeah, I would hope that we would have some kind of guarantee on the plants, so that we don't have to continue to replace plants at our expense.

John Stoll: There's more being planted than what's required, on the assumption that it all won't make it. So, hopefully, this will all hold and take and we can get out of the monitoring period some time here in the near future.

President Kiefer: You can't say we haven't had enough rain.

John Stoll: That was the problem on the first go round, they actually had drowned out the plants.

President Kiefer: Yeah.

John Stoll: Down in the Pigeon Creek bottoms.

Commissioner Ungethiem: Yeah.

President Kiefer: Okay, is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Then, I just have one other thing, I just wanted to state a reminder about the Heckel Road public information meeting tomorrow night, 6-8 p.m. at Bethlehem United Church of Christ. That's located at the corner of Whetstone and Oak Hill. We're just going to go over the scope of the project. The affected property owners have been invited to give us input and ask questions.

President Kiefer: I think Commissioner Ungethiem is probably going to try to make it by there and attend the meeting.

John Stoll: If not, I can give you a run down of what all was discussed, and if there's any issues we need to resolve.

Commissioner Melcher: I'm going to try to be there too. Can you e-mail me the address?

John Stoll: Sure.

President Kiefer: Okay, thank you.

John Stoll: That's all I have, thanks.

Burdette Park

President Kiefer: Jacob Murphy is here with Burdette Park.

Jacob Murphy: So, this weekend, this Saturday, the 25th, St. Jude's Children's Hospital is having their 5K fund raiser at Burdette. It will be a good event. I just wanted to let you guys know that that's happening. Then, I wanted to talk to you guys about slide repairs. Typically, every year around this time we do a service with a local company that comes out and spot patches our slides, our two oldest slides.

President Kiefer: Let's make sure our Councilmember is listening to this presentation here.

Jacob Murphy: Okay. Having that same, and earlier I had asked you guys if I could get some quotes on that service. So, I had that same company come out and walk the slides and look at the two additional slides that they haven't worked on before. I had based my original quote on that service at around \$18,000, just doubling what they had done for us previously, adding two slides, since that's, but they're thinking they're in worse shape than they've ever been in.

President Kiefer: So, how many slides are there total, four?

Jacob Murphy: Four. Two of them were installed in 1985, the two newer slides were installed in 1990.

President Kiefer: Okay, so, then the '85, the two '85 slides are the ones that have problems?

Jacob Murphy: Those are the ones that they've been servicing every year for the past eight years.

President Kiefer: Okay.

Jacob Murphy: They do that prior to opening, and then they will also do it two to three times during the season, to come back and redo spots.

President Kiefer: Okay.

Jacob Murphy: They haven't worked on the two other slides.

President Kiefer: Now, are the two newer.....newer, 1990—

Jacob Murphy: Right.

President Kiefer: – the 1990 slides are they in need of repair?

Jacob Murphy: Yeah, I had them walk those slides, and they agreed that there are some areas that definitely need attention.

President Kiefer: Now, my understanding was that some of the concrete bases to the slides have shifted?

Jacob Murphy: Not on the slides, but on the paths up to the slides.

President Kiefer: Okay.

Jacob Murphy: You can definitely tell that the hillside has some erosion, which is natural, but definitely in the past three to five years that is has shifted three to five inches.

President Kiefer: Okay. So, what's the total estimated cost to repair all four slides?

Jacob Murphy: All four slides, doing the same practice that they've been doing, which is, they call it spot patching, where they go through, walk the slides, identify problem areas, sand the spot, repatch it, gel coat it, they're estimating that will cost \$32,800 for all four. The major expense is the enclosed slide that they've never done before. I can't tell you why that one is way more difficult. I know there's quite a bit more surface to cover.

President Kiefer: Probably access is not as easy.

Jacob Murphy: And, access is also an issue on that. Now, I contacted two national companies; one that does Holiday World, and another one that does Six Flags theme parks. I think they also do King's Island. They don't do spot patching and don't recommend it. They do what they call a full gel coat, where they completely sand down the entire slide and recoat it, so it looks, he said it turns it into a brand new slide. That's what they've told me verbally. They're quite a bit more expensive, but they have also said that the longevity of their work is 10-12 years, versus the spot patching is done yearly.

President Kiefer: Right, and, so, was that almost \$100,000 to just do the enclosed one only?

Jacob Murphy: No, that's all four. He quoted \$99,000 just to do the interior, so that's not the underside of the slides, he wouldn't paint–

President Kiefer: Right.

Jacob Murphy: – and he said if we would move forward with that, he would also paint the exterior of the enclosed one, because of the pictures that I sent him, he saw that that was visually unappealing. He would just throw that in for the \$99,000. We also talked about throwing in, or throwing in, talked about housing for them, if they would cut costs if we would provide stay at the park for their staff. He said he could knock off an additional \$5,000 if we would let them have three chalets for ten days. I also offered that up to the other national company, but he didn't get back to me.

President Kiefer: Okay.

Commissioner Melcher: So, what are we paying a year? Every year that we've done this?

Jacob Murphy: Per year? So, far it's been \$6,000-\$9,000 per year just for the two 1985 slides. The other two haven't been addressed. Then, an additional \$1,000-\$2,000 per time they come out in the summer.

President Kiefer: My opinion is that these slides are one of the major attractions to the park, and with the spot patching I've been told that even with the spot patching, kids will complain, hey, they've got a splinter or something. So, it's really, yeah, it's a fix, but it's not a perfect fix because the users, you know, five or six or maybe more complaints a year of people getting splinters. So, I don't really like that idea too well, but I do think this park, the slides are a major attraction for the pool. Without the slides, you know, we don't have as good of a park there. But, you gentlemen may have some other ideas or opinions, but I would like to figure out a way that we could fix the slides complete. I know you'll have to go to bid and bid these things the appropriate way, but at least you did the homework ahead of time to kind of get an idea of what we're up against. Commissioners?

Commissioner Ungethiem: Well, I agree with you. Jacob and I had a chance to talk before the meeting, and if we're going to put \$32,000 into an annual program to fix four different slides versus \$99,000 to fix four slides for ten years, I think financially it's a no brainer. In addition to that, we also have a much nicer slide for the kids to slide on with a lot less chance for them to impale themselves on a sliver of fiberglass or whatever comes off of it and potentially have, you know, lawsuits or whatever come out of that. So, I would be in favor of repairing the slides back to their original condition, if we can find the money to do that.

President Kiefer: Yeah, I mean, Commissioner?

Commissioner Melcher: Well, that's where I was heading when I started asking those questions, because I figured, let's do the math. If we can get something high class and these people are working on these other places, I'm not saying the local one is wrong, I'm just saying that it's better to have it done correctly the first time and not have this problem maybe next year or the year after.

Jacob Murphy: I completely agree.

Commissioner Melcher: So, I would like to get it done at one time, if we can find the money.

President Kiefer: Joe, is this something that we have to go to the Council for to get money?

Joe Gries: It depends. You have Park and Playground money in the CCD Fund. There also is money in the Non-Reverting Fund that Burdette has access to. It just depends on what else you had planned to use that money for.

President Kiefer: Well, I think one of the issues is that the Council is asking us to use some of those funds to pay for just the operation of hiring the students, or the part time employees at the pool.

Jacob Murphy: Other employees, yeah.

President Kiefer: But, I don't know how much that is and where that leaves us.

Joe Gries: Right, that's the question is what you need and what is available. If you spend the money on this and then you need something else later, you can always ask for additional funds from the Council, if it's available.

President Kiefer: Yeah.

Jacob Murphy: In the Non-Reverting we're looking at, there's a current balance of \$143,356, and based on our bookkeepers estimation of, estimated money coming in and expenditures, he believes we'll have around \$82,999 in the account left at the end. But, that's barring any....we're also expected to pay pool maintenance, which was typically a \$45,000 budget was crossed out, so, that's zero. We're told to take that out of the Non-Reverting Account. So, that's just a variable you don't know if a pump is going to fail.

President Kiefer: Yeah. First of all, let's ask this question, okay?

Jacob Murphy: Sure.

President Kiefer: So, we have to go through the bid process for this, so, that's my understanding, right? We have to go through a bid process? So, how much time would it take to get this all accomplished and still be done in time—

Jacob Murphy: For opening weekend, Memorial weekend?

President Kiefer: Yeah, it's pretty close.

Jacob Murphy: I was told by the guys I talked to ten to 14 days minimum to do all four slides. The local company, the spot patching, was confident they could get that in barring, you know, unforeseen weather.

President Kiefer: Yeah, I don't want to do the spot patching, because then we're back to where next year we'll be sitting here with the same issue.

Jacob Murphy: Right, the \$99,000 national company, they're actually doing a project in Ohio at the moment, and he has an opening next week where he could, on his way back, they're branched out of Colorado. He guaranteed me he could have it done before Memorial Day weekend.

Joe Harrison, Jr.: See, the thing is, May 12th is the next time bids could be opened.

Jacob Murphy: Okay.

Joe Harrison, Jr.: So, let's say you bid it out, bids come in May 12th, that's three weeks, right? Is that three weeks? We've got plenty of time, but the issue is going to be can they do it between May 13th and May 30th. If not, they may have to do it some other time during the summer.

Jacob Murphy: The \$99,000 company—

Joe Harrison, Jr.: Well, again, it's going to be bid out, who knows who's going to get it.

Jacob Murphy: I was just going to say—

President Kiefer: Do we have to do bids for a service?

Joe Harrison, Jr.: Well, I think you probably need to see if you're getting the best price, don't you?

Commissioner Melcher: How long, can't two weeks do that?

President Kiefer: Can we—

Commissioner Melcher: What's the three weeks? Is that our next meeting?

Commissioner Ungethiem: That's our next meeting.

President Kiefer: Okay.

Commissioner Melcher: Well, we could call, can't we call a special meeting just to open up bids?

Joe Harrison, Jr.: Well, or we could have Debbie open them up through Purchasing, I think.

Jacob Murphy: Yeah.

Commissioner Melcher: Thanks for coming up.

Debbie Spalding: Sure.

President Kiefer: Hi, Debbie.

Debbie Spalding: Debbie Spalding, Purchasing.

Commissioner Melcher: We knew you would run up here if we were doing something wrong.

Joe Harrison, Jr.: Well, I mean, does that make sense?

Debbie Spalding: Right, you could do quotes for this, it wouldn't be a formal bid, because we're not expecting it to be over \$150,000. So, you would not have to advertise, according to statute.

President Kiefer: Oh, okay.

Debbie Spalding: So, you could do a quote.

Joe Harrison, Jr.: And, they could go through you.

Debbie Spalding: Right. I do not think it would be a service, because it's a repair to a—

Joe Harrison, Jr.: It's construction.

Debbie Spalding: – yeah, it's a public work project.

President Kiefer: Okay.

Debbie Spalding: Because you're repairing something, a structure that's owned by the county.

President Kiefer: But, we could do it as a quote?

Debbie Spalding: You could do it as a quote. There's also in the statute a special purchase that allows for things like emergencies, which this isn't really an emergency, because it's not a threat to human health right now, and then there's, if something that would impede the functioning of an agency. So, you know, if it's going to cut into their revenue substantially by not having these slides, that's something, you know, that legal would have to determine if that's the case or not.

Joe Harrison, Jr.: Well, I think as far as getting quotes, it can be, if the Commissioners give you the authority to go ahead and seek quotes, either you and Jacob together, I think we would want a more formal quote submission to your office on this. The issue is going to be where's the money coming from? I don't think we know that answer today, but I think we do have enough money.

Joe Gries: I think there is money available. The other option, and I asked our member of the Council just a bit ago, if the Commissioners wanted to approach also the CVB for additional funding as well.

Commissioner Melcher: I was going to go there before this was over.

Joe Gries: That's another source. The money could be spent, and then if the CVB approves it, it could be–

Joe Harrison, Jr.: Replenished or something.

Joe Gries: Yes.

President Kiefer: I think that's a great idea.

Joe Harrison, Jr.: But, I think, as far as the specific job that needs to be done, I think you know what that is, but I would like that specific question to go out to at least three, if we can find three people that might be willing to give us a quote. We might get a better rate than the ninety or whatever the amount is.

Debbie Spalding: I'll work with Jacob to get a scope of work that we can send out that would be comparing apples to apples.

Joe Harrison, Jr.: Now, in this situation, it, would it have to come back to the Commissioners? Or, can you go ahead and make that determination?

Debbie Spalding: Usually on that dollar amount it would come back to the Commissioners.

Joe Harrison, Jr.: Okay, so, but again, all of that can be bid out, and you can come to us with the recommendation on the 12th.

Commissioner Melcher: If we need a special meeting–

Joe Harrison, Jr.: Sure.

Commissioner Melcher: –I'm not against coming in here for a special meeting, as long as we have enough notice to the public and that.

President Kiefer: Okay, so, why don't we do this, authorize them to get the quotes, Debbie and Jacob working together on that, then once they get those quotes, if we need to come back for a special meeting, you'll contact us and let us know, and if we need to do a special meeting–

Joe Harrison, Jr.: We'll do it.

President Kiefer: – we'll do the special meeting.

Debbie Spalding: Do you want those quotes opened in public? That dollar amount they don't have to be opened.

Joe Harrison, Jr.: I would rather you go ahead and do it, and get it done quickly.

Debbie Spalding: But, would come to you for award?

Commissioner Ungethiem: Uh-huh.

Joe Harrison, Jr.: For the award, and it's either going to be the 12th or it will be before the 12th.

Debbie Spalding: Okay.

Commissioner Melcher: You'll have all of the information when you get here. Tell us the prices and tell us which one.

Joe Harrison, Jr.: So, is there a motion to–

President Kiefer: Authorize them to seek–

Joe Harrison, Jr.: – for Purchasing to work with Jacob to send out quotes on the slides, and to bid it out, quote it out?

Commissioner Ungethiem: Do I have to restate that, or just say so moved? So moved.

Commissioner Melcher: I'll second the so moved.

President Kiefer: Okay, thank you. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Jacob Murphy: Did you have any other questions for me?

President Kiefer: No.

Jacob Murphy: Okay, thank you.

President Kiefer: Thank you. I appreciate you bringing that to our attention, because I do, again, I want to reiterate this, I've said it once, I'll say it again, I think those slides are pretty critical to the success of the pool, and it is a big attraction for the park.

Jacob Murphy: Definitely.

President Kiefer: So, thanks for bringing that to our attention.

Jacob Murphy: No problem. Thank you.

President Kiefer: Okay, any other department head reports? Okay none.

Board Appointments

President Kiefer: Board appointments, Emergency.....was there somebody up there? Okay, come on up.

Commissioner Ungethiem: Cliff is coming up. I didn't, he's on the next one.

President Kiefer: Yeah, that's the board appointment.

Cliff Weaver: Good evening.

President Kiefer: Emergency Management Agency, you've got an opening.

Cliff Weaver: Yes, we recently received a letter from a member of our EMA Advisory Council that he was going to have to step down due to professional obligations. So, that created an opening. Recently at our disaster drill, I had an opportunity to talk to Commissioner Ungethiem. The opening that is currently available, or required by State statute is a county position, which by statute we have to have certain members from the community to be on our advisory council. So, I asked Commissioner if he had an opportunity or time to attend one more meeting a month. He agreed. So, tonight I'm asking you all to appoint one of your own to our advisory council.

President Kiefer: I'm glad to do that.

Commissioner Melcher: You're glad to appoint him, right?

President Kiefer: Yeah, that's what I meant. I'm glad to appoint Commissioner Ungethiem to that.

Commissioner Ungethiem: I thought you were volunteering.

President Kiefer: No, no, no.

Commissioner Melcher: So did I. That's why I was asking.

President Kiefer: Thanks for clarifying that. No, is there a motion to appoint Commissioner Ungethiem to fulfill the remainder of Mr. Gentry's term?

Commissioner Melcher: I sent an e-mail asking to make sure it was alright. So, he wants it, so I'll make the motion.

President Kiefer: Okay, well, I'll go ahead and second that since you're the one being appointed. So, I'll second that and we'll have roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Well, I just wanted to thank Cliff for the opportunity. It's been a long time since we've worked together, probably thirty some years since we've worked together, and I look forward to doing that again. I would say yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: I would never want to steal your thunder on serving on a board. So, I'll vote yes.

(Motion approved 3-0)

Cliff Weaver: Thank you very much.

President Kiefer: Thank you, Cliff.

New Business/Old Business

President Kiefer: Is there a any new business? Is there any old business?

Public Comment

Commissioner Kiefer: Is there any public comment? If there is, now is your chance.

Consent Items

President Kiefer: Okay, consent items please.

Madelyn Grayson: The consent items for the April 21st meeting are as follows; we have approval of the April 7, 2015 Commission meeting minutes. Employment changes for the Commissioners approval, there are two for the County Highway. The Soil and Water Conservation District has their March 31, 2015 regular meeting minutes. The County Clerk has the March 2015 monthly report. The County Sheriff has a surplus of vehicles. The County Health Department has a request to surplus equipment. The County Engineer has a department head report.

President Kiefer: Is there a motion to accept the consent items?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: So approved.

(Motion approved 3-0)

President Kiefer: Before we move on to the road hearing, I want to say, Kristin, is this your last meeting for a little bit?

Kristin Comer: Yes.

President Kiefer: Kristin is getting ready to take off–

Commissioner Ungethiem: Take an extended leave.

President Kiefer: – take a little bit of a leave, oh, yeah, vacation. Anyway she's expecting and I want to congratulate you publicly and also say that while you're gone you're going to be seriously missed. You do a fantastic job for this county, and we appreciate you and all your work for the Vanderburgh County Board of Commissioners. But, the good news is we have Erika and Brandy to help us with the Commissioners office. We thank you for being here to help us. Brandy has just started recently and she's working part time, a college student at USI.

Brandy Small: Yes.

President Kiefer: Welcome to the Commissioners, and welcome to local government.

Brandy Small: Thank you.

President Kiefer: Thank you.

2015 Road Hearing

President Kiefer: Next we have a road hearing and we have a sign in sheet up here for anybody that would like to speak at the road hearing.

Commissioner Melcher: This is a separate sheet than what you probably signed already.

President Kiefer: Yeah, this is a separate sheet. So, anybody that would like to speak at the road hearing, please sign in. Because we do not have the overhead projection working–

Commissioner Ungethiem: Maybe we can go borrow one of Ron's new computers.

President Kiefer: Yeah, we do have printed copies, so, if there's not enough to go around, if somebody wants to borrow one of these, or look at them, just raise your hand and we'll let you look at it. We'll get started with the road hearing here in just a minute after everybody's had a chance to sign in. We'll get started with the public road hearing in about five minutes. Sorry for the brief delay, we have John, our County Engineer, and Scot, our Highway Superintendent, here to make a presentation on roads. This is our annual road hearing that we do every year. What I would like to do is have John and Scot make their presentations first, then afterwards anybody that's signed in on the sign in sheet will have an opportunity to then get up and ask questions or speak or make comments or anything along that line. I apologize, my mic was off, but anyway, so, John and Scot will make their presentation first, and then, of course, the public is welcome to make any comments after they go through their presentation. John, welcome, and thank you for putting together this slide show.

John Stoll: That nobody can see. I had spoken to Kristin just a second ago, and we'll get a PDF version of this sent over to your office tomorrow, so that way this, the presentation can at least be posted on the Commissioners website. So, it will be available to the public at least that way, since we can't show it here this evening.

President Kiefer: Please also make sure the County Council gets a copy as well.

John Stoll: Okay.

President Kiefer: I want to make sure the members of County Council get a chance to see a little bit about the condition of our roads. I also want to thank Councilman John Montrastelle is here in the audience as well to hear what's going on with our road conditions. I think that's important to have Councilmembers involved. Thanks for being here today, John. Go ahead.

John Stoll: Since we can't show it on the screen, I figured I would just flip through the different slides that Scot's office and my office compiled, as far as roads that we saw that needed work, or roads that were phoned in to us as complaints from the public, as far as the deterioration and the conditions. The first one that we had on the list was at Elpers Industrial Subdivision and Arby's Subdivision up on North 41, Rusher Creek Road. It sees a lot of truck traffic, and that's caused quite a bit of deterioration on that road. That was a carry over from last year. The second road, the second subdivision is Ashley Place. The streets that we identified as needing repairs were Aster Lane and Oleander Lane. Again, we've got some significant cracking going on

in the pavement out there, and it needs some repair work. Next, oh, I didn't mention where that was located, it's located off the north end of Eickhoff Road, north of Hogue Road. Next one is Aspen Ridge Subdivision, this is located on the east side of Oak Hill between Lynch and Bergdolt. The streets that needed some work out there were Eastbrooke Drive and Walnut Lane. The next two subdivisions are Brookview and Brookview Heights. These are both located on Old State Road, a little bit south of Hillsdale Road. These are concrete streets that are, have a lot of cracking, a lot of potholes showing up. A lot of water has been getting in the pavement joints and creating voids, which in turn creates more potholes. Again, a routine problem with concrete streets on steeper grades. The next subdivision is Clear Creek Subdivision. The streets needing repairs out there included; Clear Creek Drive, Imperial Drive, Sterchi Drive, Merimac Drive, Southport Drive, and one other one that was not listed here was Conti Drive. Similar conditions as Brookview, this is concrete streets where water has gotten underneath the pavement and helped accelerate the deterioration. Clear Creek is located off Mt. Pleasant between Old State and Highway 41. Covington Heights Subdivision is the next one. The streets that needed repair work out there were; Bramblewood Drive, Clifton Drive, Covington Drive, Hartford Place and Farrington Drive. Similar conditions here, concrete pavement with some deterioration. This is located off of Hedden Road between Millersburg and Kansas Road. The next subdivision is Deerfield Subdivision, this is located on Mt. Pleasant, the south side of the road opposite from Clear Creek. It's between Old State and Highway 41. The streets that needed repair work were; Carrington Drive, Bambi Drive and Whitetail Drive. While these photos do show some areas that need repairs, the areas that needed work were not as extensive as some of the other subdivisions. Next is Eagle Crossing and Eagle Crossing North. The streets that needed some work were; Eagle Crossing Drive, Bunker Lane, Championship Drive and Driver Drive. In the photos in the Power Point the asphalt streets are located in Eagle Crossing North, which is on the west side of Petersburg Road. The concrete streets are on the east side of Petersburg Road. Next is Edinborough Subdivision. The streets requiring repairs were; Harlaxton Road, King George Road and Edinborough Road. This is located near the intersection of Baumgart and Heinlein, just a little bit northeast of that. This is immediately east of Fox Hollow Subdivision, where we did some concrete patching work last year. Next up is Green River Estates, Section B. This is the section of Green River Estates that's located where the only access is off of Millersburg Road, about half way between Hedden and Green River Road. The streets needing repairs out there were; Newbury Road, Surrey Way, Norwich Place, Brighton Place and Wilton Way. This is one of the subdivisions that was generating quite a few complaints being phoned in to our office. Next up is Harper Heights Subdivision. The street that's needing repair work out there is Daisy Lane. This is located off of State Road 65, south of Cynthia Heights School. This is adjacent to, I'm blank on the street name, but we did a street out in this subdivision

Scot Wichser: Chastain.

John Stoll: Chastain, thanks, Scot. Chastain Drive is the other road out in this subdivision that we did a lot of work on last year. Next up is Havenwood Meadows. This is located off of Hillsdale, east of 41, a lot of deterioration in the asphalt streets out there, and this is another one that's generated quite a few complaints, and from the photos you can see why. Hunters Ridge Subdivision is the next one. Hunters Ridge Court is the street that needed some repair work. As you can see in this picture it's not, the damage in this road is not as extensive as some of what we've seen in other subdivisions.

Commissioner Melcher: John, can I stop you for a second?

John Stoll: Sure.

Commissioner Melcher: Can you go back to the Havenwood Meadows?

John Stoll: Uh-huh.

Commissioner Melcher: Did you say this is one that we started last year out there?

John Stoll: No. Well, I take that back. I think Scot's crews have done some repairs.

Scot Wichser: We did some work out there last year.

Commissioner Melcher: Okay.

Scot Wichser: This winter it's just fallen apart in sections. So, at the entrance, it probably needs to be dug out and replaced with asphalt and some other work done.

Commissioner Melcher: Okay. Thank you.

John Stoll: Next up is Keystone, this is another one that we've done some work in the past and ideally we wanted to knock it out over the course of several years, but due to the funding we haven't been able to keep going like we wanted to. The streets that still need repair work include; Cobblefield Drive, Rimridge Drive, Drakewick Drive and Brayden Drive. McCutchan Estates is next. The streets that need repairs are; McCutchan Place, Westminster Place and Kings Bridge Court. Again, these are concrete streets where we just need to remove the broken concrete and put in new concrete patches. Oaklynn Park Subdivision is next. This is located on the west side of Oak Hill Road, not too far north of Lynch. There are really only a couple of spots that need some work out there, but the locations include; Elmridge Drive, Nicole Drive and Clover Drive. As you can see on these photos, the damage out there is not as extensive as some of the other ones that are included in this. Next up is Old Petersburg Place, again, concrete deterioration scattered throughout the subdivision. The repair areas include; Christopher Court, Bob Court, Copperfield Drive, Southport Drive, St. Clair Drive and Petersburg Place. Next is St. Joe Terrace. The street that needs work out there is Sheridan Road. This is another one that's generated quite a few complaints over the last few days. There are issues with the pavement, as you can see, but there's also problems with the curbs and the sidewalks, and it also sounds like some drainage issues that I need to get with Scot's department on.

Commissioner Melcher: What about the sidewalks?

John Stoll: They have cracked and settled and some areas need replaced. If we get out there on the sidewalks we'll have to turn around and put in the ADA curb ramps as well.

Commissioner Melcher: That's why I was asking, and there's a truck parked on one.

John Stoll: That's not helping.

Commissioner Melcher: That's not helping us out any.

John Stoll: I've got, I believe it was four phone calls about this subdivision just yesterday. I know Scot's office has gotten calls on it as well. Next up is Stonecrest Subdivision, the asphalt streets. This is located off of Petersburg Road, north of Boonville-New Harmony. The streets needing repaired are; Cascade and Kenai. Next is the Villas. This is concrete streets again. You can see where the mud has come up through the cracks and joints. Again, water has gotten underneath this road and helped create the deterioration. The streets needing repairs are Winterbury Drive and Bayberry Drive. The next subdivision is West Summit. The street is West Summit Drive. This is one where we've got some concrete pavement that needs to be replaced. There are, the cracks and joints have been sealed in the past, but, again, this is just an example of trying to keep up with that. If you don't, the streets will still fail because the voids will form underneath. The next one is Willow Creek. This has been on the road list for several years as well, I mean, including the road hearings for several years. The streets are Willow Creek Drive, Meghan Court and Marfield Court. This has also generated quite a few complaints. We met with some of the residents out in this subdivision earlier this year and we told them it had been included in the past presentations, we would do it again, but funding problems have prevented us from getting as much done as we would like. So, that's why it's carried over. Next up is Windemere Subdivision. This is asphalt streets that, kind of like Havenwood, would need to be, basically, dug out and patched before it's resurfaced. The streets needing repair work include; Stonewick Drive, Waterstone Drive, Winfield Drive and Windemere Drive. Woodgate is next, and Miranda Drive is the same thing. It would require just digging out the bad areas before it gets repaved. That covers what we thought might be contractual work. I'll let Scot go over what might be in-house paving and repairs.

Scot Wichser: Okay, first we've got Boonville-New Harmony Road, Petersburg Road to Highway 57. We've had a lot of complaints. That road has just like exploded falling apart. We've been out deep patching. We're also putting some piping in the ditch to see if we can widen the road a little bit. So, we're working on that right now. Boonville-New Harmony Road, just sections of it. A lot of this will depend on the funding, on what we can do on these roads. You know, if we had the money, a lot of these roads we would pave the whole roads. If the funding is not available, we're going to have to look at the worst spots and just do what we call spot paving, dig out the bad spots, even though there may be a few spots now that we know later on is going to get bad, but just take care of the worst spots in the roads. Dixie Flyer, that's along CSX property. Ingelfield Road, that's from Highway 41 to Old State Road. It's a short section, but it needs some work. Kansas Road, Petersburg Road to Massey Drive. Maasberg Road from Boonville-New Harmony Road to Baseline, that road has sections that if something's not done there won't be a road left. Marx Road east of University Parkway. Marx Road west of University Parkway to bridge. Marx Road, County Line Road to bridge. Middle Mt. Vernon, north of Highway 62 to Peerless Road. Petersburg Road from Browning Road to Kansas Road. Plainview Drive from Neu Road to State Road 65. Red Bank Road, this is a perfect example, we've got 2905 Red Bank to 3209 Red Bank. That doesn't mean that there's other sections that we don't really need to do, but we're going to have to take care of the worst spots. That's going to depend on funding. Red Bank Road, this is a must, it's from, basically from the library to Golden Towers apartments. St. Joe Road, St. Wendel Road to Highway 65. St. Wendel Road from about 1132 St. Wendel Road to Briel Lane. Schroeder Road, Rusher Lane to Castle Creek Drive. Schutte Road, 1600 Schutte to 1801 Schutte. Seminary Road, Bayou Creek Road to Roth Road. Seven Hills Road from 4000 Seven Hills to 5200 Seven Hills. Upper Mt. Vernon from Koring Road to Koressel. Greenbriar Drive, that's off of Evergreen. Hamilton Drive, Hilton Court, Hope Crossing, that's in Heartland off of Hogue. Kettle Hills Walk,

Oldbury Way, those two are in the same subdivision. It's the subdivision on the north side of Boonville-New Harmony Road between Browning and Old State. Old Country Way, that is off of St. Joe Road. It's Helfrich Hills Subdivision. It has come apart pretty badly. Twickingham Drive and Posey County Line Road. Those are the ones we have, and there's one other problem that could appear. Right now Old Henderson, Waterworks is all under water. When that water recedes we don't know what we're going to be dealing with. We don't know what kind of repairs we're going to have to make or anything. So, once the flood waters go down, we have to go down and assess those.

President Kiefer: Scot?

Commissioner Melcher: It seems like every year we have to do that.

Scot Wichser: Yes.

Commissioner Melcher: You know, one year I think the whole road went away in sections.

Scot Wichser: We already know we've got sections, parts of sections of the road that have already floated off. We know that for sure.

President Kiefer: If, in your dream world, how much money would it cost if you had the money to do all of these repairs. Any idea?

Scot Wichser: Well, just mine?

President Kiefer: Yeah, just your section, yeah.

Scot Wichser: Let me tell you this, we used to run \$1.1-\$1.2 million for paving, just for paving. We don't have near that.

President Kiefer: What do you guys have, like half of that now? I think it's about half.

Scot Wichser: We're right around \$600,000. I think with what we've got you're looking at a million and a half to two. I'm just guessing. I mean, we haven't priced out everything. I know Nick has priced out what, it wasn't all of these, it was, and you were almost a million.

Nick Wildeman: Yeah, I was a little over a million.

President Kiefer: And, that's just for your stuff, the contractual work, John, any idea, any ballpark idea? Reach into the sky and tell me a number that you think.

John Stoll: I didn't try to come up with a specific number for all of those, but we could easily spend \$100,000-\$200,000 per subdivision, depending on the extent of the repairs.

President Kiefer: That's per subdivision, and there's—

John Stoll: A couple of dozen.

President Kiefer: — 30, yeah.

John Stoll: Like Scot, the money is getting worse in the contractual account. This year we had \$250,000 budgeted. We had typically gotten \$500,000. The funding forecasts were pretty bad.

President Kiefer: So, you've got enough money to maybe do one subdivision?

John Stoll: Probably. I did talk to Joe Gries, and he did say that there was some money available in the Road and Street Fund, because the revenues were slightly higher. So, maybe we can get it back to the half a million we've typically had, but still it's not going to go very far.

President Kiefer: Okay.

Scot Wichser: And the million that Nick had figured up, that's only about, what, 3/4 or half of what we've got pictured. There's more out there.

President Kiefer: It's a sampling of some of the things that you got.

Commissioner Melcher: We're going to get more now that we've started.

Scot Wichser: We pull in, you know, you drive down the road or pull in to a subdivision and all of a sudden you go, oh my God.

President Kiefer: I think our problem is these aren't new things that just occurred from this winter. These are things that keep coming back year after year after year.

Scot Wichser: Well, we used to pave 30-35 miles a year. Okay, in that range. Every year it's dropped. The last few years we're lucky to pave, what, five? So, what's happening is, these potholes start like this—

President Kiefer: Yeah.

Scot Wichser: — and then they get bigger and they get bigger. What we used to do—

President Kiefer: So, your funding has been reduced to where you used to be able to do 35 miles, now you do five or six.

Scot Wichser: Well, what we used to do we would take a road that had some potholes and we would go fix it, we would put a cap on it and then that road is good.

President Kiefer: Yeah.

Scot Wichser: You don't have to worry about it for 15 years or whatever. Ten or 15 years, but without the funding, these roads have not, you can only do so much patching and potholing, because you can't close those cracks totally. Water is going to get in them, and it's just going to keep cracking and popping and the holes get bigger and bigger.

President Kiefer: Okay. Commissioners, do you have any other questions?

Commissioner Ungethiem: The only question that I had is that I looked at these subdivisions, it appeared to me that a lot of the areas where we had the subdivision problems were areas where water was actually running off and using the street as

the drain. With adding that extra water load on to the street surface when it rains, do you think that's exacerbating the problem?

John Stoll: On concrete streets I think that's the ongoing problem we're seeing. Like Scot said, it's hard to stay up on all of the cracks and joints, and anywhere where we've had concrete streets on steeper grades, if those joints aren't kept sealed the water gets in, creates the voids and the concrete pavement fails. The asphalt streets, I wouldn't say is quite as much, but similar circumstances where once it starts, unless it's patched properly and relatively quickly, you're going to see that deterioration like we've got here. Most of the subdivisions these days are designed where the water that's feeding into the drainage system in the street was intended to go there. So, they should have accounted for it. That being said, once the cracks start then it's going to keep going.

Commissioner Ungethiem: I guess, my question would be is, if that is an issue, should we be looking at how we design and approve subdivisions and drainage systems in subdivisions to try to keep the water off the streets?

John Stoll: I'm not sure if we could come up with a way to do that. Typically they grade the front yard to the front and the back yard to the back into a drainage swale or drainage ditch. Like Scot said, sprinklers, all the water keeps coming that way. Sprinklers cause a problem, once the problem starts those sprinklers keep everything wet, which just expands the limits of it as well. So, issues like that, I'm not sure how we could control it or what variations you could come up with on drainage plans that didn't direct water toward the street.

Commissioner Melcher: I was in a meeting years ago, probably ten or 15 years ago, and they actually....tell me if I'm wrong, they said that they use the streets, they know they can get two inches of water on the street, so the streets are made to handle the water, supposedly. So, that's part of the plan is to get it on the street, get it down to the culverts. So, that two inches is going to keep flowing. Now, is that true?

John Stoll: Yes, they are designed to catch all the water. Again, the lots are typically graded--

Commissioner Melcher: Because that's part of the drainage plan that nobody talks about--

John Stoll: Right.

Commissioner Melcher: -- is the street. The street is supposedly suppose to carry two inches of water. That's what we were told then.

John Stoll: The way the drainage ordinance is set up, it's intended that the streets remain passable at flood conditions. So, again, that says that they're going to have significant amounts of water, depending on the amount of rain you get. The intent is that it doesn't cut off emergency access and residents accesses to their houses. So, it does result in a lot of water in the streets at times.

Commissioner Melcher: I know we talked about this before, concrete's a lot higher. Maybe we ought to start thinking about blacktopping in the future.

John Stoll: That's, the concrete, Scot can speak for his crews, but I know that's more difficult for him to put crews together to do the concrete patching, which then turns around and makes it all contractual work.

Commissioner Melcher: Well, I'm not saying we do the concrete. I'm saying we do away with concrete. When we get these new subdivisions or whatever, have them blacktopped.

John Stoll: The vast majority of the new ones are asphalt already.

Commissioner Melcher: Because that's going to save us a lot of money. We can handle that faster than we can concrete.

John Stoll: Right.

Commissioner Melcher: Because you can see in that concrete there's dips everywhere. All that's happened there is water is getting underneath there to push it up.

John Stoll: The only concern, if we specified only asphalt, I would be concerned the prices would start going up, as far as no competition. I know you would have the competition between the different contractors, but taking one of the materials out of the mix and you might see higher prices as well.

President Kiefer: Thank you, John and Scot. Is there anybody from the public? I didn't get the sign in sheet, so I don't know who all signed in. Okay, thank you, Scot. Okay, Cynthia Maasberg. I think your road was one of the roads shown on the—

Cynthia Maasberg: You bet, even though we don't live on that road. Well, first of all, I want to thank the Commissioners for allowing me to share my comments about the road conditions. I'm here actually to ask your support for repair of Maasberg Road. The road was named after my husband's grandfather many, many years ago. We had asked Scot to come out and look at the road to personally see the deterioration that has occurred. As you heard, because Maasberg Road was in Scot's presentation, he felt that it was a candidate for repair. I simply want to show you or have you take a look later of some photos that I actually took this morning. So, I have a set for each of the Commissioners.

President Kiefer: Why don't I share my set with Commissioner Melcher and then you can give a set to the Councilman Montrastelle in the audience there.

Cynthia Maasberg: There actually are eight areas that are needing attention on Maasberg Road. To begin with, the first one shows six of the areas as you look down the road. I numbered each of the areas so that you could, later in the pictures you could tell what was what. As you can see, the pavement is, in those areas, the asphalt is in chunks or boulders. Since you didn't get pictures, you get a sample of what the road looks like.

President Kiefer: Wow! I'll put this on my desk as a paperweight.

Cynthia Maasberg: It's a good paperweight, yes.

Commissioner Ungethiem: Well, at least it's two inches thick.

Cynthia Maasberg: As Scot mentioned, if something isn't done soon, there will be no road. As I say, I picked that up this morning as I shot those pictures, because I felt the pictures really didn't show the size of the chunks out there. Of course, below those chunks it's soil, dirt, mud. Along with the deterioration of the road, I would just like to bring to your attention a safety concern that I have. The drivers of the road are now clinging to the west side of the road to avoid all the chunks and the holes. The very last photo shows how now the side, the west side of the road, is collapsing and there is a rather deep ditch right beside that road. I have the fear that a vehicle is going to misjudge the distance, slip off the pavement slightly and their vehicle will be down in at least an eight foot ditch. So, I just say please, Steve; please, Joe; and please, Bruce, help us prevent any serious injury.

President Kiefer: And, don't forget please to the County Council.

Cynthia Maasberg: Please to the whole County Council. Please help us prevent any serious injuries and to get this road back into a condition that we can call it a road. Thank you very much.

President Kiefer: Cynthia, thank you very much. We do appreciate people coming down, taking time out of their schedules. I know you probably have better things to do at, you know, 6:30-7:00 at night. So, we do appreciate you coming down. Thank you.

Cynthia Maasberg: You're welcome.

Commissioner Ungethiem: Thanks, Cynthia.

President Kiefer: Next we have Alan Stahl. Mr. Stahl? Old Boonville Highway, we saw that again on some pictures.

Alan Stahl: My concern is, that is Old Boonville Highway from the Warrick-Vanderburgh County line, one mile in distance, is a narrow road and the semis are dropping off the edge of the road. So, we have water, a trench of water along side of the road, which needs to be filled in at, or the road is going to crumble off. Probably, if you can have Scot come out and look at it, and where the water is standing beside the road and what we can do about it.

President Kiefer: Thank you very much. Appreciate it.

Commissioner Melcher: Where was that?

Joe Harrison, Jr.: Old Boonville Highway.

Commissioner Ungethiem: Yeah, Old Boonville Highway from the Warrick line back.

Joe Harrison, Jr.: Back to what, I-69?

Alan Stahl: Back to Olmstead and then to Boesche Ditch.

President Kiefer: I believe the Board of Commissioners and our department heads, Scot Wichser and John Stoll, will do their very best to solve as many of these critical road repairs as we can. Unfortunately, we, as mentioned, we have a limited amount of money to do repairs. So, we will try to address the critical ones, and it sounds like both of you have critical situations. So, hopefully, Scot and John can take care of

some of those issues. Hopefully, we can get some more funding available to address some of these concerns.

Alan Stahl: Thank you.

President Kiefer: Thanks. Is there anybody else from the general public, or anybody in the room that would like to make any more comments for the road hearing? Okay, I think this is always a valuable lesson for us, to see this pictures and to go through the slides. We do travel the roads so we do know that they are in deplorable condition. I do know that the Commissioners, with what money that we have available, will do what we can do. I know County Council has limited funds, that's why they have their hands tied as well. But, we'll do, I think the two bodies of county government will do our best to solve the problems, at least the most critical ones that we can. If there's not anymore other comments, then—

Commissioner Melcher: I've got one. I just want to thank the Councilman for coming tonight. I don't remember a Councilman coming to any of these. So, I know when I was on the City Council we had to scream at the Mayor and scream at the Engineer. So, they were attacked all the time by City Councilmembers, but when I came to the county they just had these hearings. So, I'm glad you came, because maybe you can get a better perspective by hearing the people. That's what I think is good about it.

President Kiefer: Councilman, thank you.

John Montrastelle: Thank you. I want to thank Joe for letting me know about this road hearing that you have every year. As you know, I'm new on the County Council.

Commissioner Melcher: I know it, that's why I'm thanking you.

John Montrastelle: Roads are very important to me. I think they're about as bad as I've ever seen them. I'm going to work with my other Councilmen and we've got to come up with some solution to, like you said, Joe, to fix some of the ones that are in really bad shape. Whether we, well, I don't know, I don't know where we're going to get the money. I just have to talk to Mr. Gries and the other Councilmen to see what we can do, what we can afford, but, they definitely need addressing. I want to thank you, some of the public, for bringing these pictures. It's bad.

Commissioner Melcher: I think what we've been good at until probably now is that we've been able to get a list, work off that list and continue the next year. We knew where we were at. Well, the funding's been cut and cut and cut, all we're doing now is patching.

John Montrastelle: Yeah, the roads—

Commissioner Melcher: So, we really need to get back to where we can start fixing some roads, because that's cheaper than doing what we're doing now.

John Montrastelle: Yeah, from what I understand of roads is that if we let them continue to degrade and not do some of the major fix ups, then it just costs us more in the long run to repave some of these roads.

Commissioner Melcher: It does.

John Montrastelle: Yeah.

President Kiefer: Well, John, again, Councilman, thank you for being here. It really meant a lot to us to have you here. I think it's important for the Council to also understand, you know, the condition of the roads as we see them, you know, when we have these road hearings. So, we do appreciate it. Thank you very much.

John Montrastelle: Thank you.

President Kiefer: Keep up the good work.

John Montrastelle: Thank you.

Commissioner Melcher: And, I will say this, this is the best type of system I think we have. Joe and I both were on the City Council, we never got any of this. You know, in fact, we couldn't even see a list. It's a whole different ball game in the city. At least now people get to say something.

John Montrastelle: The list that was shown tonight, is there, are some of them graded as worse than others. Do they have that figured out?

President Kiefer: No, but, hopefully, John and Scot can give a list with maybe numerical order, or, you know, something one to ten on a scale of bad, or however you want to do it.

Commissioner Melcher: Then we've got to put the cost with that. We normally do something like that, don't we?

John Stoll: Yeah, I was getting ready to say, typically, after the hearing, Scot and I will get together, try and figure out priority lists. We wanted to wait to get any feedback from the public this evening before we tried to prioritize things. We will put that together and give you some recommendations, and if you've got any input that you want us to consider, feel free to pass it on and we'll try and come up with a list here shortly.

Scot Wichser: I will say that we're not going to, we're not waiting. We're already starting to repair some of these locations. I know, in the past we've kind of waited for a paving list or a list. Our crews are already starting to work on these.

Commissioner Melcher: That's fine.

President Kiefer: Good. Alright, gentlemen, thank you. If there's nothing else to come before the road hearing and nothing else to come before the Board of County Commissioners, I ask for a motion to adjourn.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: We are adjourned.

(The meeting was adjourned at 6:57 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the April 7, 2015 Commission Meeting Minutes.
SWCD: March 31, 2015 Regular Meeting Minutes.

Employment Changes:

County Highway (2)	Surveyor (1)	County Clerk (3)
Sheriff (9)		

County Clerk: March 2015 Monthly Report.

Surplus Requests:

Sheriff: Vehicle Surplus Request.
Health Dept: Request to Surplus Various Equipment.

County Engineer: Department Head Report.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Gries	Joe Harrison, Jr.	Kristin Comer
Erika Knight	Brandy Small	Chris Herr
Dave Wedding	Robin Good	Stacey Hooper
Ruth Jenkins	Ron London	Wayne Trockman
David Kiely	Debbie Stucki	Susie Kirk
Mark Uhrin	Scott Evernham	Ken Spear
John Stoll	Jacob Murphy	Debbie Spalding
Cliff Weaver	Scot Wichser	Cynthia Maasberg
Alan Stahl	John Montrastelle	Nick Wildeman
Others Unidentified	Members of Media	

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDEBURGH COUNTY
BOARD OF COMMISSIONERS
SPECIAL MEETING
MAY 4, 2015**

The Vanderburgh County Board of Commissioners met in special session this 4th day of May, 2015 at 4:05 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding. The purpose of this special meeting is to award a contract with respect to quotes sought for the Burdette Park slide repair project.

Call to Order

President Kiefer: Good afternoon. I would like to call to order the special meeting of the Vanderburgh County Board of Commissioners for May 4, 2015.

Pledge of Allegiance and Invocation

President Kiefer: I would like to ask Commissioner Melcher to do the Pledge and I don't know if Commissioner Ungethiem would do the brief invocation. Something very brief, then we can move on. Thank you.

(The Pledge of Allegiance was given.)

Commissioner Ungethiem: Heavenly Father, be with us today as we do the people's business. In Your Son's name, Jesus Christ. Amen.

President Kiefer: Thank you, gentlemen.

Attendance Roll Call

President Kiefer: I would like to have permission to award a quote for Burdette Park—

Joe Gries: Commissioner Kiefer?

Joe Harrison, Jr.: Roll call.

President Kiefer: Oh, I forgot roll call.

Joe Gries: Attendance, thank you.

President Kiefer: I'm so excited about this. Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here. Okay, we do have a quorum, so we're good to go.

Permission to Award Quote for Burdette Park Slide Repairs

President Kiefer: Okay, before us we have an addendum number one quote tabulation. Perhaps maybe, before we make any motions, we'll have you two speak to what we have here.

Jacob Murphy: Sure. So, we had two quotes submitted. One from Simms Painting Company at \$160,000 for three slides. Then we had Tri-State Painting submitted a quote for \$90,034 for all four slides, and then with the addendum they came back and submitted a quote for \$72,376.

Joe Harrison, Jr.: And that's for three slides?

Jacob Murphy: That's for the three open slides.

Joe Harrison, Jr.: Was the \$160,000, that was for three slides from Simm's?

Jacob Murphy: Yes.

Joe Harrison, Jr.: Okay.

President Kiefer: So, they're both coming under, I mean, they're both around the same price ceiling, I guess, if you've got the \$90,000 plus \$72,000.

Jacob Murphy: No.

Joe Harrison, Jr.: No, \$160,000 and \$70,000.

President Kiefer: Oh, okay.

Jacob Murphy: Yeah, it's \$160,000 versus—

President Kiefer: Oh, I thought we had to add the two together.

Joe Harrison, Jr.: No, no, no.

Jacob Murphy: No.

President Kiefer: Okay, well, perhaps you can then make a recommendation. You had a chance to review these.

Debbie Spalding: Right, I think our recommendation, we discussed it earlier today, would be to recommend for the three slides from Tri-State Painting for \$72,376. They did include all of the information that we asked for. They had a bid bond, their drug policy, the insurance binder, they had all of the information that we asked for. We feel like they would be able to...we called the company, and they would be able to complete the work, they felt, by the 20th.

Jacob Murphy: Yeah.

Debbie Spalding: The date that we were requesting.

President Kiefer: Okay.

Commissioner Ungethiem: How was this comparable to the quote that you had previously from the out of town firm? Is it comparable?

Jacob Murphy: Yeah, very similar. Yeah.

Commissioner Ungethiem: Okay.

Jacob Murphy: The out of town folks decided not to submit because they didn't want to produce a drug policy.

Debbie Spalding: Any construction project over \$10,000 in the county requires a random drug policy.

Commissioner Ungethiem: Okay. What's going to be the, we're going to do, either one of these we'll do will be the three slides and not the green slide, correct?

Jacob Murphy: Right.

Commissioner Ungethiem: What's the plan for the green slide? Will it be capable of being open this year?

Jacob Murphy: That was going to be my next question. As far as if we would award just for the three, could we go back to this same company, if it's just the difference between the \$72,000 and \$90,000.

Joe Harrison, Jr.: That's something you're going to have to talk to them about, and maybe you might know more about the slide—

Jacob Murphy: Right, at that point.

Joe Harrison, Jr.: — between now and the time they're done with their work. I mean, I don't know, but you're checking on someone that might be able to look at the slide, is that correct?

Jacob Murphy: Right.

Joe Harrison, Jr.: If you can get that done.

Commissioner Melcher: He's checking on somebody to look at the green slide?

Joe Harrison, Jr.: Yes. It's someone locally, that maybe you can come to the Commissioners on the 12th—

Jacob Murphy: Right, hopefully.

Joe Harrison, Jr.: — with a recommendation on that. Apparently there's a local outfit that looked at some of the city slides, the Parks Department. Is it an engineering company?

Jacob Murphy: Yes. Wilkie Engineering was part of that.

Joe Harrison, Jr.: Okay. If you can get a potential price on what they would charge to come out and look at the green slide. You can bring that to the Commissioners maybe next Tuesday.

Jacob Murphy: Okay.

President Kiefer: Okay, thank you. Gentlemen, do you want to, does somebody want to make a motion to award this quote for the Burdette Park slide repairs of \$72,376—

Joe Harrison, Jr.: To Tri-State.

President Kiefer: – to Tri-State Painting, as indicated in the sheet provided?

Commissioner Melcher: Yeah, I'll make the motion to do that for the three open water slides at this point.

Commissioner Ungethiem: I'll second that motion.

President Kiefer: Okay, thank you. Any further discussion?

Commissioner Melcher: So, you're going to be asking, if the opportunity comes where we could paint that green one, if we repair it, is that what I understand?

Joe Harrison, Jr.: Or, if it even needs to be repaired.

Jacob Murphy: Rightt.

Commissioner Melcher: That's what I'm asking. Whatever we have to do to the green one, or not do to the green one, we're going to come back and paint it.

Jacob Murphy: Yeah, we've got to get more information on it's structural integrity.

Joe Harrison, Jr.: I mean, you don't want to paint it if it has issues—

Jacob Murphy: Right, exactly.

Joe Harrison, Jr.: – and you've got to fix stuff first.

Commissioner Melcher: No, I understand. I'm just trying to get, will we know this by our next meeting?

Jacob Murphy: Hopefully, hopefully we can get them out there.

Commissioner Melcher: Okay.

President Kiefer: Okay, thank you. I'll ask for a roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: With three yes votes, it's approved.

Jacob Murphy: Awesome, thank you.

President Kiefer: Is there any other business to come before the County Commissioners?

Public Comment

President Kiefer: Is there any public comment? If not, I'll ask for a motion to adjourn.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The special meeting was adjourned at 4:12 p.m.)

Those in Attendance:

Joe Kiefer

Joe Gries

Madelyn Grayson

Others Unidentified

Bruce Ungethiem

Joe Harrison, Jr.

Jacob Murphy

Members of Media

Stephen Melcher

Erika Knight

Debbie Spalding

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDEBURGH COUNTY
BOARD OF COMMISSIONERS
MAY 12, 2015**

The Vanderburgh County Board of Commissioners met in session this 12th day of May, 2015 at 5:01 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. I would like to call to order the Vanderburgh County Board of Commissioners for May 12, 2015.

Attendance Roll Call

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here.

Pledge of Allegiance & Invocation

President Kiefer: With that, I would like to ask Commissioner Ungethiem to lead us in the Pledge and do the invocation.

Commissioner Ungethiem: Do you want me to do both?

President Kiefer: Yeah.

(The Pledge of Allegiance was given.)

Commissioner Ungethiem: Heavenly Father, please be with us tonight as we go through this meeting and do the people's work. Guide us to make the right decisions. In Your Son's name, Amen.

President Kiefer: Thank you, Commissioner, appreciate that.

**Permission to Open Bids for VC15-05-01:
Broadway Avenue Bridge 271 Replacement (Delayed)**

President Kiefer: Under action items we have the County Engineer here, I think. Is John here? No?

Joe Harrison, Jr.: He's gone today.

President Kiefer: He's gone today. I would like to have permission to open bids for VC15-05-01, Broadway Avenue Bridge. I think this has been asked to be postponed. Let's see, the Broadway Avenue Bridge rehab bid opening bids need to be delayed. The County Engineer's office will notify potential bidders of the revised bid date. So, is there a motion to delay this then?

Commissioner Melcher: Is there a date we're going to delay it to?

Joe Harrison, Jr.: I don't think he knows yet. I think they're going to have to put out a revised bid opening date, and I'm not to sure what that is.

President Kiefer: So, we need a motion for an undetermined date?

Joe Harrison, Jr.: I would just make a motion to delay the opening of the bids. There's going to be a new bid application sent out.

Commissioner Melcher: I'll make the motion that we delay the bid due to the Engineer wanting to relook at it and bring it back at another date.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: Opposed, none. Okay, so approved.

(Motion approved 3-0)

<p>Health Dept: Grant Writing/Data Analysis Contract with Johnna Denning Health Dept: IU-SERT Agreement Superior Court: Home Verification Officer Agreements: Williams & Barrett</p>

President Kiefer: Next is contracts, agreements and leases. The County Health Department grant writing and data analysis contract with Johnna Denning. The contract is good for a period of one year for a sum not to exceed \$17,500. Ms. Denning is to paid \$25 for her services, \$25 per hour for her services. Funds are in place to cover the cost of Ms. Denning's services under this contract. Dr. Spear is here to answer any questions.

Ken Spear: She has helped us in the past on the immunization grant. We have seven grants right now totaling approximately a half million dollars that we're trying to write for. She is an extremely talented young lady, and is a professional grant writer, and has agreed to work with us and likes working with us.

President Kiefer: So, if we can parlay \$17,500 into \$500,000—

Ken Spear: It won't come anywhere near \$17,500. We have that amount in a grant to cover her services.

President Kiefer: Oh, okay.

Ken Spear: I think on the immunization grant, for the grant writing, I think we ended up paying her about \$400-\$500. Now she is helping manage that grant. I expect that she'll have ten to 20 hours wrapped up in this by the time we're finished on these grants. It's extremely beneficial if we get these grants, because it helps carry the freight for a lot of different things that we need in the Health Department that we don't have to come to the county for, like; vaccine refrigerators, scanners, computers, software that's being paid for out of these grants. Even the recent switch over to the generator was paid for through an Emergency Preparedness Grant. So, these grants are really beneficial in helping us continue to stay up to date without having to come to the county and ask for funds.

President Kiefer: Okay, are there questions from the Commissioners? Is there a motion to approve the request?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Okay, we have a first and a second. Madelyn, you decide who did that. Then, I'll ask for roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Okay.

Commissioner Ungethiem: One question on that, she's writing the grant documents and that kind of thing?

Ken Spear: Yes.

Commissioner Ungethiem: Are there other locations where we could use somebody who's got professional grant writing skills that we might want to think about contracting her? I don't know that right off hand, but it's something we need to think about.

President Kiefer: Okay, well I see Darren and Jacob nodding their head yes. So, maybe there is.

Commissioner Ungethiem: Just a thought.

President Kiefer: So, maybe Darren and Jacob check with Dr. Spear when he's done with her. Okay, good idea. Next is an agreement with the Indiana Department of

Health, Indiana University's Richard Fairbanks School of Public Health. The Student Epidemiology Response Team will assist in cases investigation of Salmonella outbreaks here in Vanderburgh County. Dr. Spear, when I first saw this it caused me to wonder are we having any concerns or problems with Salmonella outbreaks. I think you said no.

Ken Spear: We don't. There's an average case load in Indiana of about 700 cases per year and it varies between 550 and 720 cases. This is more of an educational experience that if we would have an outbreak, and sometimes the epidemiologic tracing of these outbreaks can be very time consuming. We have one Epidemiologist, and a lot of health departments have none. So, they volunteered their students to do some of the field work; investigations, paperwork. They would still be under our control if they were within the county, but it's just extra hands if we would have an outbreak of Salmonella. I know Indianapolis has had problems with Shigella in the past, but Salmonella just seems to have kind of a chronic, endemic nature in Indiana, around 700 cases a year. Let's hope we never have an outbreak.

President Kiefer: Okay, well, it sounds like a good program then. Are there questions? Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Ken Spear: Thank you all very much.

President Kiefer: Thank you. Next is Misdemeanor/Probation Department home verification service contracts with Kelly Williams and Ryan Barrett. Deputy Williams and Deputy Barrett are considered independent contractors and will be paid \$27.50 per hour for their services.

Joe Lutz: Yes.

President Kiefer: So, note, they are \$2.50 more expensive than our grant writer. Sufficient funding is in place in the Probation Department's budget to cover the cost of both contracts.

Joe Lutz: Yes, sir. We received a grant from the Substance Abuse Council of Vanderburgh County.

President Kiefer: Okay, are there questions?

Commissioner Melcher: Move for approval.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Joe Lutz: Thank you, sir.

President Kiefer: Thank you.

Burdette Park

President Kiefer: Department head reports. Obviously, John's not here tonight, so, he won't have a report. I see Jacob's here.

Jacob Murphy: I was just going to give you guys a quick update on the slides. So, they started last Tuesday, and they've been sanding, scraping, spraying, cleaning them. I talked to the guys out there today, and they think Thursday they'll be able to spray the gel coat on the two oldest slides and get those ready to go by Friday.

President Kiefer: So, Burdette Park opens their pools this weekend?

Jacob Murphy: The 23rd.

Commissioner Ungethiem: The next weekend.

Jacob Murphy: The next.

President Kiefer: Okay.

Jacob Murphy: So, it seems like we'll have at least two. The third slide, it's supposed to rain next week, pretty much all week. We'll just have to see how it goes.

Joe Harrison, Jr.: What about the fourth slide?

Jacob Murphy: The structural engineer from Wilkie, Ken Balczo, is coming out Thursday at 2:30. I believe Commissioner Ungethiem is going to be present as well.

President Kiefer: Okay, thanks for the update.

Commissioner Ungethiem: Are we turning all the slides white again? Or are we going to have red, white and blue, we can choose our own color of gel coat?

Jacob Murphy: Well, I kept them white. There's, if you paint them dark colors they fade faster.

Commissioner Ungethiem: And they get hot in the sun.

Jacob Murphy: And they're hotter. So, I figured we would just keep them white.

President Kiefer: Okay, thank you.

Jacob Murphy: Yeah, no problem.

President Kiefer: Anything else, Jacob?

Jacob Murphy: I did want to see if you guys would be okay requesting quotes for the campground shower room. I had mentioned that in the rationale I gave you guys, but I just wanted to get an estimate on what it was going to cost and then come back to you guys about what we want to do. The shower was coated about six years ago by Simm's Painting with an industrial coating. It's starting to flake off. They did it on top of ceramic tile, and, I guess, now it's starting to flake really bad. We're getting complaints from the campers that use it.

President Kiefer: So, he would probably have to follow, to get quotes on that, he'll have to follow procedure, if it's over a certain dollar amount, right?

Jacob Murphy: It should be under \$10,000.

Joe Harrison, Jr.: It should be under ten, I would think.

Jacob Murphy: Yeah.

President Kiefer: Okay.

Joe Harrison, Jr.: So, we're in good shape.

President Kiefer: Okay, well, I would say go ahead then.

Commissioner Ungethiem: Yeah.

Joe Harrison, Jr.: Just come back with us, come back to us with the quotes.

Jacob Murphy: Yeah, definitely. Okay.

President Kiefer: Thanks.

Jacob Murphy: Thank you.

President Kiefer: Thank you, Jacob. Any other department head reports?

New Business

President Kiefer: Okay, any new business?

Old Business

President Kiefer: Any old business? Under old business, yeah, we could mention that Old National Bank, if you leave here this evening, I think you'll see Old National Bank is getting the new signage up on the Centre. So, you can see some of the progress of that work, the Old National Events Plaza. So, you can see that tonight when you leave here.

Public Comment

President Kiefer: I would like to, under public comment, I would like to note that we have somebody here with the Teen Advisory Council students, Keith Makecha. Keith, what school are with?

Keith Makecha: I'm from North.

President Kiefer: North High School. What year are you?

Keith Makecha: I'm a Freshman.

President Kiefer: A Freshman, okay, well, welcome. We're glad to have you sit here tonight with us. It will be a quick meeting. Sometimes these things can go on for hours and hours. So, it's probably a good night that you came on that's not so long, but welcome to the County Commissioners meeting.

Keith Makecha: Thank you.

President Kiefer: Tim Mills is here, I think, with Madeleine's. He called me earlier today and asked if he could speak before the County Commissioners. Tim, just state your name and address for the record, if you don't mind.

Timothy Mills: My name is Timothy Mills. I reside at 300 Chandler Avenue in Evansville. There's three of us here tonight. We have some concerns on Health Department regulations on basically two topics; one would be an outdoor bar, and two would be outdoor cooking. Madeleine's built a bar last year. It's covered, a beautiful bar. We're not allowed to use it. The theory I'm given on that is because if you put ice in a drink, it's considered food prep. You cannot do food prep outdoors in Vanderburgh County, if you are a licensed establishment, but if you're not licensed, you can pretty much do whatever you want. So, try to follow me with this in their rationale, if I make a drink inside, the server can put it on a tray and walk approximately 75-100 feet outside to a table and that's okay, but a bartender behind a bar with a sink, running water, things covered the way they should be covered cannot make a drink, because a fly may get in it. This is really, really stretching a State code that wasn't intended, in my opinion, to be interpreted that way. There's many counties in the State of Indiana that allow outdoor bars. I'm sure all of you have traveled, you go down to Florida, you go to any resort area, they have outdoor

bars. What makes Vanderburgh County so righteous that we're better at keeping health code than anybody else? If it's wrong in Vanderburgh County, it should be wrong everywhere. I carry a national health card, this is the first time I've ever seen this, and I've been in this business 35 years. We continue running into brick walls with the Health Department officials here. They're very closed minded, they're not willing to be rational about it, you know, I can understand concerns, you know, if you want to say, okay, if you want to make drinks outside, or have a bar outside, these are the things you need to do. These are the steps that we want you to take to make sure that all of your bases are covered, instead of saying, no, if you put a bar outside it's got to have four walls around it. You know, we have a business that just left town that they were made to shut their garage doors. Now we've got a vacant restaurant on the east side. You've got a bar on Franklin Street that had garage doors, are made to cover those garage doors. It's really, it makes us look real Mayberry in this town. I think there's a solution to the problem. I think it can be worked out if the right people sit down and come to a conclusion and figure out a way to do this. We're allowing food trucks now. We're allowing a guy to do pizza that, you know, they pull up in a parking lot anywhere and make pizza. You've got churches and all, you've got the Fall Festival, you've got the riverfront that does things all year. So, if you are a not-for-profit, you can do 13 events a year with basically no health code restrictions, but if we're a licensed establishment, we have health code restrictions. The same goes to cooking, if I want to, say if you want to come to my patio and you want to have a barbecue and you want us to grill out for you on the patio, you can't do that in Vanderburgh County. You can do it everywhere else, but you can't do it in Vanderburgh County. If I want to have a smokehouse, my smokehouse has to have four walls. I'm from Tennessee, there's not a smokehouse down there that's got four brick walls around it. They have it screened, it's screened in, they have all the cleanable facilities, but in Vanderburgh County you've got to have brick and mortar. Basically what they do, what this is doing, it's making it so expensive for a guy to come in and do business. I mean, how many barbecue restaurants do we have in this town now? Not very many, because it makes it hard to do it the way the barbecue guys like to do it. I just think we're really, really, you know, pushing these ordinances and State codes. It's being allowed in other counties in this State, but it's not being allowed here. The State's not going to come back and say, okay, they're not doing it wrong. Well, the Health Department here, they're doing it right, they're just exceeding what the code says and making it much more stringent. We got in this same situation with the smoking code here, where we made ours so much more stringent than the State. That's basically what's going on with the health code here, on certain things. You know, the Health Department does a great job. I have nothing against the Health Department. They're very, very important, but we want to keep up with everybody else, and the way you do it is you have great places for people to go and be entertained. When you restrict the entertainment so much, it makes it no fun anymore.

President Kiefer: Tim, I've got a question. Is there a possibility that you could apply for a variance that would allow you then to do this?

Timothy Mills: There is. You can apply for a variance, they're not guaranteed. The situation is, you shouldn't have to apply for a variance. I mean, it's just, it's government overreaching is really what it is. We're regulated, you know, we're regulated so much, everybody, I mean, this whole country's regulated. It's just another regulation that, and it's strictly an interpretation by a health official in this county. It is no, you're not going to find a straight definition of what's being enforced. You're getting one man's interpretation of this code. He's got some handouts of other counties and what they're doing as far as the barbecue cooking.

Robert Morpew: Three counties.

President Kiefer: Okay. Here, Joe, we can look at this.

Timothy Mills: I mean, there's, the top restaurant in this State is Joseph Decuis in Roanoke, Indiana. They do farm parties. They have big cookouts, they do really neat things. We can't do that here. I just shut down an events center that I had an \$800,000 investment in up in Haynie's Corner, and one of the things I couldn't do there is I couldn't do outdoor weddings because I couldn't...say, if you wanted me to come out and cook for you outside and do an outdoor wedding, I couldn't do that, because I carry a food license. But, you know, these churches, everything, everybody else can do this, but if we're a licensed establishment we can't do it.

Commissioner Melcher: Is that what the State code says?

Timothy Mills: That is not what the State code says. That's the way it's interpreted.

Robert Morpew: Those three counties I gave you copies of, there's Marion County, Indianapolis; Allen County, Ft. Wayne; and Clark County, Jeffersonville, all allow very similar methods of cooking outdoors, which meet the State code. For God's sake, it's Marion County, it's where the State Health Department is.

Joe Harrison, Jr.: Tim, have you guys spoken with Dr. Spear, who's in the audience?

Timothy Mills: We have not. Chris is as far as we've gotten. Chris is pretty solid in what he wants.

Joe Harrison, Jr.: I understand. I'll have Dr. Spear, he's here, he can maybe give you a call in the next week. He's in the back back there behind Noah Robinson, the Sheriff's Department.

Timothy Mills: Okay.

Joe Harrison, Jr.: I'm somewhat familiar with this, you know, they follow State regulations, there's no county ordinance on this—

Timothy Mills: Exactly.

Joe Harrison, Jr.: —but, I can tell you that the State is in the process, from what I've been told, of considering loosening their regulations as we speak.

Timothy Mills: I am aware of that.

Joe Harrison, Jr.: But, anyway, Dr. Spear can speak with you. I know Chris Borowiecki is certainly the point person, but there have been some others that have had some questions regarding these issues. Now, as far as an outdoor bar, you know, obviously, the ATC—

Timothy Mills: This has nothing to do with the ATC. ATC is fine with what we have.

Joe Harrison, Jr.: They would have to permit an outdoor bar.

Timothy Mills: Yeah, this is not an ATC issue.

Joe Harrison, Jr.: Okay, I'm just telling you. I mean, I know.

Timothy Mills: I agree with you.

Joe Harrison, Jr.: ATC has to allow an outdoor bar, but, as far as ice and all that kind of stuff, you're going to have to talk to Dr. Spear about that.

Timothy Mills: Yeah, the ATC, and I'm just talking about my bar in particular, there's no issue with ATC on that. We have our fencing, we have all the regulations that we've met.

Joe Harrison, Jr.: As long as you comply, you've got their approval, their blessing—

Timothy Mills: Exactly, but where we're having a problem is just being able to make the drink, you know. I can't even pour a glass of wine, but I can have bottled beer out there and take a cap off a bottle of beer.

Joe Harrison, Jr.: Sure. Well, speak with Dr. Spear. He can get your contact information.

Timothy Mills: Okay.

Joe Harrison, Jr.: I'm sure he's probably been to your establishment.

Timothy Mills: Our thing, we're not trying to cause problems here. We're trying to come up with a solution so we can grow our businesses.

Joe Harrison, Jr.: I think others are too.

Timothy Mills: Oh, we're not the only ones having this problem. We're the only ones coming here to stand up for ourselves right now. I've been dealing with this for over a year and a half, and Robert came to me yesterday, and it's like, I'll go with you about it, because, you know, I'm up to here with it too.

President Kiefer: Yeah, that's what I was going to say, I would like to give Dr. Spear a copy of these ones from Allen County, Clark County and Marion County so he could have those with him.

Robert Morphew: I have an extra copy for him.

President Kiefer: Oh, you do? Good. Yeah, he's back there, if you could give it to him. What I would like to, my point of view on this is, I would like to see the Health Department work with you guys, and any other establishment that's trying to expand and grow their business and do things properly, you know. I mean, I'm not asking for a health risk.

Timothy Mills: Right, we want to be safe.

President Kiefer: Yeah, I'm not asking for a health risk, but I do agree and support the Health Department working with you in a way to find some solution, because I'm a patron, you know, I've been to your restaurant, you do a great job, I really enjoy your food. I've been outdoors, in the outdoor patio area, love it. Yeah, you're right, it would be nice to be able to sit out there, have a drink or whatever. So, you know, maybe order a steak off the grill out there, you know, or something. So, I'm with you

on this, but I also know that the Health Department has say on permitting these things. So, hopefully, Dr. Spear will work with you and we'll find some common ground on this.

Commissioner Melcher: Yeah, I have to agree with Joe on that, but I feel your pain. I've been in Indianapolis and sat outside a lot, and they don't have this problem up there. I don't know what it is. I'm willing to work with the Health Department and you. If you guys have a meeting and you want a Commissioner there, call me.

Timothy Mills: We would love for that.

Commissioner Melcher: You can only have one. So, I'm available for this if you need me. I don't understand. Maybe because I travel some, and they do it everywhere. That's what brings people in. So, but, I know they do it in Indy because I've been part of it.

Timothy Mills: Yeah.

Commissioner Melcher: Okay.

Timothy Mills: Well, we appreciate your time.

Commissioner Melcher: I just think there has to be a compromise somewhere. As far as a variance, I don't know if that's the way we'll have to go or not. Like you said, it might not have, you shouldn't have to do that, but then maybe we might have to do that.

Timothy Mills: Okay.

Commissioner Melcher: In other words, to do it you might need a variance.

President Kiefer: Until we get something established.

Commissioner Melcher: Yeah, because maybe the Health Department don't want everybody just doing it. Maybe everybody ought to do a variance.

Timothy Mills: Yeah.

Commissioner Melcher: I just think there's a way to come to an answer to this.

Robert Morpew: I think if we took these other examples that are working systems and mimic them and feed off them, see what's working and what might not be working and what could be tweaked a little differently and use them as a base map to build our own understanding here. So, every new business, every existing business that wants to do something different does not have to go get that variance, that it's on the books this is our guidelines, you follow this and we will inspect you, to make sure everybody's up to code and up to snuff.

President Kiefer: Well, I would suggest that Warrick County, I mean, not Warrick County, Allen County and Clark County, they compete against us for economic development, you know. So, you know, I think what you said earlier, Tim, it is an important part of economic development having good eateries and good places to dine.

Robert Morphew: That's just Indiana.

President Kiefer: Yeah.

Robert Morphew: Henderson County, Owensboro, Kentucky allows your food prep outside. They don't have any issues with it as long as you have your sanitation and your temperature controls, they're okay with it. So, it's not just our other counties here, we're, and Owensboro's kicking butt. So, we really need to get ahead of the curve and not wait for it.

Commissioner Melcher: Tennessee too, and the same way with Atlanta. I've been to both of those places and they do that.

Commissioner Ungethiem: Have you had a chance to talk to any of the State Reps or State Senators about the State code itself?

Timothy Mills: I have. Gail is actually working on this at State, because she has run into the same issue with Marina Pointe. They built the new pavilion and then were made to come in and screen the whole thing. So, she's working on this at the State level. As far as the State health officials, they again fall back on, as long as the Health Department here is meeting code, they're not going to interfere with them. So, if they're going to make it more stringent, they're not going to interfere with them, because they are—

Robert Morphew: Meeting code.

Timothy Mills: – meeting code, they're just not going to tell them not to exceed code. They really don't answer to them anyhow.

President Kiefer: Right. Well, gentlemen, thank you for coming tonight. I know it always is a lot of effort for people in the community to come down to the Civic Center, go through the security and come up here. I appreciate you taking your time to let us know your concerns.

Timothy Mills: Thank you for hearing us.

Commissioner Melcher: Do you want my card?

Timothy Mills: Yeah.

Madelyn Grayson: Robert, would you state your last name for the record please?

Robert Morphew: Robert Morphew, M-o-r-p-h-e-w.

President Kiefer: Be sure to give Dr. Spear a copy of these too.

Robert Morphew: Will do.

President Kiefer: Thank you. Anybody else want to make any comments in regard to this issue? Any other public comment that anybody wants to make? Okay.

Consent Items

President Kiefer: Well, then we'll move on to consent items. Madelyn?

Madelyn Grayson: The consent items for the May 12th meeting are as follows; we have approval of the April 21, 2015 Commission meeting minutes and the May 4, 2015 Special Commission meeting minutes. The employment changes for the Commissioners approval, we have one for the Commissioners, one for the County Engineer, one for the Co-Op Extension, two for the Old National Events Plaza, three for the County Highway, four for the Health Department and 20 for Burdette Park. The Commissioners have a notice of termination of Burdette Park management agreement, change orders number three and four for the Old Courthouse third floor restoration, the ARC of Evansville February and March monthly reports and meeting minutes. The County Highway has the 2014 annual report. Weights and Measures has a monthly report. The County Engineer has a department head report. The County Treasurer has the year-to-date investments through March 31, 2015 and the March 2015 monthly report. The Assessor's office has rental waiver of Old National Events Plaza fees, not overtime, for June 16th through 18th, August 10th through 14th and October 12-16, 2015. The County Health Department has a request for all 2014 documented departmental leave carry over to 2015, a letter to the USEPA regarding National Air Quality Standards for Ozone, and the Ozone Officer has the February and March 2015 monthly reports. The County Auditor has approval of the April 2015 A/P vouchers and a Mill Terrace Barrett Law lien release. The Legal Aid Society of Evansville has a March 2015 report and Burdette Park has surplus of vehicles.

President Kiefer: Thank you, Madelyn. Is there a motion to accept these consent items, or approve the consent items?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Thank you. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you.

First Reading of Rezoning Ordinance VC-2-2015
Petitioner: David 3 LLC
Address: 2500 N. St. Joe Avenue
Request: Change from C-4 to M-3 with UDC

President Kiefer: Next is a rezoning, and this is a first reading of rezoning ordinance VC-2-2015. The petitioner is David 3 LLC, the address is 2500 N. St. Joe Avenue, the request is to change from a C-4 to an M-3 with a use and development commitment. Keep in mind this is only a first reading. It will go to the Area Plan for their June meeting. Is there a motion to approve first reading of ordinance VC-2-2015 to send this to Area Plan?

Commissioner Melcher: Yes, I'll make the motion just to send it to Area Plan.

Commissioner Ungethiem: I'll second that. Do we know what the use, or what the potential use is? Was it spelled out?

President Kiefer: No.

Commissioner Melcher: I was just looking through it and I don't see it.

President Kiefer: I'm sure they'll have something to go before Area Plan.

Commissioner Ungethiem: Yeah, I saw something on here about a concrete plant.

Commissioner Melcher: Oh, I didn't see that. I didn't get there.

Commissioner Ungethiem: I was wondering—

President Kiefer: I would think David 3 LLC, that might be Jerry David Concrete Company—

Commissioner Ungethiem: Okay.

President Kiefer: — so that would make sense.

Commissioner Melcher: So, you're probably right.

President Kiefer: Yeah.

Commissioner Ungethiem: Okay.

President Kiefer: Okay, so do we have a second?

Commissioner Ungethiem: I did second.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Is there anything else to come before the Vanderburgh County Board of Commissioners? If not, I'll ask for a motion to adjourn.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

CONSENT ITEMS:

Commissioners:

Approval of the April 21, 2015 Commission Meeting Minutes.
Approval of the May 4, 2015 Special Commission Meeting Minutes.
Notice of Termination of Burdette Park Management Agreement.
Change Orders #3 & #4 for Old Courthouse 3rd Floor Restoration.
The ARC of Evansville: February & March Monthly Reports & Minutes.

Employment Changes:

Health Dept. (4)	Commissioners (1)	Co. Engineer (1)
Co-Op Extension (1)	The Centre (2)	Co. Hwy. (3)
Burdette Park (20)	Legal Aid (1)	Auditor (1)
Sheriff (1)	Assessor (5)	Co. Clerk (2)
Superior Court (1)	Circuit Court (2)	Prosecutor (4)

County Highway: 2014 Annual Report.

Weights & Measures: Monthly Report.

County Engineer: Department Head Report.

County Treasurer:

Year-to-Date Investments through March 31, 2015.
March 2015 Monthly Report.

County Assessor: Waiver of ONEP Fee, Not OT: 6/16-18; 8/10-14 & 10/12-16/15.

Health Dept:

Request all 2014 Documented Departmental Leave Carry Over to 2015.
Letter to USEPA Regarding National Air Quality Standards for Ozone.
Ozone Officer: February and March 2015 Monthly Reports.

County Auditor:

Approval of April 2015 A/P Vouchers.
Mill Terrace Barrett Law Lien Release.

Legal Aid Society: March 2015 Monthly Report.

Burdette Park: Surplus of Vehicles.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Gries	Joe Harrison, Jr.	Erika Knight
Madelyn Grayson	Ken Spear	Joe Lutz
Jacob Murphy	Timothy Mills	Robert Morphew
Keith Makecha	Others Unidentified	Members of Media

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDEBURGH COUNTY
BOARD OF COMMISSIONERS
MAY 26, 2015**

The Vanderburgh County Board of Commissioners met in session this 26th day of May, 2015 at 5:04 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good afternoon. I would like to call to order the Vanderburgh County Board of Commissioners for May 26, 2015.

Attendance Roll Call

President Kiefer: Could you do roll call please?

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here. We have a quorum, so we can move ahead.

Pledge of Allegiance & Invocation

President Kiefer: I would like to ask Commissioner Melcher to do the Pledge and Commissioner Ungethiem to do the invocation.

(The Pledge of Allegiance was given.)

Commissioner Ungethiem: Father, we ask that you be with us tonight as we do the people's work. Help us to make the right decisions and move forward with Vanderburgh County. Amen.

**Permission to Open Bids: VC15-05-01:
Broadway Avenue Bridge 271 Replacement**

President Kiefer: Under action items, County Commissioners permission to open bids for VC15-05-01, Broadway Avenue Bridge 271 replacement. Is there—

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: So, Joe, you'll report to us later on that? We'll come back to that in a few, a little bit later in the meeting.

<p style="text-align: center;">First Reading of Ordinance CO.06-15-003: Amending the Weight Restrictions on Certain County Bridges</p>

President Kiefer: Next we have a first reading of CO.06-15-003, amending the weight restrictions on certain county bridges ordinance. Is there anybody here to discuss this?

Joe Harrison, Jr.: I don't know if John Stoll is here or not. John may want to give you a little update. It's my understanding we're going from three roads that had bridge restrictions down to two. Is that....or three bridges down to one. I'm sorry.

John Stoll: Yes, the only one that will be posted after this is the Heckel Road bridge on, it's east of Green River Road. This takes out, I believe it was Old Boonville Highway and Old Henderson Road structures. Both of them have been, one was eliminated and one was replaced. So, these recommendations come from the bi-annual bridge inspection, and based on that the only one that requires posting right now is Heckel Road. So, this just makes the ordinance match up to the recommendation of the bridge inventory report.

President Kiefer: Okay.

Joe Harrison, Jr.: And this is just a first reading. We'll need a second reading at the next meeting, June 9th.

President Kiefer: Okay, so, is there a motion to—

Commissioner Ungethiem: John, how often do we do this inspection, every two years?

John Stoll: Every two years.

Commissioner Ungethiem: Okay.

John Stoll: The ordinance hasn't been updated as frequently as it needed, but—

Commissioner Ungethiem: Well, that was my question, is this the best way to do this, going through an ordinance? Or, should we have an ordinance that points to an amendment, attachment that we don't have to redo the ordinance?

Joe Harrison, Jr.: Well, the only thing is, I guess, we've only got one, this is the only one left.

Commissioner Ungethiem: Yeah.

Joe Harrison, Jr.: I'm not too sure what prompted it, but—

Commissioner Ungethiem: If we only do it every two years, I'm fine with it.

Joe Harrison, Jr.: Yeah.

President Kiefer: Okay.

Joe Harrison, Jr.: We may not have to do it that often anymore, if we've only got one bridge.

President Kiefer: It could remain restricted indefinitely.

Commissioner Ungethiem: Yeah.

President Kiefer: Okay.

Commissioner Ungethiem: I make a motion to approve.

Commissioner Melcher: Second.

President Kiefer: Any further discussion? Again, this is only first reading. If not, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Final reading will be on June 9th. Thank you, John.

<p>First Reading of Ordinance CO.06-15-004: Amending the Construction Site Storm Water Runoff Ordinance</p>
--

President Kiefer: Next is first reading of CO.06-15-004, amending the county's construction site storm water runoff control ordinance.

John Stoll: That's me again. That change came about because we found that there's a discrepancy between the county's ordinance and the Indiana Administrative

Code. Basically, what had happened was, unless a site had infrastructure or structures being constructed on the site, it was exempt from the erosion control plan requirements. The State code is intended to have erosion control plans on all sites that disturb an acre or more. So, this corrects the county ordinance and makes the language match up to the Indiana Administrative Code.

President Kiefer: Are we becoming more restrictive or less restrictive?

John Stoll: For the county, more restrictive, matching the State. It's the same.

President Kiefer: Okay.

John Stoll: There's one site in particular—

President Kiefer: Right.

John Stoll: —that prompted this. They were doing borrow and fill operations, there was a complaint about it, and I contacted Joe Harrison about it. We reviewed the ordinance, and Joe said it was exempt. So, we had no recourse on that site. IDEM came down and they're taking over the enforcement of that, but our ordinance is supposed to mirror the Administrative Code. So, we'll have more sites that require plans, by Vanderburgh County terms, likewise, those should have already been covered by State anyway.

President Kiefer: Okay, that makes sense.

Joe Harrison, Jr.: I think it's something that kind of slipped through a few years ago when we did the ordinance, I don't know.

Commissioner Ungethiem: So, this will apply to not only State projects, but county projects as well?

John Stoll: Any projects that disturb more than an acre.

President Kiefer: Yeah.

Commissioner Ungethiem: Okay.

President Kiefer: Okay, is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Any further discussion? Again, reiterating, this is first reading only. No further discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: The final reading will be held on June 9th.

<p style="text-align: center;">First Reading of Ordinance CO.06-15-005: Amending the Community Corrections Work Release Program Ordinance</p>
--

President Kiefer: Okay, first reading of CO.06-15-005, amending the County Community Corrections Work Release program ordinance.

Jodi Uebelhack: Good afternoon. I'm Jodi Uebelhack with the Community Corrections. This proposed ordinance is to correct the old ordinance, based on your decision on April 21st for the judges and the Sheriff to take it over as a partnership.

President Kiefer: Okay, we went through this. So, is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Okay, any further discussion? This is, again, first reading. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Final reading will be held on June 9th.

**Sheriff: Wage Addendum to Confinement Officer CBA
County Assessor: Contract with David Matthews Associates
VCCC: IDOC Grant Agreement
Superior Court: Agreements with USI: Work Release/Problem Solving
Prosecutor: Adult Protective Services Grant Agreement
OCH Lease Renewal: Matt Wagner
Wessler Engineering Amendment No. 1: Univ. Pkwy. Sewer Study
Memorandum of Agreement: Enviropas and Terra Firm: Tax Phase-In**

President Kiefer: Under contracts, agreements and leases, the County Sheriff revised Confinement Officers wage addendum to collective bargaining agreement. Sheriff Wedding, is he here tonight?

Joe Harrison, Jr.: I don't think he's here.

President Kiefer: Okay, I see the Chief Deputy is. I believe this is the June 1, 2015 all Confinement Officers hired before May 1st of 2015 shall be paid the hourly rate as per the pay grade schedule set forth in the revised wage addendum, or the amount they are currently receiving, whichever is greater.

John Strange: That is correct. Yeah, that's pretty much what the County Attorney had written. This is to protect, to prevent a situation where a new Correction Officer could actually get a pay reduction, which is not the intent of the bargaining agreement, because of (Inaudible) differences.

President Kiefer: I understand. Are there any questions? Okay, is there...so, we need to have a motion on this.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you. County Assessor, appraisal contract with David Matthews Associates. I see Mr. Fluty, our County Assessor is here. I believe this is a sum of \$7,000 to provide for 20 appraisals that will be performed by David Matthews Associates, and that such appraisals will be completed in six weeks.

Bill Fluty: Yes, Bill Fluty, County Assessor. I think this is the second time in my four and half years that I've asked to come up to have some appraisals done for certain areas in the county. Then, again, our hope is that we can do, even though it does say up to 20, my expectation is we'll do ten or less. I wanted the leeway just in case that we don't get to the....the answer isn't as clear as it should be after the first ten.

President Kiefer: I see he gave you a pretty good deal on this. This appears to be a very, very good price.

Bill Fluty: Yes, these are different type properties, and a little more extensive. So, but, I think it's a fair price.

President Kiefer: Yeah, I do too. I do a lot of appraisals, I mean, I see a lot of appraisals, so, I think this is good.

Bill Fluty: Yeah, he's considering our finances.

President Kiefer: Okay, is there a motion to approve?

Commissioner Ungethiem: Since I paid more than this ten years ago when I had my property appraised, I'll make a motion to approve.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Bill Fluty: Thank you. I don't think it's quite a public service for David, but I thank him for a nice price. Thank you all.

President Kiefer: Next is Community Corrections grant agreement with the Indiana Department of Corrections. Jodi, you're back up here again.

Jodi Uebelhack: I am.

President Kiefer: It runs July 1, 2015 through June 30, 2017. The sum of the grant is \$1,042,108 to Vanderburgh County per the terms of the grant agreement. Can you tell us a little bit about the grant agreement?

Jodi Uebelhack: The grant from the Department of Corrections has been switched over, and we discussed that back in April. Now it's going to cover all of the salaries

for Treatment Court and Work Release, and not the Corrections Officers. The Corrections Officers will all be paid from the General Fund, but this grant will pay for all of the salaries of the Case Managers, Clerks, Secretaries, the administrative part of Work Release and Treatment Court.

President Kiefer: Okay, are there any questions from the Commissioners?

Commissioner Ungethiem: Is this something we've done in previous years?

Jodi Uebelhack: Yeah, we've gotten this grant for the past, at least—

Joe Harrison, Jr.: Ten?

Jodi Uebelhack: — yeah, well, it's, when the jail was built we had the agreement, and it's been ongoing. Judge Trockman's been getting it for Treatment Court for I know 12 years.

Commissioner Ungethiem: Okay, so, we're familiar with the language in this?

Jodi Uebelhack: So, I don't know how long Work Release—

Commissioner Ungethiem: I know there's some reporting—

Jodi Uebelhack: It's the same boilerplate—

Commissioner Ungethiem: — things we have to do. We're familiar with that?

Jodi Uebelhack: It's almost a nightmare, but, yes.

Commissioner Ungethiem: I read that, and I thought, I'm sure hoping we know how to do that then. I will make a motion to approve.

President Kiefer: Is there a second?

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next, Jodi can stay up here for a couple more of these, we have the Superior Court problem solving court/work release assessment agreement. Whew! That's a mouthful. This is done with USI, right?

Jodi Uebelhack: Right, although DOC does give us a substantial amount of money, we also apply for a number of other grants. I'm sure you've all heard the term "evidence based practice", and in order to prove that we have an evidence based practice, we have to be able to support the statistics. There are two contracts, one for Treatment Court, one for Work Release. That's what this is going to do, Treatment Court's been doing it for the past eight years. This will be the first year for Work Release. So, that's why their amount is a little more than Treatment Court's, because we've got to get it set up. They're not set up yet to put all of that information in the computer and glean all of that information out so that we can provide the statistics we need to get grant money, including the reporting requirements for the Department of Corrections, but also for a number of other grants that we have. The money to pay for this is in the DOC grant. So, I've already got the money to pay the cost.

President Kiefer: Okay. Any questions?

Joe Harrison, Jr.: Can I ask you one thing? We just had one agreement. Is it all in one agreement?

Jodi Uebelhack: It should be two separate agreements.

Joe Harrison, Jr.: I only saw one agreement.

Jodi Uebelhack: You should have one that says Vanderburgh County Work Release Agreement and one that says Problem Solving Court Assessment Agreement.

Joe Harrison, Jr.: Yeah, we only saw the one for \$20,000.

Jodi Uebelhack: One should be for \$15,000 and one should be for \$10,000.

Joe Harrison, Jr.: Okay. I see the one for \$20,000, that was the Work Release Assessment agreement.

Jodi Uebelhack: Yeah, here's the one for the Problem Solving Court is the two \$10,000.

Joe Harrison, Jr.: I don't think, is it on here?

Commissioner Ungethiem: It's not in my packet.

Jodi Uebelhack: This one is for ten and 15. I'm not sure where you're getting the 20.

Joe Harrison, Jr.: That's what it says, contract amount \$20,000—

President Kiefer: Yeah, with USI.

Joe Harrison, Jr.: — with USI.

Jodi Uebelhack: Sorry. It should be \$15,000—

Commissioner Ungethiem: The Problem Solving one is \$10,000 and \$10,000.

Jodi Uebelhack: Oh, I'm sorry. I go annually, I only pay year by year. I apologize. You're right.

Joe Harrison, Jr.: Okay.

Jodi Uebelhack: So, that one is for Treatment Court, and then you should have had one for Work Release for \$15,000 and \$15,000. They're identical except for the amounts.

Joe Harrison, Jr.: Okay. Well, why don't we do this. Why don't we take them separately, and we'll do the one for \$20,000 first, and then that is the Work Release Assessment.

Jodi Uebelhack: The \$20,000 is the Problem Solving Court.

Joe Harrison, Jr.: Okay.

Jodi Uebelhack: It's \$10,000 per year for the Problem Solving Court, \$20,000 total.

Joe Harrison, Jr.: Okay.

President Kiefer: Wait a second, so, the first motion is for the—

Commissioner Melcher: Problem Solving.

President Kiefer: – \$20,000 for Problem Solving?

Commissioner Melcher: Right.

Joe Harrison, Jr.: Yep.

Commissioner Melcher: That's what I'm making a motion on.

Commissioner Ungethiem: I'll second.

President Kiefer: Any further discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: The next one is for the Work Release Assessment, and that is for \$15,000?

Joe Harrison, Jr.: Well, actually it's \$30,000.

Jodi Uebelhack: It's \$30,000.

Joe Harrison, Jr.: It's \$15,000 a year.

President Kiefer: Oh, it's for two years, it runs through 2017.

Joe Harrison, Jr.: Can we keep the original?

Jodi Uebelhack: Yes.

Joe Harrison, Jr.: Okay.

President Kiefer: Okay, so, the next one, again this is from July 1, 2015 through August 31, 2017, right?

Joe Harrison, Jr.: That's correct.

Jodi Uebelhack: Yes.

President Kiefer: So, okay.

Joe Harrison, Jr.: And you have money in place?

Jodi Uebelhack: Yes.

President Kiefer: Okay, so, then that would be for \$30,000?

Jodi Uebelhack: Yes, \$15,000 per year.

Commissioner Ungethiem: Then I would make a motion to approve that.

Commissioner Melcher: Second.

President Kiefer: Okay, any further discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Jodi Uebelhack: Thank you.

Joe Harrison, Jr.: Here, I'll let you have this one back. That's the \$20,000, or \$10,000.

President Kiefer: Gotcha. Next is the County Prosecutor. Is somebody here from the Prosecutor's Office? Adult Protective Services program grant agreement. Oh, it says, Jodi, you're going to talk about this too? No?

Jodi Uebelhack: They would not want me to talk about the Prosecutor's.

President Kiefer: Okay.

Joe Harrison, Jr.: Let's go ahead.

President Kiefer: This is July 1, 2015 through June 30, 2016. The sum of the grant is \$184,551. Again, it's for the Adult Protective Services program. We'll just go ahead, I mean, normally I know we like to have somebody here to present on this, but this is grant money and it probably would be a good thing to go ahead and push this through.

Joe Harrison, Jr.: It starts July 1st.

President Kiefer: Right, so, what is the—

Commissioner Melcher: I'll make the motion to approve it.

Commissioner Ungethiem: Second.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next, under County Commissioners, we have a lease agreement 2015 with Matthew Wagner, Suite 301 of the Old Courthouse. It's a three year lease agreement. It runs from September 1, 2015 till August 31, 2018. So, it's a three year agreement. Matt Wagner Design will pay \$640 per month for the first year of the renewal lease agreement, and \$652 a month thereafter for the last two years of the lease agreement. Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: I'm going to vote yes. I think we're doing a good job getting that thing leased, keeping it leased and getting rent increases. So, I'm happy with this.

(Motion approved 3-0)

President Kiefer: Next is amendment number one to the Wessler Engineering agreement. The original agreement will be revised to focus on the area along the University Parkway corridor, from State Road 62 all the way to the end of the possible extension of University Parkway at I-64. This is, originally we were talking about studying a little bit broader area for an understanding if a sewer district could be useful for economic development. We decided to focus on the University Parkway, since Posey County is not going to be able to participate with us on this plan. Joe, any other comments?

Joe Harrison, Jr.: I think Bob is here.

President Kiefer: Bob, if you want to, anything you want to say?

Bob Holden: No, it's just basically redefining the scope of the study to that narrower area.

President Kiefer: Right.

Bob Holden: Then, we also added a (Inaudible).

President Kiefer: Okay, if there's no other discussion, I'll ask for a motion to approve.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Bob, you can head back to Indianapolis. Safe travels.

Bob Holden: I have originals for this evening, if you would like those.

President Kiefer: Sure.

Bob Holden: Thank you all.

President Kiefer: Next is the Enviroplas, Inc. and Terra Firma Properties, LLC tax phase-in memorandum of agreement at 15220 Foundation Avenue. I see we have the new Director of GAGE here. Do you want to tell us a little bit about what you're looking for here?

Chris Kinnett: Chris Kinnett, for the record, with the Growth Alliance for Greater Evansville. The County Council has approved the confirming resolution to allow tax phase-in for Enviroplas, for the addition of a new facility over and above their Hedden Drive facility. This is a former Chesapeake Packaging facility out at the Vanderburgh Industrial Park. They have purchased the building. They have requested a tax phase-in on any appreciable items, over and above what is currently on the books. So, this does not take anything off the books that's already on the books, this is only on assessed value over and above what is currently at that particular building. The Council did, again, approve the confirming resolution for a ten year tax phase-in for both real property, as well as personal property, back at their May 6th meeting. What we're wanting to do here is, this is a memorandum of understanding between the county and Enviroplas that if they decide to leave Vanderburgh County because they receive, in one particular case, they receive greater benefits, greater incentives from another community, that they will have to repay the incentives that they received. That's basically what we're trying to do with this particular document.

President Kiefer: Chris, how does that get enforced on, if, for some reason, something went bad, how is getting them to repay, how is that enforced?

Chris Kinnett: That's kind of the sticky part, other than the fact that we do have the agreement, it could be taken to court.

President Kiefer: Okay.

Chris Kinnett: You know, utilize the court system. Generally, if they're leaving, there's a reason they're leaving. What it will not prevent, is if they go out of business, they go out of business. If they file for bankruptcy it's not going to be able to help us there. But, it does provide a deterrent, just like it did for United Airlines for Indianapolis, when they take a look at getting incentives somewhere else before their benefits run out here.

President Kiefer: Right.

Chris Kinnett: So, they're not out shopping everyday. I don't believe in this case this company would, because this is a homegrown company. The individual grew up in Vanderburgh County, has grown his business in Vanderburgh County. Even though he's moved away at one point, he's moved back because this is where he wants to make his home.

President Kiefer: Oh, I understand, and I'm glad that you're doing what you're doing trying to get these things happening.

Chris Kinnett: Just trying to tie up loose ends. We make the comment that, you know, we provide these memorandums of understanding, but yet we still need your signature on it to make them legal, because, again, as the Growth Alliance, we make recommendations, we don't make deals.

President Kiefer: Okay. Is there any discussion?

Commissioner Ungethiem: So, let me make sure I understand this. The memorandum is just to set up a recovery if they should leave?

Chris Kinnett: Correct.

Commissioner Ungethiem: Do we track that on a yearly basis?

Chris Kinnett: Each year our group in our office collects the CF-1, that's a document required by the IDGF, by the company to submit. They submit it to GAGE, then we report to the County Council every year as to whether or not they've met their goal with regards to investment, the goal as far as number of jobs and the quality of the jobs. That's reported each year. If you recall, Chesapeake, the building that they purchased, the company had, gosh, three or four different companies had actually bought, sold, bought and sold. Last year they did not fulfill their commitment for the CF-1, and they were actually withdrawn. Their tax phase-in was taken away from them, because they didn't complete the necessary forms.

Commissioner Ungethiem: So, we actually calculate how much tax benefit they get on a yearly basis, and that would be used in the event that they would move out of town for this memorandum?

Chris Kinnett: At least a portion of it. Some of it we will get back by the fact that they are hiring the people, assuming they hire the people we're going to get some of that back through the COIT. That obviously is factored in, what they've paid in taxes thus far. We've received some benefit, so we don't penalize them for the benefit we've received, but we will take away any benefit they've received from us.

Commissioner Ungethiem: Okay, and this document that we've got as a back up document was between GAGE and County Council? Or, between Growth Alliance and County Council?

Chris Kinnett: The resolution?

Commissioner Ungethiem: Yes.

Chris Kinnett: As far as the project summary? That was a project summary provided to the County Council for them to make the determination whether or not they wanted to do the tax phase-in.

Commissioner Ungethiem: And they approved this?

Chris Kinnett: They approved that through—

Joe Harrison, Jr.: May 7th.

Chris Kinnett: —confirming resolution CO.R-05-15-004.

Commissioner Ungethiem: You're not asking us to approve this?

Chris Kinnett: No, that is—

Commissioner Ungethiem: Okay.

Chris Kinnett: —merely for your understanding, as well as the fact that this has been approved and taken in to account.

Joe Harrison, Jr.: Yeah, it wouldn't be here unless Council did what they did.

Chris Kinnett: Exactly.

Commissioner Ungethiem: Well, I have some questions about the calculations that were done during that, but that's not for this meeting. That's between County Council and—

Commissioner Melcher: And you?

Commissioner Ungethiem: — Growth Alliance. I can't come up with the same number they did, but that's okay.

Chris Kinnett: I'll be happy to show you the model we use. We don't make the number up. It's actually a model that's a company out of Arizona, and it's broadly used. Hoosier Energy uses it, Duke Energy uses it in their pro forma, as well as—

Commissioner Ungethiem: Oh, I understood the model, the numbers on the front page don't match the numbers in the model was where I had my confusion.

President Kiefer: Okay. Well, Commissioner, if you could report back to us later once you find out, we'll clear some of that up.

Commissioner Melcher: It does fall back to the, like the City Council and the County Council to watch that.

Commissioner Ungethiem: Right.

Commissioner Melcher: And they're supposed to get a report. There's been times where we've went years without a report, and we had to start jumping up and down. So, at least it's a lot better and we're a lot stronger now than we were in the past.

Commissioner Ungethiem: Right.

President Kiefer: Okay, is there a motion to approve the tax phase-in memorandum of agreement?

Commissioner Melcher: Yes.

Commissioner Ungethiem: I'll second it.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes, I think that's a good deal that we have that, because that's something that we fought for for years about getting some kind of a claw back and different things. So, I'll vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: I vote yes, and conclude with a congratulatory comment to you, well deserved, moving into the position, and keep up the good work and look forward to working with you in the future.

(Motion approved 3-0)

Chris Kinnett: Thank you. You're very kind, and Commissioner Ungethiem, anytime you would like to sit down and talk about the numbers, I would be happy to. Thank you.

Commissioner Ungethiem: This was actually one of the reasons I ran for County Council 15 years ago, but I've been involved with this for awhile.

Chris Kinnett: Good. Look forward to talking with you. Thank you.

President Kiefer: Thanks.

County Engineer

President Kiefer: Next is department head reports. I see, John, you sent us an e-mail earlier with four items on it.

John Stoll: The ordinance revisions earlier took care of two of them. So, the other two are, the first one is a sidewalk waiver request for Autumn Ridge Subdivision. This is located at Staubs Lane and Mesker Park Drive. The Plan Commission changed the sidewalk waiver request process, in conjunction with the Commissioners approval they also have to take the waivers to the Plan Commission. In this case the Plan Commission voted 11-0 in favor of approval of the waiver. Given the fact there aren't any sidewalks along Mesker Park or Staubs Lane, and no curbs, gutters or anything, it makes sense to waive the sidewalks. So, I would recommend approval of the waiver.

President Kiefer: Any comments?

Commissioner Melcher: No, I make a motion to approve.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Then, the second item I have is supplemental agreement number two for the Heckel Road project. This is with the Lochmueller Group, and this increases the contract by \$117,000. This is for right-of-way services. Basically, the original agreement was set up on the assumption that there were going to be 15 right-of-way parcels. Now that we actually have plans, we know exactly how many properties are affected and there are 35. So, this is increasing the right-of-way parcel count from 15 to 35, and it's also adding another \$4,000 for some survey work. The County Attorney has reviewed it and approved it, so, I would recommend approval.

President Kiefer: Okay.

Commissioner Ungethiem: A question, we originally estimated 15?

John Stoll: Yes.

Commissioner Ungethiem: Now we've got many more?

John Stoll: The original estimate was based on two things. One was we thought we might be able to phase the project to get the far east end of it done first, and we were trying to guess how many parcels might be affected at that point. So, that was the primary reason. We bumped it up a little bit, not knowing the exact limits of what we might have to deal with on that end. So, that's why there's a substantial difference. Overall the parcel count is still substantially lower than it could have been, because we don't affect every parcel in Keystone. It could have been a count of higher than 60.

Commissioner Ungethiem: I was just curious of why we missed it by that much, but if we were only looking at one phase and then we expanded it, that makes sense. I make a motion to approve.

Commissioner Melcher: Second.

President Kiefer: Okay, under discussion, explain again what all, when you say right-of-way services, is that buying the ground?

John Stoll: That includes preparing the legal descriptions, doing the appraisals, and buying the ground, the buying services, not the actual purchase price. That's the right-of-way buyer goes out and meets with the property owners. The actual parcel purchases, those costs will be separate on top of this. So, once we get the appraisals in, I'll come to you, request approval to make the offers, and then the right-of-way buyer, which is part of these services, would take that and meet with the property owners.

President Kiefer: Okay, so none of this includes the actual cost of the land?

John Stoll: Correct. This is all engineering and buying services.

Joe Harrison, Jr.: This is, what is the overall amount that....I can't remember.

John Stoll: I think it was \$616,000 for the overall contract.

Joe Harrison, Jr.: But, this amount here is increasing it how much?

John Stoll: \$117,000.

Joe Harrison, Jr.: Okay.

President Kiefer: So, the \$616,000 does not include any land purchasing?

John Stoll: Correct, that was design—

President Kiefer: And it's to negotiate and do the legal, and, I mean, do the design work for 35 parcels?

John Stoll: It's to do the legal descriptions and the parcel plats, it's to do the appraisals and then to do the buying.

Joe Harrison, Jr.: And the design for the whole project.

John Stoll: That was included in the overall contract.

Joe Harrison, Jr.: In the overall price.

President Kiefer: Oh, okay, because I was like, my gosh, \$616,000 to go out and do right-of-way acquisition.

Joe Harrison, Jr.: No.

John Stoll: That covered the original project survey, the design, the permitting, all the up front—

President Kiefer: For the overall project—

John Stoll: Right.

President Kiefer: — not just the right-of-way—

John Stoll: Correct.

Joe Harrison, Jr.: So, this is just added to it. That's why they do an amendment like this. Instead of having a whole new agreement, they just add on to the existing agreement.

President Kiefer: Okay. Alright, then in that case I'll ask for a roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes, now that you explained it to me.

(Motion approved 3-0)

John Stoll: Sorry about the confusion. That's all I had, unless you've got any questions on anything.

President Kiefer: Well, what about the, oh, we already did those other two items.

Commissioner Melcher: Yes.

President Kiefer: Alrighty, thanks. Is there any other department head reports?

County Attorney

Joe Harrison, Jr.: Do you want to do the bids?

President Kiefer: Yeah, let's do the bids.

Joe Harrison, Jr.: Since John was up here. There were two bids that were submitted for the Broadway Avenue Bridge replacement project. I think it's bridge number 271. Again, two bids were submitted, one from Deig Brothers Lumber and Construction. Their bid amount was \$1,857,029.20. The second bid was from Blankenberger Brothers, \$1,075,352.30. So, that's \$1,075,352.30. The other one was \$1,857,029.20. So, I would ask that these two bids be taken under advisement and let Mr. Stoll review them and get back with us with a recommendation.

President Kiefer: Is there a motion to take these bids under advisement.

Commissioner Ungethiem: Was there a third contractor that did not bid? Did we send it out to three, or just two?

Joe Harrison, Jr.: Well, I think they posted it in the paper.

Commissioner Ungethiem: Oh, okay.

Joe Harrison, Jr.: I mean it was....but it was bid out publicly.

Commissioner Ungethiem: Okay.

President Kiefer: Okay, so we need a motion to take it under advisement.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: I'm going to vote yes. I would like to understand, John, when you go through this, why the discrepancy was high between the two. Did somebody miss something, or did they include something they shouldn't have? Because that's quite a spread there.

President Kiefer: I agree.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

New Business/Old Business

President Kiefer: Next, is there any new business before the County Commissioners? Any old business?

Public Comment

President Kiefer: Any public comment. Now is your opportunity to speak if anybody has anything. We see somebody coming up. No, he's leaving. Okay, no public comment.

Consent Items

President Kiefer: Madelyn, could you do the consent items please?

Madelyn Grayson: The consent items for the May 26th meeting are as follows; we have approval of the May 12, 2015 Commission meeting minutes. Employment changes, we have two that came in late this afternoon for Burdette Park. The County Clerk, we have the April 2015 monthly report. The County SWCD has the April 2015 monthly report. Weights and Measures has a monthly report. The County Treasurer has the year-to-date report through April 30, 2015. The County Engineer has a department head report and University Parkway TIF account pay request

number three in the amount of \$27,763.26. The Indiana Housing and Community Development Authority has a letter extending the expiration date of the CDBG grant.

President Kiefer: Okay, thank you. Is there a motion to approve the consent items?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Before we dismiss for the evening, I want to thank Brian for filling in for Joe Gries tonight, appreciate you being here. I'm glad you had a really robust and exciting meeting tonight. Is there a motion to adjourn?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The meeting was adjourned at 5:40 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the May 12, 2015 Commission Meeting Minutes.
SWCD: April 2015 Monthly Report.
IHCDA Letter Extending the Expiration Date of the CDBG Grant.

Employment Changes:

Burdette Park (2)	Surveyor (2)	Sheriff (2)
Assessor (1)	Auditor (1)	

County Clerk: April 2015 Monthly Report.

Weights & Measures: Monthly Report.

County Treasurer: Year-to-Date Investments through April 30, 2015.

County Engineer:

Department Head Report.
University Parkway TIF Account Pay Request No. 3: \$27,763.26.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Brian Gerth	Joe Harrison, Jr.	Erika Knight
Madelyn Grayson	John Stoll	Jodi Uebelhack
John Strange	Bill Fluty	Bob Holden
Chris Kinnett	Others Unidentified	Members of Media

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS
JUNE 9, 2015**

The Vanderburgh County Board of Commissioners met in session this 9th day of June, 2015 at 5:03 p.m. in room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. I would like to call to order the Vanderburgh County Board of Commissioners for June 9, 2015.

Attendance Roll Call

President Kiefer: I would like to ask Madelyn to do roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here. All people are here for attendance.

Pledge of Allegiance and Invocation

President Kiefer: I would like to ask Commissioner Melcher to do the Pledge of Allegiance and then next, in the audience, we have Reverend Whitlock, if you wouldn't mind coming up and just doing a brief invocation, that would be nice as well. Thank you very much.

(The Pledge of Allegiance was given.)

Robert Whitlock: Let us bow. Eternal and all wise, God, as we gather here tonight we pray Thy divine blessings upon the Commissioners, and we pray that You will bless their families. Those that are present, we pray that You will bless them also and keep us in Your divine and righteous care. We pray that all things will be done decently and in order. Thank You for all things, in Our Lord and Savior Jesus Christ's name. Amen.

President Kiefer: Thank you very much, Reverend Whitlock. We appreciate that.

Introduction of New Sheriff Deputies

President Kiefer: Next, under action items, Sheriff's Office introduction of five new Vanderburgh County Sheriff Deputies. The interesting thing about this is, I believe, in the past they used to have a program where every time they hired a new Sheriff, they would attend like either a County Council meeting or a Commissioners meeting, but, you know, that kind of got put aside and now your Chief and the Sheriff are

wanting to re-implement this. If you would like to introduce your Deputies, we would love to thank them for their public service.

John Strange: Thank you, Mr. President. We have, I'll just have you guys stand up. One of our new Deputies is out in the field, he's with his field training Deputy and they're on a run. So, we'll just have to have him do a make-up session. This is Deputy Mark Dimmett, Deputy Dane VanWinkle, Deputy Justin Chambers and Deputy Robert Hart IV. So, they've completed their academy training, they're in their field training phase right now, they're on probation, they're student Deputies for one year, and as part of their education and orientation they have to attend a County Commission and also the County Council. So, they were at County Council last week, this week is County Commission.

President Kiefer: Well, Deputies, thank you very much. We appreciate your service to the county. As far as I'm concerned, it's a great thing having new people on the Sheriff's Department and doing public service such as yours, because I know you put your life on the line and you do a lot for the public. With that, I would like to give you an applause.

(Applause)

Commissioner Melcher: You said, are they on probation? Are they full fledged Deputies now?

John Strange: They are, but Indiana law requires them to be on probation—

Commissioner Melcher: For a year?

John Strange: – which is...for one year, yes.

Commissioner Melcher: Okay.

John Strange: They have to complete a lot of training in that one year.

Commissioner Melcher: Oh, I understand that. It's kind of like when I was in the Army, after nine weeks. Okay, congratulations.

All New Deputies: Thank you.

President Kiefer: Thank you. Commissioner, did you have any comments?

Commissioner Ungethiem: No.

Commissioner Melcher: I've got one more. I personally know Bob Hart. His dad and I were great friends. So, he would be proud today if he was here. Thanks, Bobby.

President Kiefer: Officers, thank you. Moving right along, and that was the fun part of the meeting.

**SRI Proposal of Other Methods for Recouping Taxes
on Delinquent Properties**

President Kiefer: County Auditor, SRI proposal of other methods for recouping taxes on delinquent properties. It's unfortunate we have to look at an outreach for something like this to collect our taxes, but we do need the money. So, thank you, Mr. Luedtke, Glen Luedtke.

Glen Luedtke: Yes, thank you very much for having me here today. I sent out through Joe an outline—

President Kiefer: Right.

Glen Luedtke: – it's kind of Power Point of options you have available. My understanding right now that you're looking in to some properties that the city is interested in taking ownership in and possibly having, getting some grant money to approve those properties to better the community. The option that, if the county either owns or has the lien on the property, there's methods of assigning those liens over to the city. I'm not sure if you received some statutes—

President Kiefer: Yeah.

Glen Luedtke: – but the statutes that I outlined 6-1.1-24-6 basically indicates that after the tax sale concludes, any property that does not receive a bid, that the County Commissioners or the Executive Board receives the lien automatically the day after the sale. At that point you have certain options, which the outline here kind of gives you a layout. I'm not going to go over it, because your time is important, but I'm sure you've reviewed it and if you have questions we'll go into it. In the scenario of pushing through with what you have on your plate right now, I understand there's some of these properties that have been through tax sale and you're going through the process now of getting the tax deed on those. Once the tax deed is issued on those, then you have the right to hold a public hearing to dispose those properties. One of the disposals that would be at your hand is to assign properties that you own to the city or another subdivision that is requesting those. The manner, or the agreement of how you transfer those is between you and the city. You've gone through some expense, maybe the city's willing to offset some of those costs. You got the deed, so they didn't have to go through that process, they could possibly offset that cost within the agreement of the resolutions that you pass. The way it goes forward in getting them to the city, both of you have to pass a similar resolution. The Commissioners and the City Council would have to pass similar resolutions on assigning these properties over to the city, that you own, or even liens that you may acquire from a tax sale. So, this process, as far as, once you have the tax deed that's the quickest way to go to get them to the city. I've heard the possibility of land banks being created and stuff like that. Through Indianapolis and from Michigan we've heard horror stories from land banks that have been set up. Our thought is, go through the regular process, you get a judge to approve the tax deed being issued, removing it from the previous owner, that way it covers the county and anybody else that gets the property. They go through that process, they would have to go through the judge to determine if they felt it was illegally obtained by the government. So, this is the cleanest way that we recommend that you go through the process on either taking ownership or assigning to another municipality, is to go through this process of doing the title search notification and petitioning for the tax deed. The other, that focuses right on hand with what you're looking at right now

with properties that might be in the county's hands already. Properties that are coming up in future tax sales, as of July 1st of this year, the Treasurer is required to do a certified list of properties that qualify for the tax sale. The knowledge that a lot of your staff have about these properties can kind of forewarn you of properties that are kind of ones that don't move, kind of single them out to you to look at those before the sale comes up so you can take actions right after the sale on what you want to do with these properties. As I was mentioning, another possibility is if the city is interested in any of those properties, that right after the sale you could work up a resolution assigning those certificates over to the city, and then the city go through the cost of doing a title search and notification and petition the court for the tax deed. Again, once that happens, back taxes are dropped off those properties, they get it free and clear of all liens, and then you move on forward to doing whatever is required by the city in order to dispose of the properties. Again, in a certificate that you're transferring, you don't have to go through the public hearing to dispose of those liens, but you would have to do a resolution. So, you could determine on those which ones, and, again, set up a resolution quickly to move those properties. I've been talking to Joe about the possibility of assisting you on properties that don't sell, maybe at a lesser cost than what you're going through right now. The possibility, and what all counties that I've encountered, Marion and Bloomington that do these on a regular basis where they go for the tax deed automatically after the sale, a lot of times they're accumulating properties that they can't move. A lot of times through a certificate sale, where you're lowering the bid according to statute, you could sell some of these certificates to adjacent property owners at a discounted price, and possibly get them to take them on and improve their own community and surroundings to improve their properties. In the 46 counties that we're doing those in on a regular basis, we're seeing that between 55 and 60 percent of them are selling at the second sale. About ten percent are selling higher than the original certificate was. So, again, you'll see that when you take an aggressive effort in notifying the adjacent property owners, there's more of a concerted effort to try to improve the area for themselves, which helps you too because once they take ownership of these properties they get them back on the tax rolls again, which means that they start paying those taxes that current year that they're buying them pretty much. So, you lose a little bit on the back end, but you gain on the front end because now you're putting them in taxpayers hands that are keeping the taxes current in the future. We also would recommend that before you do the sale, and that's why I'm saying look that list over first, there might be some properties that have some value, and you would go through the process like you're doing now of doing a deed sale, where you take the properties in the county's name and then dispose of them that way. I would usually set a value of something like maybe \$30,000 or above that I would look at possibly saving those to take to deed. Then anything under that, maybe have a certificate sale for people. That way you go through a two year process. One year you're having a certificate sale. If they don't go through the certificate sale and sell, you could take them to deed at that point, and then there's other options that you have of disposing those properties after that. We have many ideas of the statutes on moving these in different counties that we've been very successful on it.

President Kiefer: Glen, may I interrupt for a second?

Glen Luedtke: Sure.

President Kiefer: So, who manages this process? Is that something that, in our case the County Commissioners would manage that whole process, and we actually have

to have a person in-house physically doing this? Or, is that something that we're looking—

Joe Harrison, Jr.: We're already doing it now.

President Kiefer: Well, I know we do that now, but, I mean, I know—

Joe Harrison, Jr.: The Auditor and Treasurer are doing it.

President Kiefer: Okay, and I knew Kristin was heavily involved in handling stuff too.

Joe Harrison, Jr.: Well, she is.

Joe Gries: The attorneys also—

Joe Harrison, Jr.: Yeah.

Joe Gries: —the Commissioners each year have a contract with the title companies to do title searches.

President Kiefer: Right. I guess, what I was asking is, with this, with this new idea, is that just still manage it, or is it something you guys handle as a contractor?

Glen Luedtke: Well, as the contractor we could assist with the process.

Joe Gries: Right.

Glen Luedtke: We can assist with—

President Kiefer: I was trying to see if we saved man hours—

Glen Luedtke: Sure.

President Kiefer: — on this thing.

Glen Luedtke: And we can. We don't do title searches, that's the only expense that the county would have to do is the title search, if you're wanting to take them to deed. Our costs for doing the deed sale, basically is \$100 per parcel, plus postage for the notification. On that, we take the information from the title search companies, we send out the notices, track the notices, we work up the notices and the petition and the order for the attorney to look over and verify that everything meets according to statute. Then you can petition the court for the tax deed. So, there's that that we're doing along with the fact that we also create the tax deed after it's been issued. So, therefore, the same thing, if we do the sale, the sale then we'd take a percentage of the sale. If it's live we ask for a 15 percent fee of whatever is taken in at the sale. If it's on the internet, it's ten percent. So, I mean, I've got a full range of things, I just want to focus in on what you want to do first before I go into more detail of options of how we can. It will save them a lot of time, as far as the noticing and tracking the noticing, putting the information together.

Joe Gries: President Kiefer, also SRI currently contracts with us to do our tax sale. So, this process kind of flows into that.

President Kiefer: Okay.

Joe Gries: They have direct knowledge of when it starts from beginning to end.

President Kiefer: Okay.

Joe Gries: So, there's some efficiency there, I think, not only for Auditor's staff, Treasurer's staff, Commissioners staff, but also some of the costs, I think, probably, you know, overall we're going to see a drop in costs in how this plays out. Again, I think you have to make a decision, like Glen said, you choose, maybe a different path for different types of property. So, if you have properties that, you know, are valuable, you think you can sell through an auction to get a good return on, those you go through the deed process—

President Kiefer: Right.

Joe Gries: – but then the others you would go through a certificate sale, or you assign certain properties even to the city. I know Commissioner Ungethiem has been in meetings, as well as I have about, with the city departments and looking at blighted and abandoned properties. This is obviously a big issue for the city, and so they're looking for ways to possibly obtain some of these properties to help them go through this process.

President Kiefer: I didn't see in our packet an agreement proposal. Is that coming later then?

Joe Gries: That would be something that...yes, Glen can provide at a later meeting. This is kind of just an initial—

President Kiefer: Introduction.

Joe Gries: Exactly.

President Kiefer: Okay, gotcha.

Commissioner Melcher: So, we're talking about saving money?

Joe Gries: Yes.

Commissioner Melcher: That's the bottom line, we're going to save money, but we're still in control of it?

Joe Gries: Exactly.

Commissioner Melcher: Because we get calls, as you know, all the time about these abutting property owners wanting that property.

Joe Gries: Exactly, and that's probably where you can save the biggest amount, because you don't have to do as much noticing, they can also help us through that process. It's a very shorter process.

President Kiefer: And they get a certificate is what, a certificate sale when you do it with a neighboring property, is that what that is?

Joe Harrison, Jr.: Well, there's two ways you can do it.

Glen Luedtke: Yeah, there's two ways.

Commissioner Melcher: The way we've been doing it, don't we get the title?

Joe Harrison, Jr.: Well, the law just changed for the certificates, so that wasn't an option.

Commissioner Melcher: Okay.

Glen Luedtke: Now the law changed—

Joe Harrison, Jr.: Now that's an option, but the county had to have title before. Then we sell the properties or we just deed them to the adjoining owners, landowners.

Commissioner Melcher: So, what would the certificate, would that save money?

Joe Harrison, Jr.: You know, I don't know how that's going to work.

Glen Luedtke: Yes.

Commissioner Melcher: Well, that's what I'm...I don't know.

Joe Harrison, Jr.: I mean, I don't know what kind of interest you're going to get with that, but Ron Beane's here from the City Metropolitan Development office. They keep track of every single property.

President Kiefer: So, when you do a certificate sale—

Joe Harrison, Jr.: Well, there's never been one.

President Kiefer: I'm just saying, when you do—

Joe Gries: We actually used to do certificate sales.

Joe Harrison, Jr.: Well—

Joe Gries: Way back.

Joe Harrison, Jr.: — there hadn't been any lately.

President Kiefer: I guess, my question is, does the person buying that get a deed of some sort that he can then go to the bank if he wants to do improvements and borrow money?

Glen Luedtke: On the certificate sale, the way that works is that it's, again, a public auction. You sell the certificate at a lesser value than it was offered at in the fall sale. So, that way, again, it's more attractive to adjacent property owners or investors that want to move in to the area or create some kind of other kind of entity there.

President Kiefer: I'm just trying to understand if a homeowner buys it, can they borrow money against that property in order to, can a lien, could a bank do a typical deal where they could loan them the money to do the improvements.

Joe Harrison, Jr.: They're not going to do that.

Glen Luedtke: You know, it's on a scenario that, just like a regular tax sale.

President Kiefer: I gotcha.

Glen Luedtke: These people have to go through a process in order to get the tax deed. Once they have the tax deed in hand—

President Kiefer: Right.

Glen Luedtke: —then it's a negotiable situation.

President Kiefer: I gotcha. I understand it now. I understand what you're doing. Okay, that answers my question.

Joe Gries: That process would save the county money, because we're not going through the process—

Joe Harrison, Jr.: Right.

Joe Gries: — of obtaining the deed.

President Kiefer: They're doing that process.

Commissioner Ungethiem: It makes a difference who goes through the deed process.

President Kiefer: I got it. I totally understand it now. No, I'm interested in this. So, I would say, you know, move ahead, you know, from my perspective. I can't speak for the other Commissioners.

Joe Gries: We can continue to work with Glen and we can start putting together a proposal that the Commissioners could then review and approve at a future meeting, but then Glen would then start the process of helping us, and maybe we can work with Ron in the city as well to help identify, you know, which properties we take down certain paths. That would be very helpful, I think, and could save us—

Commissioner Ungethiem: I think the next step would be to quantify what that savings would be—

Joe Gries: Sure.

Commissioner Ungethiem: — so that we have an idea. Are we talking about \$10,000, are we talking about \$100,000, based on the amount of properties that we have to move.

Joe Gries: We can go back to this prior year and look at the number of properties that didn't sell, the amount of money that we've spent going through this process. We can provide that to the Commissioners and then Glen can give us an idea maybe if we go down a different road what it would cost. So, we can compare that.

Joe Harrison, Jr.: The city, and, I guess, Kristin, and the Auditor's Office they have a list of all of the properties that are in the county's name now, that will be in the county's name in a couple of days. They know if there's structures on those properties, they know where they are—

Glen Luedtke: Right.

Joe Harrison, Jr.: – they know if they're next to adjacent homeowners that may be interested in purchasing or acquiring those properties. So, they have a pretty good listing now, and I think Ron has even gone out and looked at structures to see what condition those structures are that are on all of the homes that are in the county's name or will be in the county's name. So, we have even a categorized list of really bad, not bad, marginal, etcetera. I mean, there's been a lot of work behind the scenes.

Glen Luedtke: Oh, yeah. That's what I was saying about another way that we're saving you money is the fact that it's, according to the limits that you even set at your tax sale, what is it \$1,000 for the title search and notification costs?

Joe Gries: Yes.

Glen Luedtke: You probably don't pay that amount, but still the attorney fees and the title search cost you money. So, that cost, you eliminate that cost by going through a certificate sale, as far as the attorney fee, again we help as far as you getting a deed to the property by assisting Mr. Harrison with the documentation. Which, if he doesn't want to, we don't have to, but, I mean, we will provide information for that. We also provided the deeds at the time, at the end, which we have in-house attorney that really scrutinizes to make sure the documents are set up and passable for legal issues.

President Kiefer: Okay, thank you. I think we know that you're going to come back with another potential contract, and you're going to work with our County Auditor.

Glen Luedtke: Yeah.

President Kiefer: Appreciate it, and then, of course, keep us posted.

Joe Gries: Absolutely.

President Kiefer: Look forward to it.

Joe Gries: Thank you.

Glen Luedtke: Thank you.

Commissioner Ungethiem: Thanks.

President Kiefer: Joe, thank you for your work, because I know you do a lot of stuff behind the scenes to ready this for these meetings, and I appreciate that, thank you.

<p>First Reading of Ordinance CO.06-15-006: Amending the County's Fence Ordinance</p>
--

President Kiefer: Next is the first reading of CO.06-15-006, amending the county's fence ordinance. Is Ron Beane here to discuss this? Oh, you're–

Ron Beane: I'm Building Commissioner, Ron Beane. This is an ordinance that will take the enforcement of fence building and retaining walls that are being built in

drainage easements and right-of-ways that are restricting water flow. This would move the responsibility of noticing the owners that they need to be removed to the Building Commission. It's something that's within the Area Plan Commission's ordinances now, but they don't really have the field representation that we do and some of the enforcement abilities that we do. The way it would work is that if someone builds something in the drainage easement, we would notify them and give them a time to remedy it, and then if they don't then we could let them know that there's the potentiality of fines if they don't, but, hopefully, they would remove it voluntarily.

President Kiefer: Ron, I apologize, I wanted to say welcome—

Ron Beane: Thank you.

President Kiefer: —Vanderburgh County and the City of Evansville as the new Building Commissioner.

Ron Beane: Thank you, I appreciate that.

President Kiefer: Appreciate you taking on that position. I know it's going to be a lot of hard work ahead of you, but I'm sure you're ready for the task. This is a really important issue to us Commissioners because we sit on the Drainage Board.

Ron Beane: Right.

President Kiefer: We do have issues from time to time when people come and complain because of the very thing that you're talking about.

Ron Beane: Right.

President Kiefer: So, you know, I'm glad to see this, and look forward to having you appear at some of our Drainage Board meetings in the future.

Ron Beane: Well, I look forward to that as well. There will, just to mention, there is also, when we would notice someone, they would have the opportunity to file a variance request with the County Surveyor, and if he signed off on it and said it's not in a position that it's really going to bother...so, there are some different avenues, but, yeah.

Commissioner Melcher: We've seen everything; swimming pools, concrete being built—

Ron Beane: Yeah.

Commissioner Melcher: — yard barns is the biggest.

Ron Beane: Right.

President Kiefer: Do you have anything—

Commissioner Melcher: Retaining walls.

President Kiefer: — Commissioner Ungethiem? Anything you want to—

Commissioner Ungethiem: No.

President Kiefer: Okay.

Joe Harrison, Jr.: The city did pass a similar ordinance, correct?

Ron Beane: Yeah, the city has already passed a similar ordinance, giving us the same authority within the city limits. This just extends it out to the county lines.

President Kiefer: Okay, Commissioner Melcher, any other comments?

Commissioner Melcher: No.

President Kiefer: Okay, this is first reading, so, I would like to have a motion to approve.

Commissioner Melcher: Making a motion to approve it for first reading only.

Commissioner Ungethiem: Second.

President Kiefer: Any further discussion? Any public comment? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Again, Ron, welcome and thank you for being here tonight.

Ron Beane: Thank you. It will be back on the 23rd, I understand, for second and third reading?

President Kiefer: Yes.

Ron Beane: I'll see you then.

President Kiefer: Thank you.

Ron Beane: Thank you.

**Final Reading of Ordinance CO.06-15-003
Amending Weight Restrictions on Certain County Bridges**

President Kiefer: Okay, next we have the final reading of CO.06-15-003, amending the weight restrictions on certain county bridges ordinance. This is, I believe, John Stoll, you're going to talk about this? We've talked about this in the past, but, I think we have what one bridge that would qualify to come under this new weight restriction? John?

John Stoll: Yes, it's the Heckel Road bridge east of Green River Road. It's an old 1800's truss bridge. That's the only one that would require a weight restriction based on the last—

President Kiefer: And there will be appropriate signage put up?

John Stoll: The last time we checked the signs were still there. I believe it's posted eight tons, and part of the process for dealing with the bi-annual bridge inspection is to provide evidence of the posting. So, we'll definitely make sure it's out there.

President Kiefer: Is there much cause for truck traffic going back there with that eight tons?

John Stoll: We've heard from residents that trash trucks go across the bridge. We've heard reports of school busses, things like that, that shouldn't be there, but nobody from my office has personally seen it. We've sent notices out to trash hauling companies who were identified by the residents and told them that it's restricted to eight tons.

President Kiefer: How prominent is the signage?

John Stoll: I don't remember the dimensions. I would say the signs are probably no more than 18 inches wide by 24 inches tall, give or take.

Commissioner Melcher: That's big enough.

President Kiefer: Yeah, I just wonder if we shouldn't have some signage like on the bridge itself, you know, as you enter it or something.

John Stoll: I thought we had some advance notice on that one as well. The typical sign is just a white sign with black lettering. Like I said, they're rectangular signs. It just gives the posted weight restriction. On bridges like Maryland Street, when it was posted prior to closing it for the re-construction, we had posted signs back at like Wabash to let people know that there was a weight restriction ahead. So, if there's not anything out at Green River, we could go take a look and get something installed.

President Kiefer: I don't think you can have too much signage to give people warning, because I would hate to see, you know, a busload of kids go crashing through the bridge, you know, because of over the weight. The signage shouldn't be too expensive, I wouldn't think.

John Stoll: We can get the City-County Traffic Department to take care of that. I'll check into it and make sure that there's adequate notice.

President Kiefer: Yeah, just let them know that we're, I mean, at least I am, recommending, you know, from the Commissioners, that just add some signage to it.

Commissioner Melcher: I would think too we'd want to take the extra step and certify a letter to the School Corporation and these truck hauling firms for trash. Just certify a letter saying this bridge is under—

John Stoll: We haven't received anything from any specific, about any specific trash hauling companies recently, but—

Commissioner Melcher: But if the residents is saying it's happening, it's happening.

John Stoll: We probably need to find out who's hauling out there and just notify that company, since it's been a while, but notifying EVSC won't be a problem.

Commissioner Melcher: Yeah, I just, we need to protect ourselves in this. So, we need to send that.

President Kiefer: Yeah.

Commissioner Melcher: That way we've got a signature that they got our notice.

John Stoll: Okay.

President Kiefer: Okay, thank you. I think, I appreciate this, and I think this is a, you know, a safety, a public safety issue. So, I'm glad we're doing this. So, is there a motion to approve the final reading for the weight restrictions on certain county bridges ordinance, CO.06-15-003?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Any further discussion?

Commissioner Ungethiem: John, one question. We do the bridge inspection every two years?

John Stoll: Correct.

Commissioner Ungethiem: So, two years from now, if there's any bridges that fall under this, we'll address them at that point?

John Stoll: Right.

Commissioner Ungethiem: Okay.

President Kiefer: Are there any, is there any public comment for or against? Seeing none, I would like to ask for roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thanks, John.

<p style="text-align: center;">Final Reading of Ordinance CO.06-15-004 Amending Construction Site Storm Water Runoff Control</p>

President Kiefer: Next is final reading of CO.06-15-004, amending the county construction site storm water runoff control ordinance.

John Stoll: That's where we just needed to make our ordinance match up to the Indiana Administrative Code. We're basically adding four words to our ordinance that will now make any land disturbance of more than an acre require a full erosion control plan. With the previous omission of those four words and the way the ordinance was worded, the requirement to have an erosion control plan was tied to construction of infrastructure or structures on a site, rather than just any land disturbing activity. So, this is just really to bring our ordinance in line with the Indiana Administrative Code.

President Kiefer: Yeah, it looked like you just changed one paragraph or one sentence almost. So, is there comments from the Commissioners?

Commissioner Melcher: No, I'll make the motion to approve it.

President Kiefer: We have a motion to approve. Is there a second?

Commissioner Ungethiem: Second.

President Kiefer: Second? Is there any comments from the public for or against? Seeing none, I would like to ask for roll call.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

**Final Reading of Ordinance CO.06-15-005
Amending Community Corrections Work Release Program**

President Kiefer: Next we have a final reading of CO.06-15-005, amending the county Community Corrections Work Release Program ordinance. I see we have somebody here to speak about it. If you could tell us your name.

Jodi Uebelhack: I'm Jodi Uebelhack. I'm the Director of the Community Corrections.

President Kiefer: Jodi, welcome.

Jodi Uebelhack: Thank you. This is just codifying, basically, the agreement that we brought to you four weeks ago allowing the judges to take partial responsibility, in conjunction with the Sheriff, over the Work Release Center.

President Kiefer: Yes, I'm familiar with that, and I think it's a good idea, and glad that we have this before us. Is there any questions or comments from the Commissioners?

Commissioner Ungethiem: Motion to approve.

Commissioner Melcher: Second.

President Kiefer: Okay, we have a first and a second. Is there anybody in the audience for or against that would like to speak about this? Seeing none, I would like to ask for a roll call vote please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Jodi Uebelhack: Thank you.

President Kiefer: Thank you, Jodi, appreciate it.

**Health Dept: Emergency Preparedness Grant
Superior Court: Independent Contractor Agreement: Julie Collins
Auditor: Wells Fargo Consulting Contract: 457 Program Review
CIO: Circuit Court Alpha Laser Copier Lease Agreement**

President Kiefer: Next, under contracts, agreements and leases, the County Health Department emergency preparedness grant agreement with the Indiana State

Department of Health. I see Dr. Spear is here. This says the sum of the grant is \$51,134 to enhance local preparedness activities in order to better respond to public health and healthcare emergencies in Vanderburgh County. Dr. Spear, welcome.

Ken Spear: Thank you, thank you. It's a grant that we obtain every year. It's a little different this year in that it's emergency preparedness, but also there's a second portion with Ebola money from the government that's in this grant also. It's a catch up piece, so the grant's a little bigger than last year. It's \$51,000 this year versus \$27,000 last year.

President Kiefer: Okay, is there questions from the Commissioners?

Commissioner Melcher: No.

President Kiefer: Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Any further discussion? Madelyn, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Ken Spear: Thank you very much.

President Kiefer: Thank you, Dr. Spear. Next, Superior Court, Juvenile Division independent contractor agreement with Julie Collins. I see Bernie is here to discuss this. My understanding is Ms. Collins' compensation will not exceed the annual sum of \$1,870, and such funding will come from the Vanderburgh Superior Court/Juvenile Division Court Improvement Grant. The agreement is month-to-month.

Bernie Faraone: That's correct. It's a grant that Judge Niemeier's been successful in getting awarded for our court since, I think, 2002. We usually average being awarded \$25,000 to \$35,000 for a program that's used to subsidize a specialized drug treatment program. We have two class, state class specialized programs; one is for parents and the other one is for teens. Julie we're asking to work with us for the parents program. What happens is we get cases before Judge Niemeier where kids are removed temporarily due to abuse and neglect, and the court learns through various agencies that part of the problem is the parents have a drug or alcohol issue. This allows the court to negotiate with the family, if the parent will go and pursue getting help for the drug and alcohol issue. Then, usually it leads to reunification for

the family, and that's a good result for the court, the family, the community. So, we're asking that this Julie Collins' contract get approved for the remainder of this grant. Again, it would take no money out of the General Fund. The money is already there.

President Kiefer: Okay, thank you. It sounds like something easy to do. Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: No further discussion? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Bernie Faraone: Thank you, Commissioners.

President Kiefer: Thank you, Bernie. Next we'll ask the County Auditor to speak about the Wells Fargo consulting contract proposal to review the county's 457 employee retirement plan. Joe, if you could just briefly mention this.

Joe Gries: Yeah, this is an independent review of the retirement plan that is offered by the county. The county does not have any financial obligation with this plan. It's voluntary by each employee, but this will allow us to determine if the plan in place is being conducted properly; fees and other costs that would be received from the employees are in line with the industry standards. We will have another review as well, we'll going to have two independent reviews to make sure that we get good information. This could lead to, you know, decisions that the Commissioners would make in the future, but if we don't do this periodically, then we put ourselves in a little bit of an issue with the investing and how that all plays out. So, it's \$4,000, there's money in the Commissioners Infrastructure to cover this.

Commissioner Ungethiem: Included with the review, will we also get a recommendation if there's any changes that they see?

Joe Gries: Yeah, that's—

Commissioner Ungethiem: If we've got a plan that's not as good as another plan, would they make recommendations?

Joe Gries: That's exactly what they will do, yes.

Commissioner Ungethiem: Okay.

President Kiefer: Okay, if there's no further discussion, I'll ask for a motion to approve.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Abstain.

(Motion approved 2-0. Commissioner Kiefer abstained.)

President Kiefer: Thank you. Next is Computer Services, Circuit Court lease agreement with United Leasing. Mark Uhrin is here to discuss. I believe this, under the lease agreement the county is to pay \$167.42 per month for the term of a four year lease agreement.

Mark Uhrin: Thank you, Mr. President. This is to replace an existing Xerox machine with the Circuit County Court under the master agreement.

President Kiefer: Any questions?

Commissioner Ungethiem: Is this machine that we replace, is this something we own, or is it another leased machine?

Mark Uhrin: I believe it's a leased machine.

Commissioner Ungethiem: Okay, so we're just swapping one lease for another? Okay.

President Kiefer: Okay, is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Mark Uhrin: Thank you.

President Kiefer: Thank you.

Burdette Park

President Kiefer: Department head reports. We have, I see a couple of department heads here. Does anybody have a report to give?

Jacob Murphy: I was just going to give you a brief update on the slides. They finished removing all the coating that had failed, and they should be done by Friday, I'm told. So, we're excited to get those up and going again. Then, I mentioned the Advisory Committee wanted to honor the previous manager of the park, Steve Craig, by renaming a stretch of road in the park after him. So, they unanimously voted yes in favor of it, and then I was bringing it to you guys to see if all would accept their recommendation.

President Kiefer: Jacob, where exactly is that stretch at?

Jacob Murphy: So, when you drive in through the main entrance of the park, and you go past Lakeside and your making your way to the upside down house—

President Kiefer: Okay.

Jacob Murphy: — it is the stretch of road that goes up by the upside down house and then connects back to Burdette Drive. So, it makes a “u” shape, kind of.

President Kiefer: Okay. He was here how many years, 23 years, I think?

Jacob Murphy: Yeah, close to four decades. I thought it was more like 37 or something.

President Kiefer: Oh, 37 years? Okay, well, you know, so he's got a lifetime of experience working out there. I think this is probably, since the Advisory Board is recommended it, it's probably a worthwhile endeavor to do this.

Commissioner Ungethiem: Are you going to have signage that identifies that that has been changed? Is there a plaque or a sign?

Jacob Murphy: Yeah, I wanted to get it approved first. Yeah, but we're looking at, the Advisory Committee is also looking at doing a way finding, so updating all of the signage throughout the park, but this would be the first one, yeah.

Commissioner Ungethiem: Okay.

President Kiefer: So, Jacob, you'll have to at least work here 37 to get–

Jacob Murphy: A little stretch of road named after me.

President Kiefer: – a little stretch of road named after you there at Burdette. Okay, any other comments from Commissioners?

Commissioner Melcher: No, that's just to qualify.

President Kiefer: Okay, is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: Opposed? None, so it's unanimous. You've got it.

(Motion approved 3-0)

Jacob Murphy: Thank you guys.

Commissioner Ungethiem: I've got a question.

Jacob Murphy: Yes, sir?

Commissioner Ungethiem: You said there was some issue with one of the slides, on the finish.

Jacob Murphy: Yes.

Commissioner Ungethiem: Can you explain?

Jacob Murphy: Yeah, so, when they came out and did the work, they did the coating. What has happened, they didn't sand all the way down, and all of the previous spots that were, you know, obviously, we did patchwork on the slides, well, they didn't sand those down all the way. So, what it was doing is in those areas it was pulling up the old patching. So, they've since went back and sanded it all the way down and they're re-coating it.

Commissioner Ungethiem: And we have a warranty for the work for how long?

Jacob Murphy: Not a guarantee, but they project that it will last ten years.

Commissioner Ungethiem: Ten years?

Jacob Murphy: Yeah.

Commissioner Melcher: Well, they might have learned a lesson to just sand everything before they paint it.

Jacob Murphy: Yeah, you would think.

Commissioner Melcher: Put that in your records for ten years from now when they're coming back, sand.

Jacob Murphy: Sand completely.

President Kiefer: Okay, anything else, Jacob?

Jacob Murphy: No, sir.

President Kiefer: Alright thank you for being here tonight.

County Engineer

President Kiefer: Next is our esteemed County Engineer. He always has something for us to consider.

John Stoll: Yep, tonight is no exception. I've got, the first two items are for the University Parkway force main project. The first item is a Rule Five permit application. This is required to be filed with IDEM, because the area of land disturbance for the project is going to be in excess of an acre. I need the Commissioners approval on that, then the Lochmueller Group will submit it to IDEM.

President Kiefer: Okay, are there questions?

Commissioner Melcher: No, so moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Then the second item is the actual IDEM sewer application. This is for the extension of the force main. Again, it requires Commissioners approval, and Lochmueller will send that off to IDEM as well.

President Kiefer: Okay, questions? Discussion? Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Congratulations, got two down.

John Stoll: Next I've got a time extension request on the Green River Road project. The original completion date, based on the construction contract, was June 1st. E&B Paving, who's the contractor on the project has requested a nine week time extension, which would extend the completion date to August 3rd. The reason they're asking for the time extension is due to delays associated with utility relocation problems, and there were also some issues associated with poor soil conditions when they were removing what was the old Green River Road, which basically was the middle of the new project back a few months ago. Soil conditions were very poor, and additional geo-tech work had to be done out there, which delayed them by a couple of weeks just on that one issue. So, their reasons for the request were evaluated by Structurepoint, and Structurepoint agreed with the justification for the delays as submitted by the contractor. So, on that basis, I would recommend approval of the time extension.

President Kiefer: Okay.

Commissioner Ungethiem: This extension is not costing us anything?

John Stoll: No.

Commissioner Ungethiem: It's just a schedule only extension?

John Stoll: Correct, and they're still estimating that the project will be finished by mid to late July. So, they're not planning, based on the schedules that I've received so far, they're not planning to run it out to the August 3rd date, it's just that—

President Kiefer: A little cushion.

John Stoll: Yeah, and the delays they encountered during the construction added up to nine weeks. So, that's why they asked for the nine weeks.

President Kiefer: Okay.

Commissioner Ungethiem: Okay, so moved.

Commissioner Melcher: Second.

President Kiefer: Any further discussion? Seeing none, would you do roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: The last item I have is a request for approval to go to County Council to appropriate an additional \$100,000 in the Broadway Avenue Bridge number 271 replacement. We opened bids on that a few weeks ago, and the low bid was \$1,075,000. We are about \$58,000 short of being able to have enough money to award that contract based on the current amount in the project account for that contract. So, I rounded it up to a \$100,000 request, that will give us roughly \$42,000 for change orders if they come into play. So, I would like to go ahead with that appropriation request, and then if it was approved by County Council then at your next meeting I would request approval to award the contract.

President Kiefer: Okay. I'm good with that.

Commissioner Ungethiem: Is that enough?

John Stoll: Contingency for change orders?

Commissioner Ungethiem: Yeah.

John Stoll: I hope. I doubt it, but we'll see how things go.

Commissioner Ungethiem: What's the total price of the project? \$1.1?

John Stoll: Pardon?

President Kiefer: Well, this would just be contingency for the additional amount?

John Stoll: The low bid was \$1,075,000.

Commissioner Ungethiem: Yeah.

John Stoll: So, this gives us four percent. Not much.

Commissioner Ungethiem: Not much. Okay.

President Kiefer: Yeah, alright, I'll ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Melcher: Second.

President Kiefer: All...I mean, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Keep the change orders to a minimum. I approve.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Well, since the engineer approved it and voted for it, I'll say yes also.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes, and hopefully with luck you won't have to come back and ask for more.

(Motion approved 3-0)

John Stoll: I hope not. I'll be ready for this project to be over with.

President Kiefer: Okay, thank you, John, appreciate it.

John Stoll: Thanks.

President Kiefer: Are there any other department heads that want to speak? Okay.

New Business/Old Business

President Kiefer: Is there any new business? Is there any old business?

Public Comment

President Kiefer: Okay, under public comment I know I had one request from Reverend Whitlock and I think some of the neighbors in his subdivision. Reverend Whitlock, would you like to approach the mic, the podium and give us your name and address and tell us how we can help you. I know how we can help you, but I wanted everybody else to hear it.

Robert Whitlock: Thank you, President. Robert Whitlock, 1900 West Summit Drive. We have a private road there that when the subdivision was built the dam in which was the problem that the county did not accept responsibility of the road. We have five out of 11 families here, and we've had to maintain the road ourselves because of the dam. Now, I think that President Kiefer and also the County Engineer came out to inspect the dam and saw that the dam was well kept and didn't have any

problems. We don't have any type of snow removal, the 11 families, and so we come to just ask for—

President Kiefer: So, it's more than just the pavement, but it's also, you know, any other work, like snow removal any other kind of service that the county might provide.

Robert Whitlock: Right. Right, and we don't get any snow removal or anything like that. So, what we are asking the county to take over the road because of the dam has been well kept.

President Kiefer: How many years has it been now did you say? Twenty plus?

Robert Whitlock: I've been there twenty plus.

President Kiefer: Yeah, and it's—

Robert Whitlock: I do have the developer here, and he probably can answer that, Jerry Nord, he's here, he's one of the families that live there.

Jerry Nord: Twenty five.

President Kiefer: Twenty five years ago? Okay, and how long of a stretch of road, what's the length of the stretch of road?

Robert Whitlock: I'm not sure exactly. It's probably right around may three tenths, two to three tenths of a mile stretch of road there. I'm not sure exactly, you know, how much, but the problem was the dam. That was the reason why that it was rejected, the road, because I think that the County Engineer maybe at that time was afraid that the dam would be washed out and wash the road out.

President Kiefer: Obviously, the test of time has proven that the dam has held up.

Robert Whitlock: Right, right, and we're just asking the county to take over the road, so that we can—

President Kiefer: Yeah, okay, I know, I had gone out there, along with John—

Robert Whitlock: Right.

President Kiefer: — and I understand your plight completely, and I do agree with you that that dam seems to be pretty sturdy. Of course, I'm not an engineer and I didn't inspect it as an engineer, but, obviously, it looked visibly very strong and the structure looked safe from a layman's viewpoint. Obviously, it's held up for 25 years. So, you know, I would like to help you with the road situation personally, but, obviously, we need the other Commissioners to hear what your problem is and understand it. Maybe, John, you can come up and talk about what you think the value of trying to take on this road, what it might cost the county if, you know, and I think you guys are even interested, or acted as if you might be able to participate in some small way—

Robert Whitlock: Yes.

President Kiefer: –toward, you know, some of the repairs that are currently needing to be done.

Robert Whitlock: Yes, right.

President Kiefer: I haven't been out there in a little bit of time, so I can't remember, you know, how much it's going to cost to repair some of the damaged areas in the road.

Robert Whitlock: Well, we did get two estimates on the road, and I think that, I don't have it in front of me right now, but it was last fall, we may want to get another estimate, get someone to....we had two companies that was going to take care of that for us. I don't know if, maybe Jerry has some, Jerry Nord has some information here on that.

President Kiefer: Jerry, if you could just say your name and address for the record.

Jerry Nord: Yeah, my name is Jerry Nord, and I was the developer of that project. It started out about 1989, the concept, at that time Rick Borries was the President of the review of subdivisions and all that part of it. So, we did everything that we needed to do to be able to get the current, I mean, the approval that we could go ahead and do a concept that met all the subdivision–

President Kiefer: You met all of the standards at the time?

Jerry Nord: Yes, we got, and I got a professional engineering company to core drill, like where the lakes were going to be, especially where this road was going to be to determine what the design criteria was. It was H. Nunning Company out of Cincinnati, so they've been used by a lot of different road work, construction projects and all that part of it. So, basically, we built everything to that requirement. When Rick was in as the President, he said, well, I got phase one and two approved, and that's whenever I started the development. Where the road stops now, the approval part of the road, then from that point he said, I'll have to wait and make a decision on that. I'm not saying no, but I'm not saying yes until I have some idea of what it's going to look like and what kind of engineering you're doing behind this. So, at that point, you know, phase one and two sold out very quickly. So, I was starting to do the next phase, and the only option I had, I said, well, now do you think you guys will look at this and give me an opportunity to get, showing you what I'm doing engineering-wise that we could have a chance of getting that road going across the dam approved. He said, well, we have never accepted a road that goes across a dam, because of the fear of failure that we would have to put the road back in as well as build back the dam. So, I assured him at that time that I'll do everything possible to get professional people to give guidance to the construction of it. Like I said, that's been 25 years ago that that dam was built, and we've not had any problems. It has not exceeded even going across the road, so, the head of the dam or the height of the dam was adequate. When I went to the neighbors to get approval, because I wanted to make sure that their houses, there's a subdivision called Turpin Lane that's down below where this dam is being built, and I went to each of them and I asked them, I said do you have any problem, they said, no, it would be a blessing because every time it rains the water across the highway rains to that area and it floods out their back yards, where they have septic systems and all that. So, they felt that that would be a blessing, because I think there was something like 800 or 900 acres of ground that was draining into this lake. Now, this is the largest of the lakes. So, that was a lot of water coming through there. So, again, with that

information, that data, that's the design criteria that the engineering companies said we needed to go so high, go down to bedrock, it was like 22 feet deep that we actually went down to excavate the dirt, and then we relayered it back in. Between Nunning and Company supervised the construction of that dam. Also, Bill Nicholson, who is now deceased, his company was out there everyday to check on the compaction of the lifts that were put back in on the dam. I don't know if you understand, but you dig out this big trench and you bring back in hardened clay and you relayer it back in there and you're creating a keyway to the dam. That keyway keeps the dam from sliding one direction or the other with the force of the water. So, I hired those people to be out there to make sure that every lift, and I think a lift, that's been 25 years ago was 18 inches, I think, and they use sheep heads and stuff to pack the dirt back in there tighter than what God created it that way. So, I have all of the reports, I brought some of them with me, but I am not a person that throws away any of my records, you know, but, anyway, so, all those lifts were all higher than 90 on up to over 100 percent compaction. Which means, you know, it's packed in there tighter than any natural dirt and everything like this. So, that was a process that went through there. I spent all that extra money with the idea that there's a possibility that they would consider accepting the dam, but Rick refused to go out there at that time to even give me a shot at looking at it and saying yes or no. He just came back and gave a recommendation that we're not going to go ahead and approve it, without any kind of tests. So, now we've had 25 years of testing, and the dam, you know, there's been inspections made. So, everything is well intact. The other thing that we have spent, we have spent some money ourselves to maintain that out there at that point, you know.

President Kiefer: You mean the road?

Jerry Nord: Yeah, the road, right. So, we just want to go ahead and be able to go ahead and have the same service, we're paying taxes out there, and we want to go ahead and see if you guys, if the Commissioners would accept that road for future maintenance and help us out on that.

Commissioner Ungethiem: Jerry, how large is the lake?

Jerry Nord: It's about seven acres. It is in two sections, so, about an acre and a half of that is under a power line, which Vectren did not want water underneath there, so, there's a smaller one acre or so body of water, and then there's a culvert that goes and feeds into the big lake.

Commissioner Ungethiem: When is the last time the dam's been inspected?

Robert Whitlock: Last fall, I think, that County Commissioner, I mean, the County Engineer came out, I think last fall. President Kiefer, did you come out with him?

President Kiefer: Well, I came out with the County Engineer and we just drove the site, but we didn't necessarily do an engineer's inspection.

Commissioner Ungethiem: Yeah, when I mean an inspection they have, and I think it's the State that does the dam inspections, the Corps actually does the dam inspection. I just wondered if there has been a dam inspection related to that?

Jerry Nord: We haven't pursued further than that, I mean, we've maintained it, and any time there would be any problems, you know, like the banks are all cut, because sometimes one of your biggest issue if you let it grow up with trees and weeds and

all that part, muskrats, beavers, any kind of critters like that get in there and they like to go around where water is. So, we have enough people out there that sees it on a daily basis, and we are our eyes and that part of it keeping track and making sure it's mowed. You can go out there and look at it, you know, it's like lawn.

President Kiefer: Could we not accept a road with the exception, you know, of damage related to the failing of a dam? I mean, it seems like you have conditions every time you sell properties there's often times conditions. We put use and development conditions, we put all kinds of conditions on the sale of land, why can't we say yes we'll accept the road with the condition that if it's damaged due to the failing of the dam, then we would be exempt from, you know, paying for charges other than....like we'll maintain the road, except for something related to the dam. I don't think the dam's going to fail, I think it's probably very secure and it's a low risk for us.

Commissioner Ungethiem: I would think that would be an option, but I would put a condition in that it be inspected on a regular basis to make sure that the primary overflow, the secondary overflow are sufficient.

President Kiefer: Right.

Commissioner Ungethiem: One of my concerns here is you said you had 800 acres going in to a seven acre lake, that's a lot of watershed. I don't know what the volume calculations are, I haven't done that, but that's—

Jerry Nord: Of course, 25 years, I don't have the reports from Nicholson, because obviously his business has closed down. I might be able to find it in some of my literature, and that might be over exaggerated on that part of it, but I know there was quite a bit of....but, what happened on that too though, a lot of that used to be farm ground on the other side, and a lot of that now has been developed, you've got a church over there, you know, that's taken up some of the water being drained away. We've got more sewer structure over there now that was coming where before it was in septic.

Robert Whitlock: There's more development there.

Jerry Nord: Twenty five years ago if you go out there in University Heights and see what it was back then, because I used to live there and then what it is now. Anytime you can get water going into a, you know, sanitary sewers or storm sewers or whatever, that's going to take more water away from us.

Commissioner Ungethiem: Yeah, John, do you have any comments about this?

John Stoll: I'm not sure if we have any, to what detail we have for drainage calculations, because this pre-dates the current drainage ordinance. So, I can get with Jeff, we can try to figure out the drainage areas and the flows and things like that, but there may just not be any record of that, simply because the requirements for the drainage plans were not nearly as strict back then as they are now.

Commissioner Ungethiem: Do we have any county maintained roads in Vanderburgh County that go across a dam currently?

John Stoll: I'm drawing a blank on the name, but I know of one. It's off of Broadway—

Jerry Nord: Skyline?

Commissioner Melcher: That one that's on top of the dam?

John Stoll: Yeah, because we had to replace the pipe that went underneath it.

Commissioner Melcher: That goes down to a school. There is one.

Commissioner Ungethiem: Okay.

Commissioner Melcher: It's the whole length.

Joe Harrison, Jr.: What were you going to mention about the Corps doing inspections of dams? Is that something that's done periodically? It's something that we would like, I'm sure the county would need to see.

John Stoll: I don't remember the specifics standards. I thought it was DNR that did the, had the requirements—

Joe Harrison, Jr.: DNR?

John Stoll: — of the inspections, and I thought it was relative to a specific height of the dam, but I don't, since we rarely have dealt with that, I don't remember the—

Commissioner Ungethiem: Yeah, it has to do with height, it has to do with volume of the dam, it has to do with the spillways, and I don't remember what the specifics are.

Jeff Mueller: Yeah, DNR used to do them, but they have taken that to the individual dam owners, because they cut their staffing down. You're right, it's based upon the hazard classification, but now the individual owners are required to do them every two or three years, depending on that hazard type of the dam. I don't even know if their dam falls in that hazard class or not, but they've gotten out of the inspection business, DNR has.

Jerry Nord: Isn't it the requirement back then was that it could not exceed 20 feet.

Jeff Mueller: That would have shot you into a different classification.

Jerry Nord: Oh, that's what I meant.

Jeff Mueller: Yeah.

Jerry Nord: Like I said, it had to be underneath that.

Jeff Mueller: Right.

Jerry Nord: That's what ours is.

Commissioner Melcher: It seems to me that we're wanting to maybe look, entertain the idea of accepting it, but we need to get some more questions answered. So, I don't think we'll be able to vote on anything tonight.

Jerry Nord: We can find out who we need to get to go out there to do an inspection and get that part taken care of. I'm sure we can call—

Commissioner Melcher: See, I think that will help. John, if you guys could check out some stuff.

Joe Harrison, Jr.: What about weight restrictions?

Commissioner Melcher: Well, that's where I was heading next, if we're accepting this road, our trucks are pretty big, especially the ones that push snow. We don't, just so you know, we don't get in to all of the subdivisions, we have to keep the main ones open. So, there's some subdivisions that don't even get the snow.

Jerry Nord: The design criteria is I could have went back in there and put five inches of concrete, and that was acceptable back then, and also going across that dam, I could drop my width down from 30 feet from road curb to, you know, curb to curb. But, I didn't want to go ahead and look like that part back there was being cheapened by doing that. So, I kept it the same width as what the main road is, and I went six inches, because back then they figured it wouldn't be as much traffic and I could have went down to five inches of concrete. Darrell Harris Concrete Pavers was the one that put that road in. So, it wasn't, you know, a small independent contractor somewhere, they came in there and poured with all of their sophisticated equipment, you know, and that street was poured in from the beginning when phase one and two, half of it was poured in less than a day's time. Of course, that had to harden for about, I think it was about two weeks before they could go on it to be able to get the equipment for the second half. The same thing happened on the other side where we're talking about across the dam. That was all poured by him also. I think they have a reputation of doing in there with highway construction, and basically said I want it built just like it would be, you know, to meet all of their criteria, because I didn't want to have a glitch. Then, all of a sudden find out, well, yeah, now all of a sudden the concrete's not....because they do core drill, you know, to find out what your thickness of your concrete is and all of that.

President Kiefer: Okay.

Commissioner Melcher: Yeah, well, I just didn't want one of our big trucks to get out there. So, I think we just need time to check it and everything. We're not saying no.

President Kiefer: Yeah.

Jerry Nord: There's no other place for them to go back there. I mean, it's just a cul-de-sac and comes back out. So, there's only one way, you know, that they can go back there. The other thing that we did is we, as a community, we went in there and I said, look, if we got six different companies coming out there and collecting trash, and six different days with six big trucks. Let's all go together and get them to bid and come in there, sort of like what you do, get one trash company come in. So, Thursday mornings where the road is private on back, there's only one truck that comes in, and they're not one of the great big ones that maybe some of you have in town.

Commissioner Melcher: No, that's good. I think we just need to do a little bit more research and then we'll get back with you. I think this is a doable situation.

President Kiefer: I want to say thanks for coming out here, because, you know, this is a public open forum here. We invite people to come and talk about their concerns. I know this has been a big concern for a long time for you guys. So, like we said, let us do a little bit more work. We couldn't have done anything tonight anyway, but we wanted to hear—

Jerry Nord: We just wanted to get on your agenda.

President Kiefer: — we wanted to hear publicly your concerns. We'll see what we can do to help you.

Jerry Nord: Thank you.

Robert Whitlock: We thank you so much. Appreciate it, thanks.

Jerry Nord: Thank you for your time.

Commissioner Melcher: Something else you just need to know, we've already had our road hearings. We already had our road hearings, so we pretty much know what we can afford to fix this year.

President Kiefer: We're not making a promise that—

Commissioner Melcher: We can't make a promise we'll—

President Kiefer: — we're going to come out and fix every problem.

Commissioner Melcher: Because we've got some subdivisions they've been waiting five years for it, you know, so, we try to plan them.

Jerry Nord: You know, is it (Inaudible) if you do asphalt streets or you do concrete, you know.

Commissioner Melcher: I'm almost willing to do asphalt from now on myself.

Jerry Nord: Well, you know, I had a concrete guy told me once I'll guarantee about my concrete work, sooner or later it will crack. The only problem is, asphalt sooner or later it will break up.

Commissioner Melcher: But, a lot cheaper.

Jerry Nord: So, it's the lesser of two evils.

President Kiefer: Yeah.

Jerry Nord: Thank you.

Commissioner Ungethiem: Thank you.

President Kiefer: Thank you. If there's no further public comment, we'll move to consent items.

Consent Items

President Kiefer: Madelyn?

Madelyn Grayson: The consent items for the June 9th meeting are as follows; we have approval of the May 26, 2015 County Commissioners meeting minutes; employment changes for the Commissioners approval, we have two for the Co-Op Extension, three for the Health Department, three for the County Highway, one for Area Plan and two for Burdette. The County Commissioners have change order number five for the Old Courthouse third floor restoration. The County Auditor has approval of the May 2015 A/P vouchers, and the County Engineer has a department head report.

President Kiefer: Okay, if there's no questions, I'll ask for a motion to approve.

Commissioner Melcher: So approved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Okay, thank you.

**Final Reading of Rezoning Ordinance VC-1-2015 As Amended
Petitioners: Gerald Schreiber, Trust & Phyllis Schreiber, Trust
Address: 5409 Hogue Road
Request: Change from Ag to C-4 with UDC
Action: Approved 3-0**

President Kiefer: Next, last but not least, rezoning, final hearing of rezoning ordinance VC-1-2015 as amended. The petitioners are Gerald Schreiber, trust and Phyllis Schreiber, trust. The address is 5409 Hogue Road, and the request is to change from Ag to C-4 with a use and development commitment. Janet Greenwell, you're going to—

Janet Greenwell: I'm Janet Greenwell with the Area Plan Commission. Mr. and Mrs. Schreiber, or Gerald and Phyllis Schreiber are requesting to rezone their property. It's about two acres, plus or minus. It's on the north side of Hogue Road between

Red Bank and Nunning. They were contacted by staff concerning the use of the old agricultural buildings in the back as a contractor shop. I believe it's been there a number of years. I will tell you that I don't believe we received any complaints on it. We received a complaint on the neighboring property, and our investigator did notice this, and, you know, we can't turn a blind eye to this type of violation. If you, I can show you this is pretty much what it looked like, and we contacted the Schreiber's, they have petitioned to rezone. They would like to keep their masonry business there, and they have filed a use and development commitment to limit the use of the property strictly to a contractor shop. That protects them in the future if they want to sell it, nothing else can go in there but some type of contractor shop. They, I believe they have indicated that they intend to use the house that sits on the front of the property as an office, so they opted to include that in their rezoning. The petition did go to Plan Commission and was recommended unanimously for approval.

President Kiefer: Okay.

Janet Greenwell: Did you have any questions?

President Kiefer: Yeah, Joe, if you can swear everybody in.

Joe Harrison, Jr.: All those who wish to speak in connection with this petition, would they please raise their right hand. Do you swear, affirm the testimony you're about to give is true and accurate, so help you God?

All Speakers: Yes.

President Kiefer: Okay, to get this on the floor, I'll ask for a motion to approve VC-1-2015 on final reading. That's to present it to the floor and then we'll have discussion and public comment.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Okay, roll call....no, no, no. Petitioner comments first.

Troy Schreiber: Kind of what we did, we went back last month and had the—

President Kiefer: Also, I apologize, could you state your name and address for the record?

Troy Schreiber: Troy Schreiber.

President Kiefer: Okay.

Troy Schreiber: We had went back last month, and kind of what I stated as beginning at that point, May 14th Area Plan Commission, the history of Bungee Masonry it started, we're a fourth generation who's lived and dwelled in that particular address. It started with our great grandfather and mother, grandfather and grandmother, my mom and dad, and then my sister and I who now work at that location. We don't want to change anything. We want to keep things as is, so it still looks residential, but still use the property as we have since 1946. That's really all I have.

President Kiefer: Okay. Thank you. Are there questions?

Commissioner Melcher: Yes, what prompted you to rezone it? Did you get somebody say something?

Troy Schreiber: Just had a letter saying that we needed to rezone.

Commissioner Melcher: Okay.

Commissioner Melcher: I was just wondering, because that's how it usually happens, nobody knows what the house is.

Troy Schreiber: Yeah, exactly, it was an oversight on our side.

President Kiefer: So, you're coming in to compliance?

Troy Schreiber: Correct, correct.

Commissioner Melcher: Okay, thank you.

Troy Schreiber: Thank you.

President Kiefer: Commissioner, any questions?

Commissioner Ungethiem: No.

President Kiefer: Okay, are there any remonstrators? Anybody to speak against this? I see there's an attorney DeLucio in the audience, are you here—

Commissioner Melcher: I won't even ask you that, Marco. I make a motion to approve it.

Commissioner Ungethiem: I think we've already got a motion on that.

Joe Harrison, Jr.: I think you've got it on the floor already.

Commissioner Melcher: Okay.

President Kiefer: Yeah, so, if there's no remonstrators, we don't need a rebuttal. Any further questions or comments? In that case, we'll ask for a roll call.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: So, it is passed. Congratulations. Is there anything else to come before the County Commissioners? If not, I would like to ask for a motion to adjourn.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The meeting was adjourned at 6:18 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the May 26, 2015 Commission Meeting Minutes.
Change Order No. 5: OCH 3rd Floor Restoration.

Employment Changes:

Area Plan (1)	Burdette Park (2)	Co-Op Ext. (2)
Health Dept. (3)	Co. Hwy. (3)	Coroner (1)
Assessor (1)	County Clerk (2)	Circuit Court (1)
Superior Court (1)	Prosecutor (6)	Sheriff (12)

Auditor: Approval of May 2015 A/P Vouchers.

County Engineer: Department Head Report.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Gries	Joe Harrison, Jr.	Erika Knight
Madelyn Grayson	John Strange	Glen Luedtke
Ron Beane	Jodi Uebelhack	John Stoll
Jacob Murphy	Ken Spear	Bernie Faraone
Mark Uhrin	Jeff Mueller	Janet Greenwell
Troy Schreiber	Robert Whitlock	Jerry Nord
Others Unidentified	Members of Media	

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS
JUNE 23, 2015**

The Vanderburgh County Board of Commissioners met in session this 23rd day of June, 2015 at 5:03 p.m. in Room 301 of the Civic Center Complex with President Joe Kiefer presiding.

CALL TO ORDER

President Kiefer: Good evening. I would like to call to order the Vanderburgh County Board of Commissioners for June 23, 2015.

ATTENDANCE ROLL CALL

President Kiefer: I would like to ask, oh, first do roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here.

PLEDGE OF ALLEGIANCE & INVOCATION

President Kiefer: Next I would like to ask Representative Ron Bacon to lead us in the Pledge of Allegiance.

(The Pledge of Allegiance was given.)

President Kiefer: Next, please remain standing, I'm going to say a brief invocation. Heavenly Father, please bless us and guide us during these proceedings so that we do the proper and right thing for the will of the people, but mostly for Your will. In Your name we pray, Amen.

RECOGNITION OF DEPUTY NEAL LUECKE

President Kiefer: Under, before we get to action items, I would like to recognize Deputy Neal Luecke. He was not able to attend last meeting. I understand you're in school, it's deputy for the first year as—

John Strange: Training.

President Kiefer: Yes, Deputy in training, Officer in training. Welcome, Officer Luecke, to Vanderburgh County and to our meeting, and we appreciate you being here and your service to our community. Thank you.

ARTS COUNCIL OF SOUTHWESTERN INDIANA PRESENTATION

President Kiefer: Next is action items, Arts Council of Southwestern Indiana presentation. Anne McKim is here to discuss. Welcome tonight.

Anne McKim: Thank you. You'll just be seeing some images of our work on the screens behind me, or in front of you, I suppose. President Kiefer, Commissioners, thank you for the opportunity to address you this evening. I speak on behalf of the Arts Council, its board, staff and the thousands of member supporters and patrons of the organization in our community. Our mission is enhancing quality of life and supporting economic development through advocacy and promotion of the arts, arts education, and arts organizations in Southwestern Indiana. We define arts broadly, including; visual arts, painting, sculpture, ceramics, music both instrumental and choral and spanning all genres, theater, dance, literature, poetry, film, architecture, and along with that historic preservation, design and public art. Essentially all activities and initiatives that impact the visual and cultural landscape of our community falling one way or another under our umbrella. The Arts Council programming occurs primarily in the Bower-Suhrheinrich Foundation Gallery located at 318 Main Street. We are the only free public art space in the city. The Gallery has rotating fine arts exhibits every three to five weeks, free concerts of all genres through our 30 plus annual brown bag events, as well as evening concerts, poetry readings, film screenings and ballet, and in the past year began hosting theater productions by Evansville Civic Theater, Evansville Stage and Think Pink Productions. Today over 50 days of rehearsals and 23 days of theater performances have occurred in our space through this new program. Another new program, the Writers Brown Bag Series, featuring local authors began at the beginning of this month. The Gallery also includes a shop for local artists to sell their work from and provides a venue for workshops and professional development programs for artists. We host collaborative exhibits in the Gallery with non-traditional arts partners, and have displayed work from ARC of Evansville, some of our friends are here, Peace Zone, Aurora, the YWCA and United Caring Shelters. This fall we will feature an exhibition done in partnership with Project Reveal, a group working to empower women in our community. We've worked to improve our techniques on tracking data and can proudly say that attendance at all of our events has increased, sometimes by as much as 200 percent from 2013. We bring thousands of people to downtown Evansville each year through approximately 60 annual events. The Arts Council is particularly committed to ensuring that quality arts education opportunities exist in Vanderburgh County. In 2014-2015 we granted over \$267,000 to fund classroom and institutional arts education projects. The Arts Council is mission driven and dedicated to quality of life and economic development. Therefore, a great deal of our work occurs behind the scenes and is equally important. Examples of this work include chairing the Mayor's Task Force on Cultural Development, a tool for economic development and quality of life improvements in the urban core of the city; convening the leaders of arts and cultural institutions in a collaborative cultural consortium; counseling small start-up and struggling arts organizations and providing them with the tools and resources necessary for sustainability, and advocating for the inclusion of arts in discussions of city development. The Arts Council serves as the fiscal and administrative agent for Parks Fest, a music festival that in its first year brought 3,000 people to Garvin Park, and the DiVinci Institute, a group of educators focused on STEM to STEAM opportunities. We host meetings, speakers and round table discussions for the Evansville Design Group, and provide sales space for their products through the gallery shop. Also sold in the shop were t-shirts benefiting the preservation efforts of the historic Owen Block building, maps of Evansville benefiting United Neighborhoods of Evansville, and posters benefiting the Wheeler Neighborhood Association. The Arts Council does the organizational, logistical and administrative work for the Haynie's Corner Arts District First Friday's program, and partners with Franklin Street Events Association at their events. We work actively to promote existing art and cultural experiences in the community and to increase the number of these arts exposures. This work also takes the form of assisting cultural organizations with publicity and awareness via our newsletter, social media and the materials and signage in the gallery. Partnering with groups as diverse as One Life Church, Higher America, Jacobsville Join In and ECHO Housing with arts exhibitions, public art programs and corporate art, and seeking

funding through grants and donations for new public art and projects in our region. We are charged by the community with undertaking all of these projects. The Evansville-Vanderburgh County Area Plan Commission 2011-2030 comprehensive plan highlights the Arts Council as an asset. Research done on behalf of the Chamber studying why young professionals choose to, or not to, live and work in our area, again and again reference a desire for a culturally vibrant community, with arts and entertainment options. The voice data generated through conversations with over 1,700 Vanderburgh County residents show how important a new focus on arts and culture are to our community. All of this work is made possible by support from partners that understand the value of the arts to a community. This value carries both economic and quality of life benefits, and we ask that the City of Evansville, excuse me, we ask that Vanderburgh County recognizing the Arts Council's unique position to supply and support the arts in our area continue financial support of our organization. Again, just more photos of our work. Did you all have any questions?

President Kiefer: Thank you so much for that presentation. Commissioners, do you have any questions? Okay, well, thanks for your good work and we appreciate the presentation. If you've got any other comments we'll welcome them. I don't think the Commissioners have any questions, but we do appreciate you coming and making the presentation and keeping us updated.

Anne McKim: Thank you so much. I've been talking all day. We had a press conference this morning, I'm getting tired of hearing my own voice at this point. We appreciate all that you do. I don't know how to stop this. Thank you.

President Kiefer: Thank you very much.

THE ARC OF EVANSVILLE BI-ANNUAL UPDATE

President Kiefer: Next we have Deidra Conner, ARC of Evansville update, or The ARC of Evansville.

Deidra Conner: The ARC of Evansville.

President Kiefer: Yes.

Deidra Conner: Thank you for the invitation to be here today. My name is Deidra Conner. I'm the President of the The ARC of Evansville. I know there may be people watching or who will hear this presentation later, so I want to give a little bit of background about Evansville ARC, now The ARC of Evansville. See, I still slip up with that too. The ARC of Evansville was founded 60 years ago by a group of parents who had children with disabilities at a time when children were not permitted to be educated in the public school system. So, over time the ARC evolved and grew to meet the needs of children as young as six weeks of age into their geriatric years. Today The ARC of Evansville provides a wide variety of services for both children and adults. We serve approximately 750 individuals, pretty much every day, and our youngest client is six weeks old, our oldest client is in their early 80's. Our motto is truly, "Independent Lives for People with Disabilities". Everything that we do at ARC is designed to help people with disabilities live as independently as possible. Now, as I have historically done, I like to bring someone with me who can really speak from the heart about how ARC's programs and services have impacted them. So, today I have with me Barb Jackson, who is a direct support professional in our Day Program for Adults, but also has a sister who participates in our programs as a client. So, I asked Barb to come and say a few words.

President Kiefer: Thank you, Deidra. Welcome, Barb. Thank you for being here tonight.

Barb Jackson: Thank you. Actually, my twin sister, Ann, is a client, and she came to live with my husband and I about four years ago when my mother passed away, very unexpectedly. She didn't have any services. So, I had to stop working and stay at home with her. It took a while for her to be able to get services, and then we were able to go back, I was able to go back to work and she was able to participate in the Day

Program all day. She also does a program called Connections for Life, where she goes out in the community and she works on goals like pedestrian skills, she volunteers with the animals and she does the different recycling programs. At the Evansville, I'm sorry I called it that too, The ARC of Evansville she works on life skills. She learned how to use a microwave to heat up her own food. She's learned how to fold clothes. She's also learned how to use a sewing machine, and she's made pillow cases and purses. They have a kitchen, and she's helped cook, she knows how to use a can opener now. She, with supervision, knows how to use a stove. She works on math projects, science experiments, she does exercises and gross motor and fine motor activities. She just really enjoys going there every day and spending time with her peers and her staff and learning new things. I have peace of mind knowing that she's somewhere where she's going to have a meaningful day and she loves being there and she's safe. They work on pedestrian skills and they just do so many different learning experiences. It just makes me very proud of her.

President Kiefer: Thank you so much. That was a very nice presentation.

Deidra Conner: Because of the type of training and skills development that Ann has received at ARC, she now has her own apartment in close proximity to Barb's house, which was not something that Ann thought she would be able to do. So, we're really excited that we are able to help people become equipped to truly live as independently as they possibly can, with some supports from folks like ARC and siblings and parents who are close to the individuals that we serve. Now, you hear me say this every single time that I'm here and I'm going to say this again, we are very appreciative of the support we get from the County Commissioners. You have been a supporter of ours for over 50 years. That's a very significant, significant contribution. Because of the support that we get from the County Commissioners we are able to do high quality work for people in Vanderburgh County who are disabled and provide supports to children and adults with disabilities, but also provide supports to their families. With our Medicaid funding and various cuts that we've had through the years, the County Commissioners support is a very important piece of the funding that we receive. We just recently went through our CARF accreditation visit, and we met or exceeded all 1,200 of the standards that were set for us. So, the work that we are doing meets best practices and we are just thrilled to be able to partner with you to continue to do quality work. I'm curious if you have any questions about our programs, our services, anything that we might be able to answer for you.

President Kiefer: Commissioners?

Commissioner Melcher: No.

Commissioner Ungethiem: I'm on the ARC board, so I had a preview of this before. So, I pretty well understand what's going on.

President Kiefer: I will comment that, Deidra, I do appreciate you personally and also the board and the ARC program, because I know this is a great way for Vanderburgh County to leverage our dollars to help these citizens in our community. So, I am appreciative of that, and I do appreciate all of the hard work you guys do in making a successful program for important people in our community.

Deidra Conner: Thank you.

President Kiefer: So, I do want to express that.

Commissioner Melcher: I have to echo that too. I think every year you come and present to us in a professional manner, and I know ARC does a good job. What I like is that you've got us listed on this pamphlet.

Deidra Conner: You are.

Commissioner Melcher: We don't get that kind of credit. We just had a presentation and you didn't see Vanderburgh County anywhere.

Deidra Conner: We include you on our website and our annual report. We truly value the partnership that we have. I can't think of another partner that we've had for 50 years.

Commissioner Melcher: We've asked them for years and years to include us, and they're just not going to do it.

Deidra Conner: Well, thank you for recognizing that.

Commissioner Melcher: No, but thank you for what you do for our community.

Deidra Conner: Thank you. For the people listening at home, if anyone needs our services or need to know more about our services, you can contact me directly, Deidra Conner, 812-428-4500 extension 304. You can find us online at arcofevansville.org. We love working with you guys. We value your feedback and input and your support. So, anything that we can do to help you learn more about The ARC we would love to do that. We really appreciate having Bruce on the board. He's been a great contributor and a good partner for us.

President Kiefer: Thank you very much. We appreciate you. Thanks for making a presentation, and you are always welcome to come here and talk to the Commissioners.

Deidra Conner: Thank you, and you're always welcome to stop by The ARC.

President Kiefer: Thank you.

Commissioner Melcher: Thanks you.

Commissioner Ungethiem: Thanks.

<p>RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY & COUNTY REGARDING 2015 BYRNE JAG GRANT</p>
--

President Kiefer: Moving right along here, we have a resolution approving an agreement between the city and county regarding 2015 Byrne justice grant award. Sargent Hubbard with the EPD is here to discuss maybe. Is anybody here from the Evansville Police Department?

Joe Harrison, Jr.: No, but Sheriff Wedding is here and they're benefiting from the grant amount.

President Kiefer: Okay, let me open up this—

Joe Harrison, Jr.: What it is—

President Kiefer: I have a resolution here. I could read it, it's short.

Joe Harrison, Jr.: Okay, yeah, and again the bottom line is this is the annual grant that the city receives and the county gets a portion of the funding and the city receives a portion.

President Kiefer: Right. Basically what we're approving is a resolution, an agreement between the City of Evansville and Vanderburgh County regarding the distribution funds received from the 2015 Byrne Justice Grant Program Award. It reads: "Whereas, the Board of Commissioners of Vanderburgh County, Indiana are aware of the benefits to citizens of Vanderburgh County by the receipt and disbursement of the annual Byrne Justice Assistance Grant, JAG Program Award funds; and, Whereas, Vanderburgh County and the City of Evansville have agreed to the division of said JAG funds for local government use; and, Whereas, the Board of Commissioners of Vanderburgh County hereby approves the attached agreement between Vanderburgh County and the City of Evansville setting forth the understanding between parties as to the allocation of the JAG funds. A copy of such agreement is attached hereto as "Exhibit A"; Now,

Therefore, be it resolved by the Board of Commissioners of the County of Vanderburgh County, Indiana as follows: (1) That the Board of Commissioners of Vanderburgh County hereby approves this resolution concerning the agreement entered into between the City of Evansville and Vanderburgh County; (2) That Vanderburgh County shall follow the terms and conditions set forth in the agreement to use the 2015 JAG funds; and (3) That this resolution shall be in full force and effect from and after its passage. Duly passed today, June 23, 2015 by the Board of Commissioners.” So, that’s what we have. Is there a motion to approve said resolution approving an agreement?

Commissioner Ungethiem: I make a motion to approve. One question I had for the Sheriff, since he’s here, is what are we going to use this funding for?

Dave Wedding: We’re doing, we’re looking into cameras both for our motor patrol deputies, that they would take like still pictures at car crashes and crime scenes. They would have for all the vehicles, and then we’re also going to help purchase the cameras that they wear on their bodies, the body cameras. So, those are very expensive and we need to buy a lot of them, so we’re applying some of that money to help cover the cost of both of those endeavors.

Commissioner Ungethiem: It would be nice if the city would split that 50-50, wouldn’t it?

Dave Wedding: Oh, it would be very nice, yeah. We would like it. We just take what we can get.

President Kiefer: Okay.

Commissioner Melcher: That’s us too.

Dave Wedding: Exactly.

President Kiefer: Well, I think that’s a good use of the award money. So, will every officer that works in the street have one of those then?

Dave Wedding: Well, all of our officers has body cameras presently. However, we’re upgrading the cameras that we use, because the most important part about the cameras is the ability to download and retrieve the information. The ones we have now aren’t up to speed. So, we’re buying better equipment.

President Kiefer: So, a little bit better technology?

Dave Wedding: Yes.

President Kiefer: Okay, thank you, Sheriff.

Dave Wedding: Okay.

President Kiefer: Pardon?

Joe Harrison, Jr.: If I could mention one thing, the total grant amount is \$50,569, and the City of Evansville will receive \$43,489, and the County, \$7,080. Madelyn, did the city already approve that agreement?

Madelyn Grayson: Yes, last night.

Joe Harrison, Jr.: Last night? Okay.

President Kiefer: Is there any further discussion? You had a comment?

Commissioner Ungethiem: I made a motion to approve.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: If the city ends up having more than they can spend, tell them we could use that money for us. I'll vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you, Dave.

Commissioner Ungethiem: Thanks, Dave.

Dave Wedding: Thank you.

<p>FINAL READING OF ORDINANCE CO.06-15-006: AMENDING THE COUNTY'S FENCE ORDINANCE</p>
--

President Kiefer: Next is a final reading of CO.06-15-006, amending the county's fence ordinance. Ron Beane is here to discuss.

Ron Beane: Ron Beane with the Building Commission. Jeff Mueller, the County Surveyor is here as well. He's a little more familiar with the drainage easement situation.

Jeff Mueller: Good evening. Actually, what we got into was myself and John Stoll found that when these new subdivisions were coming in and requesting their letter of credit release, a lot of times there were fences in the drainage easements, and therefore we couldn't release the letter of credits on these easements. The developers went back to the homeowners, in some cases they moved the fences themselves, or sometimes the homeowners just said, too bad, we don't care about your letter of credit, we're going to keep our fence where it is. So, we met, myself, John, City Engineering, a whole bunch of people met with the Mayor and SIBA to talk about this problem. SIBA naturally representing the homebuilders, and we then brought some fence companies in to discuss it. What we wanted to stay away from was a permit for each fence, because we knew how that would go, some people would get permits, some wouldn't. The people that always do things right are the ones that come down and get the permits. We didn't want to have to have a fence company guy come down here spend the time to come down and get a permit and everything else. We wanted to figure out some way that these fences could stay out of the drainage easements, and also, as far as you guys go, as far as Drainage Board members, in the future this will hopefully resolve some issues when people are blocking drainages. So, the fence ordinance essentially gives Ron the right to write these folks a letter, and if they don't move the fence out of the easement, then they can levy a fine to them, just like they can for any other code violation. We're not out, Ron's not going to sit there at the end of the month, he's not out sitting there going we're a little low on money, let's go see if we can, you know, write fence violations. What we're trying to do is to make sure that these folks keep these fences out of these easements. If you'll recall, a few months ago I even, I think it was actually last year, I gave a presentation where we showed fences right in the middle of the property lines, water couldn't get through them. That's what we're trying to get away from is open this up.

President Kiefer: Jeff, no, I'm all for this, and I appreciate, sitting on the Drainage Board I appreciate why we need this, but it seems like it could almost be like a weed ordinance. Why couldn't we have, you know, if the weeds get so high, you send them notice, send them notice, if they don't cut it, then you go out and have somebody do the work and then you put a lien on the property, or you collect the money from them. I mean, it seems like we could, why couldn't—

Ron Beane: Yeah, with the fine structure, you know, worst case scenario, the first option is to remove it voluntarily or apply for a variance. Then if they refuse to move it, then they would be subject to our fines. Those fines then would be billed if they don't pay them, they would become liens on the property. So, in effect we are taking the

same route. Ultimately we could get a raze order on the fence and remove it that way, but I think the fine structure will get them—

President Kiefer: Right, as long as we have a method to ultimately remove it, because I wouldn't normally be for anything that adds an extra burden on a homeowner, but this adds burden on the neighboring homeowners when the water doesn't flow properly. Then the innocent victim is the guy that gets his property flooded or has damage to his property. So, that's why I'm agreeable and think it's a good idea to have this fence ordinance.

Commissioner Melcher: So, you think there's going to be people asking for variances?

Jeff Mueller: I mean, that would be a possibility that, you know, but, I mean, that's what they should be doing right now. Is coming in and asking for those. We go out and look at every one of those variances, and, you know—

President Kiefer: If it makes sense then—

Jeff Mueller: -- if it makes sense, but, you know, when they ask for the fence to go all the way down to the property line, they're going to block drainage, then we want to get away from that. The thing that I want to reiterate too is that SIBA liked this idea, the four or five fence companies that came in, they liked this idea, everybody thought it was a good way to approach it without being overly burdensome on, you know, like I said, like the fence guys weren't going to have to come in here and have somebody come in and get a permit every time they turned around. You know, this way we can get the word out that, you know, hey, you've got to keep your fence out of the drainage easements. That's what they're there for.

President Kiefer: Okay, is there a motion to....oh, I'm sorry.

Commissioner Ungethiem: Let me ask a question. Walk me through the process, if somebody wants to put a fence up on their property, walk me through the process so that we would prevent them from putting it on a, in a drainage area in the first place so we didn't get in to this situation.

Ron Beane: Well, typically we don't permit or license fence companies or the work that they do. That's never been anything that the Building Commission has enforced, but what they would need to do is to contact the Surveyor's or the City Engineers, or I think there's several other offices, it's on the plat where it's recorded that the drainage easement is there. So, there are some free sites within the city and county government that they can use as resources to be sure that they know exactly where these easements are so that they don't put anything there.

Commissioner Ungethiem: But, how do we make sure that they do that? If a homeowner says, okay, I would like to have a privacy fence in my backyard, and they call up a fence company and say, hey, I want a six foot fence around here, the fence company comes in and does it, how do we—

Ron Beane: Yeah, one of the things that was looked at was licensing fence contractors, and, just like any other kind of contractors, plumber, electrician or anybody else that works in Vanderburgh County, is licensed in Vanderburgh County, that was going to be a major ordeal to do that. I think that we just hope that they used the resources that are available to find out where they can build and where they shouldn't build, and then their name will get out. Because when Joe's Fencing puts a fence in an easement, and that owner gets the letter that it has to be moved, well, the first call is probably going to be Joe's Fencing, why did you put it where it doesn't go? Because typically when you hire a contractor you anticipate that they're professional, and most all of them are, but it's really their responsibility as a business to be, to have good practices, and the good practice would be to verify where it is.

Commissioner Ungethiem: Is there plan to educate the folks that put fences up in Vanderburgh County, that they should at least check with—

Ron Beane: We can definitely send a mailer out to the fencing contractors, so that they know.

Commissioner Ungethiem: What I'm trying to do is prevent the situation where the owner already has the fence in the ground—

Ron Beane: Right.

Commissioner Ungethiem: --and then we go out there and say, no, you've got to move it, and it's an expense for the owner, it's an expense for the fence contractor. If they knew in advance that they needed to go up on this ridge—

Ron Beane: Well, that's all part of, when you purchase a property I think that you're told that, it's on the plat of the property that you've bought.

Jeff Mueller: It's in the plat.

Ron Beane: Yeah, so, they should be aware of it at that point of what you're buying. If they're looking at what they're actually buying. For us, our, I guess, public service announcement would go out to basically the fence companies.

Commissioner Ungethiem: I would think from our end, I mean, we can't reach every homeowner that's in Vanderburgh County, but we could reach the 20 or 30 people that do fencing in Vanderburgh County and say, if you're going to run a fence make sure you check drainage easements so that you don't run across the drainage easement.

Jeff Mueller: Well, and we're already to that point, because of the awareness of this some of the fence companies are already saying, you know, you can go out there now and you can see in some of these new subdivisions the fences aren't going to the property line. Some of these fence guys, the word is already out amongst a lot of the fence guys is that you'd better be checking your drainage easements.

Commissioner Ungethiem: Okay, I just wanted to make sure that we get the word out.

Jeff Mueller: But, we're going to have the same, you know, the same problem that we have with sheds and everything else, we still have that issue of, people say, well, I bought this piece of property and it's mine. It's like, no, it's yours, but you do have certain restrictions on that property. So, we're always going to be fighting that, but at least it will give us a chance, and, like I said, it will get this water going down these back yards and people quit putting fences up or they do that "eyeball engineering", well, I'll put the fence up and I'll just kind of cut a little bitty hole in there and that will take care of it. We know how that's worked too.

President Kiefer: Okay, now I'll ask for a motion to approve.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you.

Ron Beane: Thank you.

HEALTH DEPT: U of E CLINICAL EDUCATION AGREEMENT

President Kiefer: Next we have contracts, agreements and leases with the Health Department and the University of Evansville clinical education agreement. This is a clinical internship for the University of Evansville nursing students for the 2015-2016 school year. This is an annual arrangement, I think we're familiar with this.

Chris Borowiecki: Yes, sir. Good evening, Councilmen, Chris Borowiecki, Vanderburgh County Health Department. This is an annual renewal that we do, a clinical education with the nurses, the student nurses, and it just provides them another opportunity from, you know, when they're in the hospital setting, to now being in the public health setting, and have experiences of going out with the field inspectors, looking at pools, maybe some lead inspections that we've done in the past, definitely restaurant inspections, consultations, if we're looking at blue prints and go out to the site and review some things. Then also in the WIC Clinic, and it just gives them a well roundedness, you now, to see how clinics operate. Then, the nice thing is they take all that information, and part of their class also is to, then they put on a presentation for us at the end of the semester, and they just kind of show what their projects were. It's really encouraging to see our young people, you know, it gives you a lot of hope when you see these young people, you know, put so much effort in to it and at the level of expertise that they are already serving, because many of them are already moms and dad, they're working, they're at school, and then, you know, doing this extra part of the school bit. So, it's really, it's good for the future too.

President Kiefer: Chris, thank you very much. It's a great opportunity. Any questions from the Commissioners? Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Chris, thank you.

Chris Borowiecki: Thank you. Have a good evening.

COUNTY ENGINEER

President Kiefer: Next is department head reports. John, are you here?

Commissioner Ungethiem: John, you've got to bring more of your friends around, so you're not—

John Stoll: I was looking to see if Jacob was back there. He usually harasses me because he wants to go before me.

Commissioner Ungethiem: Well, he was here earlier.

John Stoll: Yeah. I've got a few things here this evening. The first is regarding the Green River Road project. As was discussed in the e-mails we've been trading, part of the settlement agreement regarding the lawsuit required a completion letter to be signed by the Commissioners once the required repair work was completed in accordance with the specs outlined in that agreement. So, the letter is, I've printed a copy of the letter. It's the same letter that I e-mailed to you yesterday and earlier today. Joe Harrison prepared that letter. It outlines what we needed to have relative to the terms and settlement agreement. So, we just need the Commissioners to sign off on that, and then once that's done, then the county will make the final payments to Blankenberger regarding the retainage and it closes out the settlement agreement. As it stands now, we'll still have the warranty provisions that will carry through until October of 2018.

President Kiefer: Okay, any questions?

Commissioner Ungethiem: You're recommending that we proceed with this letter then?

John Stoll: Yes.

Commissioner Ungethiem: Okay.

President Kiefer: Alright, I saw that, and I think we're, at least I'm good to go with it. So, I appreciate your hard work on that, John. I know it's been a long effort, and, of course, Joe Harrison's got a lot of time in this too. So, appreciate everybody, the Commissioners and everybody's hard work on this. Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Any other comments? Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Then, also in my e-mail, I failed to put this in the e-mail earlier today, but in discussing this with Joe Harrison, we also need a motion to formally accept the entire project between Lynch Road and Millersburg Road. That's basically the project limits that were covered by the terms of this settlement agreement and the original construction contract. Again, we would still have the warranty that covers the repaired areas, but the acceptance would be subject to the terms of that warranty.

Joe Harrison, Jr.: Then we would also release any remaining retainage that the county still has.

President Kiefer: Okay. Again, same comments as I made before, and I'll ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: I'm really glad we're getting closer to the end. So, I vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Next I have a right-of-way purchase offer for the Heckel Road project. This is for parcel 17 on that project. The property owner is TK Heckel Park LLC. The offer amount is \$25,155. This amount was determined by the appraisers hired by the county. The appraisal has been reviewed by Joe Harrison. He was okay with making the offer, so, I would request approval to proceed with making that right-of-way purchase offer.

Joe Harrison, Jr.: If I could add one thing, this related to, I think it's seven lots on that parcel, is that correct?

John Stoll: Yes, this is the subdivision site, Kenway Park is the name of the subdivision. It's, the residential subdivision was done after the rezoning proposal to put an apartment complex out on Heckel was denied. This was the follow up project where a single family residential subdivision went in. It has a number of lots that front out on Heckel Road. It's all common ownership right now, but like Joe said, this does cover multiple lots.

President Kiefer: Okay. Questions?

Commissioner Ungethiem: Makes me feel better that it's multiple lots with that amount of money. So, I'll make a motion to approve.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: John, before you move on, regarding Heckel Road, would you do me a favor and call Ann Burnworth. The Burnworth's have some property along Heckel and they had some questions on that widening project there at Heckel Road.

John Stoll: Okay.

President Kiefer: There is no, the county is not extending sewer, is that true?

John Stoll: Correct.

President Kiefer: Okay.

John Stoll: It was evaluated and based on the way the project was approved by the Redevelopment Commission, the TIF funds could not be used because we are not creating a need for a sewer. On Green River the county's project wiped out some septic systems and it was cheaper to run a new sanitary sewer than it was to buy out the entire properties. Those circumstances aren't repeating out on Heckel. So, there wasn't any way to use the TIF money to make that happen.

President Kiefer: Okay, so, that's why I would like for you to give them a call. I think their property fronts Heckel.

John Stoll: Okay.

President Kiefer: So, I just wanted to ask you to do that while it was on my mind. Thanks.

John Stoll: Not a problem. The last item I have is two INDOT permit applications for the University Parkway force main project. We have to apply to INDOT to put the force main underneath the Lloyd Expressway, and the permit applications needed to be in the Commissioners name. I had initially done them in my name, but I heard back from INDOT that they need to be in the Commissioners name. So, I just have two permit applications that the Commissioners need to submit, that I need to submit for INDOT with the Commissioners signatures.

President Kiefer: Okay. Questions? Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Commissioner?

Commissioner Melcher: No.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Sometimes it's best just not to say anything, right? I approve.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Well, this gets you off the hook. We'll go ahead and add our name on it. Our name is all over that project anyway. Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: That's all I have, unless you've got any questions.

Joe Harrison, Jr.: When is that going to be bid out? Do you know?

John Stoll: I haven't gotten with the Lochmueller Group to get specifics.

Joe Harrison, Jr.: Within the next month or so?

John Stoll: I would say so.

Joe Harrison, Jr.: Okay.

John Stoll: They were still talking, last time we talked about schedules, it was expected sometime in August, but I didn't have exact dates.

Joe Harrison, Jr.: Okay.

John Stoll: But, I can check into that and get back with you.

President Kiefer: Okay, thanks, John.

Commissioner Ungethiem: John, one question on phase two, which would be Millersburg to Kansas, what's the expected completion date now for that?

John Stoll: I forget the exact date that they were expecting to have a final walk through, but it was the third week of July, I believe. So, it's winding down.

Commissioner Ungethiem: Okay.

John Stoll: They still have to get the final asphalt surface down, as everyone knows, and they're still working on sidewalks and placing sod and things like that, but it's winding down.

Commissioner Ungethiem: Okay.

President Kiefer: Okay, thank you. I suppose Jacob didn't have anything to report on Burdette Park? I didn't know, I know there was some questions about the slide. Bruce, I appreciate your comments on the contractor and repairing that slide.

Joe Harrison, Jr.: (Inaudible) working on it.

President Kiefer: Yeah, okay.

NEW BUSINESS/OLD BUSINESS

President Kiefer: Is there any new business? Anybody here that wants to talk anything else? Okay, old business?

PUBLIC COMMENT

President Kiefer: Okay, is there any public comment? We'll get to you guys at the Drainage Board. Otherwise, is there any public comment? Commissioners? Okay.

CONSENT ITEMS

President Kiefer: Then, Madelyn, would you do the consent items?

Madelyn Grayson: The consent items for the June 23rd meeting are as follows; we have approval of the June 9, 2015 Commission meeting minutes; employment changes for the Commissioners approval, we have one for Burdette Park, one for the Commissioners, and three for the County Highway; the Soil and Water Conservation District has the May 26, 2015 regular meeting minutes; the County Clerk has the May 2015 monthly report; the Auditor's Office has a Bohannon Estates Barrett Law lien release for Jesse and Judith Sharber at 11631 Bohannon Drive; the Purchasing Department has an AT&T release and settlement agreement regarding credit for long distance overcharges, and the County Engineer has a department head report.

President Kiefer: Are there any questions? I do appreciate the agreement regarding credit for long distance overcharges. I'll ask for a motion to approve the consent items.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Is there any other business before the Vanderburgh County Board of Commissioners? If not, I'll ask for a motion to adjourn.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The meeting was adjourned at 5:44 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the June 9, 2015 Commission Meeting Minutes.

Soil and Water Conservation District: May 26, 2015 Regular Meeting Minutes.

Purchasing: AT&T Release & Settlement Agreement: Long Distance Overcharges.

Employment Changes:

Burdette Park (1)

County Clerk (1)

Prosecutor (3)

Sheriff (17)

Commissioners (1)

Treasurer (1)

Circuit Court (4)

County Hwy(3)

Auditor (4)

Superior Court (3)

County Clerk: May 2015 Monthly Report.

Auditor: Barrett Law Lien Release: Sharber: 11631 Bohannon Drive.

County Engineer: Department Head Report.

Those in Attendance:

Joe Kiefer

Kristin Comer

Anne McKim

Ron Beane

Chris Borowiecki

Others Unidentified

Bruce Ungethiem

Joe Harrison,Jr.

Deidra Conner

Jeff Mueller

Dave Wedding

Members of Media

Stephen Melcher

Madelyn Grayson

Barb Jackson

John Stoll

John Strange

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS
JULY 7, 2015**

The Vanderburgh County Board of Commissioners met in session this 7TH day of July, 2015 at 5:02 p.m. in Room 301 of the Civic Center Complex with President Joe Kiefer presiding.

CALL TO ORDER

President Kiefer: Good evening, I would like to call to order the Vanderburgh County Board of Commissioners for July 7, 2015.

ATTENDANCE ROLL CALL

President Kiefer: Madelyn, could you do roll call please?

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here.

PLEDGE OF ALLEGIANCE & INVOCATION

President Kiefer: Next, I would like to ask Commissioner Melcher to lead us in the Pledge and to also do the invocation. Please remain standing for the invocation.

(The Pledge of Allegiance was given.)

Commissioner Melcher: Dear Father God of Abraham, Isaac and Jacob, be with us as we do county business tonight. Help guide us and try to do some understanding and follow Your will. Please watch us as we go home and take care of our community. In Jesus' name we pray. Amen.

Local Regional Development Authority Memorandum of Understanding

President Kiefer: Thank you very much. First on the list is action items. We have with us local Regional Development Authority memorandum of understanding. Here we have Greg Wathen and Mike Schopmeyer to make a brief presentation. Gentlemen, welcome to the County Commissioners.

Greg Wathen: Thank you very much, Mr. President, Commissioners. Just for the record, Greg Wathen, President and CEO for the Economic Development Coalition of Southwest Indiana. We're here today to talk about the Regional Cities Initiative. We've been going to all of the County Councils within our four county footprint, which would include Vanderburgh, Posey, Gibson and Warrick County, as well as we'll be ultimately going to all of the Commissioners. It's a two-step process with this. I could take a step back just to talk about the Regional Cities Initiative, would that help?

President Kiefer: Sure.

Greg Wathen: Just for a few moments to talk about what it is.

President Kiefer: Yeah.

Greg Wathen: The Regional Cities Initiative was established by the State of Indiana, in particular to help communities build a better quality of place, while at the same time attracting and retaining talent. So, that's its primary purpose. The State of Indiana felt that communities outside of the core of Indiana, in particular Indianapolis, were not doing enough in order to achieve that particular goal. So, they established the Regional Cities Initiative through this legislative session and set aside approximately \$84 million for choosing two particular regions who would receive \$42 million each in order to put in place bricks and mortar projects that would help to build a better quality of place in order to, once again, attract and retain talent. At the same time, whatever we do has to have the ability to leverage private investment. So, it's changed slightly from its original intent, but we are as, on behalf of the four county region, the Coalition is putting together a proposal and we've been working with Representatives from throughout the four counties of trying to look at ideas of where we could invest these dollars to build a better quality of place. A lot of it is designed specifically for the core community, which is Evansville and Vanderburgh County. That's considered the regional city. Though we have projects in the outlying counties as well. So, it's a two-step process in order to receive the State funding, if we're chosen. Fully understand, this is a competitive process. We are competing with probably ten regions across the State of Indiana, including Indianapolis. Legislation was passed, you have to include everyone. So, the first step was to go to the County Councils, they actually have to form what we call a Regional Development Authority, under the Regional Cities statute. There's a couple different ways of doing it, this is under the Regional Cities statute. That authority becomes the conduit in order to receive the State money, as well as to ultimately implement the plan that has to be submitted to the Indiana Economic Development Corporation, approved by the Indiana Economic Development Corporation, you can't vary from it, and then you have to implement it working with the communities and your private partners. So, the first step we took in Vanderburgh County was going to the County Council, and that was last week. They approved the formation of the RDA. The second step now is the actual placement of our board members on the RDA board. Our thoughts are, in particular as the Coalition, we are probably one of the more regional organizations within our four county footprint. We have 70 board members comprised of representatives from all four counties. We work in both community and economic development. We thought what better way to align the Regional Development Authority, with the plan that we're helping develop, along with community and economic development was our recommendation would be to have those board members come from our board so that we're kind of all on the same page as we move forward with this project. Tonight, I guess, it would be the next step is making, because the Commissioners would have that appointment, would be you making that appointment to the Regional Development Authority Board.

Mike Schopmeyer: Mike Schopmeyer, Kahn Dees Donovan and Kahn. I also have the pleasure of serving as the Chairman of the Regional Coalition, which is an organization public/private partnership regional, I think the strongest regional organization in the State, other than maybe Ft. Wayne. That organization is 60 percent funded with roughly private money, as well as your funding that comes from the four jurisdictions and the City of Evansville that are mentioned in the memorandum of understanding. We included a memorandum of understanding for the appointment process to have this nexus with the Coalition, because we already had a regional organization. The reason the State wrote the statute as they did, because really we didn't need to do this, we had a coalition. The reason that was done is because many of the applicants and many of the regions do not have regionalism at all. So, this was set up as that mechanism. It's also, it effectively, and Mr. Melcher served for a couple of years on the Coalition board, so he knows this well, a large part of what we do in our region, and again this is rather unique, I think maybe unique to the State of Indiana in a regional organization, is that we administer the development funds. Those come from many sources, some government, federal, state and all kinds of sources, and we administer those. We've administered how many million, Greg?

Greg Wathen: \$75 million.

Mike Schopmeyer: \$75 million of those funds, which help the taxpayers, obviously, by reducing taxes to fund from fire stations to drainage projects, and the list goes on and on. This program is in some ways like Stellar, we were heavily involved in that because of Gibson County and Princeton's success on that. Mt. Vernon was this close to succeeding, so Southwest Indiana has been through a process like this. This is for the larger cities. I like to use the analogy and I think it's correct, many of us, and certainly fellow counselor, Harrison, knows this, and Mr. Kiefer and I have had these discussions, you know, in Indianapolis they developed, in large part, after I left by State Park, a State Park, White River State Park, funded by all of us. This is to some degree, I say, our opportunity to have our "White River State Park", although it might be a med school, it might be trails, that's going to be determined by the RDA committee, which is law, which has begun. Very diverse group, I've been to some of the meetings, we've really left a lot, a much broader group than we have at the Coalition that Mr. Melcher and I serve on, but that group's been involved heavily in that process, but what has come out is clearly there will have to be return on investment. So, there will have to be sizable private funds. That's why the statute, we believe, well, I understand, that it's written in a way that those five members have to be business folks. They cannot be elected officials from this body, or from Gibson County, Council or Commission, they have to be parties, private parties, business folks, because that's how this program will work and how it will be determined. They'll help put together the application, and then more importantly they'll be involved as a sub-committee essentially of the Coalition and making sure it's administered properly so that the funds are spent as they're to be spent. That process allows for us to have numerous years so that the amount of money that seemingly \$20 million is up, is that right, Greg?

Greg Wathen: No, \$42 million.

Mike Schopmeyer: Potential, but 20 if it's two cities?

Greg Wathen: No, \$42 million per region.

Mike Schopmeyer: Okay, \$42 million per region. Also, they're saying to us we'll continue in the next budget. So, this has large potential for us. To some degree some would say, as strong as our region is, it's ours to lose. So, we've begun the process and considerable money has been expended by the Coalition, again, which is some of your money, essentially, as you fund the Coalition, as well as the private sector. That process is well along its way. It needs to be filed at the end of August, August 31, and then the determination process will occur by the end of the year. It will be made by the IEDC. So, the appointments that are on there, we've listed on the back page of the five appointments, and that's been vetted by a lot of folks from all of the counties, and they're certainly people, I mean, Mr. Melcher's been in the room with, I think, each and every one of those five over the last couple of years. So, they're people who understand regionalism, they understand the give and take that's required for this to succeed. It's an opportunity for us on a larger scale than Stellar to have a big input of money, this would be state versus federal to come into our region. So, I would be happy to answer any questions you may have. The memorandum of understanding also provides for five, actually the largest jurisdiction of the region is the City of Evansville, so, for sort of the fifth one we've put the City of Evansville in there and their appointment. So, five is a good committee number. We've all served on committees, that's an ideal size. All of the five have, well, three of the five have worked with the Coalition for almost from our inception, I believe.

President Kiefer: Okay, I see this, and just for the record, Gibson County that's Dan—

Greg Wathen: Potje.

President Kiefer: Potje—

Greg Wathen: He's with Toyota.

President Kiefer: -- from Toyota; Posey County is Beth McFadin Higgins; Vanderburgh County, Jim Ryan, from Old National Bank; Warrick County, Howard Nevins,

International Treatment Chemicals; and the City of Evansville is Rick Schach from Vectren.

Greg Wathen: Right.

Mike Schopmeyer: By entering the memorandum of understanding today, you're appointing Mr. Ryan from Old National Bank.

President Kiefer: Okay. Joe, I don't think we need to read this into the record. We all have a copy of it.

Mike Schopmeyer: I have here, Mr. Harrison, I have the signature copies that have already been signed by the County Council. If you might sign these, we begin, I know we won't get everyone to sign the same copy, but if we could start with Vanderburgh—

President Kiefer: Yeah, I think that's a good idea.

Mike Schopmeyer: -- having the same copy, and then, obviously, when it's signed by all four, we will get a copy back with all four signatures from the respective County Councils. We were with Posey County today, you know, we're led to believe it will pass there next week, both bodies. We'll be in Warrick County next week, and we'll be in Gibson County next week.

Greg Wathen: Warrick County, Thursday.

Mike Schopmeyer: Excuse me, Warrick County, Thursday.

President Kiefer: Well, first I would like to say thank you to both of you gentlemen. I appreciate the work that you have done personally. I mean, I know it takes time to be involved in these projects. Obviously, I know about this program, there's been a lot of talk, I've seen the e-mails, had conversations. I think it's a great program. I understand it is competitive, and I hope that we can win something on this. I know you guys are diligently working on it, as well as looking for viable projects. I think it's a great idea, and I'm glad that we have great citizens, great people in our community to work on it. I'm fully supportive of the five names that you've submitted and this memorandum of understanding. I would like to give the other Commissioners an opportunity to make a few comments.

Commissioner Ungethiem: I just had a question. You've got the four counties, obviously, Gibson, Posey, Vanderburgh, Warrick and the City of Evansville on this. Was there any consideration of getting other, since this is regional cities—

Mike Schopmeyer: The other cities will serve, so, by virtue of the statute, Mt. Vernon, they have to be second or third class. So, Mt. Vernon, Princeton, Oakland City and Boonville will have a seat at the table, but for appointments we went with the largest five.

Commissioner Ungethiem: So, they won't have an appointment, but they will be represented?

Mike Schopmeyer: Right, because effectively the vote, the five of you represent, I mean, obviously, everyone is represented by the counties—

Commissioner Ungethiem: Right.

Mike Schopmeyer: --cities or not, so, we've put it together pursuant to the statute in this way because there will be nine, and that would be five votes. Theoretically we can apply with two. So, if, for example, Warrick County, and we've been in conversations, I don't, I mean, we've been in meetings, so, I don't foresee anything but unanimous votes, well, maybe there will be a few that won't, but all four counties we think will move ahead with it. At that point, the towns, they can meet, but the other side of it is, the Coalition has been funded by those five bodies. So, we, you know, it will be the votes, it will be five, and realistically we thought that was the way to go. We were in consultation with legal counsel in all of the places, and that's how we wrote it, and with the discussions with Joe.

Commissioner Ungethiem: Okay.

President Kiefer: That makes a lot of sense.

Greg Wathen: By statute you can only have five. So, once the county approves to be a part of the RDA, then all of the communities within the county become part of the RDA, but you can only have five board members.

Commissioner Ungethiem: So, you take the four counties and the largest city.

Greg Wathen: Four counties, even if you have, like for example, Ft. Wayne, they're doing 11 counties, which is a little broader than us, obviously, they still only have five board members.

President Kiefer: I think it makes sense. You've got the four counties all being represented, plus the largest city. So, that makes sense.

Mike Schopmeyer: The largest political subdivision of all those.

President Kiefer: Yeah.

Mike Schopmeyer: So, yeah, they will be invited and they will have a voice at the table. We're not trying to preclude them, but we're trying to move this process along.

President Kiefer: I think these particular members that you've selected are good choices, and I'm sure they're going to include their various towns and cities within their counties.

Mike Schopmeyer: We're in conversations right now with Oakland City on, we're not going to make everyone happy on these projects. I mean, that's just the nature of it, but all four counties are heavily involved.

President Kiefer: Well, \$42 million is, you know, it's a good chunk of money and it's hard to come up with, you know, the high quality projects. I mean, it's not as simple as, you know, a snap of a finger.

Mike Schopmeyer: The criteria the State has said is one, they want to see cooperation. We have a history of cooperation in this region. These votes are being watched, and there are regions that are not cooperating real well right now. That's good for us.

Commissioner Melcher: I was going to say.

Mike Schopmeyer: Ft. Wayne is a lean mean fighting machine. That's our competition. I don't mind putting that on TV. They do a good job. You know, some of the other regions have not worked together the way, you know, the two regions have. Then, the second part of the criteria will be return on investment. That's where the consultants and everyone, the accountants and folks are going to come in to play. Then they're going to see that you do what you've done, Mr. Ungethiem. So, if you don't, if you win the grant, but then you don't get done what you say you were going to get done, you may not get the other half of the \$42 million. So, it's going to be competitively granted and competitively administered by the State.

Commissioner Ungethiem: Can you explain to us what the time line is going forward from now till let's say the end of the year? What do you have to—

Mike Schopmeyer: Our application has to be in by August 31. That's very aggressive. So, we have to put the projects in. The State IEDC is going to have a separate group, they will effectively adjudicate the applications, or rank them. Then the IEDC, Mr. Koch from our community serves on that body, will then make the award, we're told in November.

Commissioner Ungethiem: So, by November of this year we will know whether we've been successful?

Mike Schopmeyer: It's in the budget.

Greg Wathen: Every community that submits a proposal will have the opportunity to actually make a presentation to that advisory committee for the IEDC.

Commissioner Ungethiem: Okay. So, are you looking for big projects, or several smaller projects?

Greg Wathen: Well, we've looked across the board. There are specific, it's kind of interesting, the statute says you can do certain things, the reality is it also says that the IEDC writes the rules. We've had lots of conversations with the IEDC and meetings with them of what constitutes a Regional Cities project, what doesn't. First it has to be bricks and mortar, and so that begins to limit you of what you can do. No programs are allowed. So, you can't do any programs. You can do infrastructure, it's selected infrastructure, but it's not like things like extending water and sewer lines, or building roadways.

Mike Schopmeyer: Or maintaining them.

Greg Wathen: That's not what it's designed to do. So, then once you start getting all of that information it begins to shake out what kind of projects, but we're looking at all kinds of things. We're looking at things, for example, I'll give you an idea, we're in very serious discussions with Indiana University, having the School of Medicine here doesn't necessarily mean you have research. Research is a pretty important part of what we want to see with the School of Medicine, so, we're talking to them about what would it take to have a research component as part of the School of Medicine, and what investments could be made there. Which would bring in research scientists, which would link to our current businesses here and what they're doing in terms of the medical side of business. So, we're looking at that. We're looking at some other quality of place initiatives that would add great value. One of the really unique ones we're looking at in the outlying counties is Oakland City University, where Oakland City University has been slowly moving their campus toward State Road 57. We talked about why don't you move it closer to downtown, they need to build brand new dormitories. We've talked to them about putting those dormitories, the student housing on Main Street in Oakland City where the first level would be retail, and the second and third level would be student housing. They believe at the university that if we move the strategy and we assist them with this process, you could see two to three times more students on campus. So, it's those kinds of projects we're looking at that are very transformational that have the ability to attract and retain talent.

Mike Schopmeyer: I take you back to White River State Park, Joe and I were there together in school, it was flea bag hotels and a pretty dirty area, and no one when you heard White River State Park would have envisioned the NCAA headquarters, which is a corporate headquarters, they wouldn't have envisioned museums, one of the largest convention hotels in the United States of America, baseball, zoo, I mean, it's not just a park.

President Kiefer: But, you're going back a long time when you're talking about you guys being there.

Mike Schopmeyer: I bet we're close, Joe.

Commissioner Ungethiem: What I'm hearing you're proposing Pigeon Creek State Park for Evansville and we're going to have the river walk like they do on San Antonio with all the shops and all? No? Okay.

Mike Schopmeyer: Well—

Greg Wathen: We have some really interesting ideas, let's say that. I mean, part of it, why we've kept it a little bit closer to the vest is—

President Kiefer: Competition.

Greg Wathen: --as a working group is competition. Just to sort of get back to the one question you asked in terms of board memberships, what the statute specifically says is you cannot have anyone who is an elected official or works for a unit of government on

the board. The Coalition is comprised of both public and private partners, so we have representatives from all of those communities you're mentioning from the Mayors of Princeton and Mt. Vernon and Boonville, they sit on our board. Commissioner Melcher sits not only on our board, but is also on our Executive Committee. We thought the best way to actually get the public involved from that side is actually for those board members to come out of our organization where you have some control over what happens, because the statute doesn't allow for that very thing to occur.

Mike Schopmeyer: And you've got to administer it. The biggest issue is—

Greg Wathen: Somebody has to administer the process.

Mike Schopmeyer: Yeah, you've got to play to succeed, and so then you add the administration of it, and that's what we do an exceptional, I'm bragging of course, but we do an exceptional job of that and have a long history of that.

President Kiefer: Well, I'm supportive of this, and I would like to ask for a motion to approve this memorandum of understanding.

Commissioner Melcher: So moved.

Commissioner Ungethiem: I've hogged all the time, Steve, did you have any questions on this?

Commissioner Melcher: No, I made the motion, you can second it.

Commissioner Ungethiem: I'll second it.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yeah, I guess, I just want to say that I really trust this organization. I know they do a good job in raising money and everything. If we had to have a watchdog, I can't find a better one down here. So, with that I'll vote aye.

Madelyn Grayson: President Kiefer?

President Kiefer: I couldn't have said it any better. We've got a good organization here, and we've got a good team of people, and I'm highly confident. With that, I'll vote yes.

(Motion approved 3-0)

President Kiefer: Mike, if you want to bring that up here, we'll just get everybody's signatures now.

Greg Wathen: Thank you very much, thanks.

President Kiefer: We're just going to take a minute to sign these documents.

Joe Harrison, Jr.: You might also want to sign....are you going to take those with you?

Madelyn Grayson: I've got one here that they can sign also.

Joe Harrison, Jr.: Yeah, why don't we sign another one so you can keep one for us.

Mike Schopmeyer: Joe, as I mentioned, when we get them signed by everyone, I'll send you back a performed copy with all of the signatures.

Joe Harrison, Jr.: Thank you.

Mike Schopmeyer: To put in the record.

President Kiefer: It will just take a minute to sign these. John Stoll, before you give your report, do you have a minute to approach?

Commissioner Ungethiem: What do we have, five total?

Madelyn Grayson: I think there's six or seven.

Joe Harrison, Jr.: Do you have another one for us?

Madelyn Grayson: Yeah, I'll just wait and have them sign them with all the other documents.

Joe Harrison, Jr.: Does Joe Gries need to attest it?

Commissioner Ungethiem: He's already signed it.

Joe Harrison, Jr.: Oh, has he?

Commissioner Ungethiem: Yeah.

President Kiefer: Has everybody signed them?

Commissioner Ungethiem: I think.

Mike Schopmeyer: Thank you.

Greg Wathen: Thank you very much.

President Kiefer: Gentlemen, thank you for your time this evening.

Greg Wathen: Thank you.

President Kiefer: Appreciate it, and if you don't mind, keep us posted on how things are going.

Greg Wathen: Absolutely, we will.

Mike Schopmeyer: (Inaudible, not at microphone.) then we'll get a copy of everything. We should know within two weeks.

Greg Wathen: You should get a copy of the formal proposal.

Mike Schopmeyer: The law is if we, if just two, we can apply with just two.

President Kiefer: Okay.

Mike Schopmeyer: If something would happen.

President Kiefer: Yeah, this is even better. Okay, thanks.

Greg Wathen: Thank you.

Burdette Park

President Kiefer: Next is department head reports. I see we have Jacob Murphy and John Stoll. Jacob, yours is probably a little bit shorter, so you can give yours first.

Jacob Murphy: The Burdette Park Advisory Committee met last Thursday, and they voted to recommend that the recently purchased property known as the Gostley residence be renovated and turned in to a Manager's living quarters.

They felt it would be great for, as far as a risk management standpoint to always have an administrator on campus at the park, considering we have overnight chalets and overnight camping.

President Kiefer: Okay, and do you have an estimate on that construction?

Jacob Murphy: Yeah, \$15,000.

President Kiefer: \$15,000? Fifteen, right? One five?

Jacob Murphy: Yeah, one five.

President Kiefer: Okay, and do you know where that money is going to come from?

Jacob Murphy: Yeah, the CCD Park and Playground account. I think, one of the items that I had on there in the rationale was a new ATV for the trail maintenance.

President Kiefer: Right.

Jacob Murphy: Our guys were able to rebuild the rear end of it, which is what we were having major issues with, so, they were confident when I talked to them that we could get another year or two out of that now that it's repaired.

President Kiefer: Okay.

Jacob Murphy: So, that will free up the funds to do this project, if approved.

President Kiefer: And you're comfortable as the Park Manager to do this?

Jacob Murphy: Yes.

President Kiefer: Will you check with our insurance agent, Torian Hofmann and Dillow? I think, Bob Dillow, can you check with him to make sure we can save some money? Because I think in the past that was one of the advantages of having the Park Manager live on site was we did get a little bit of a reduction in our insurance rates. So, if you wouldn't mind touching base with him.

Jacob Murphy: Yeah, sure.

President Kiefer: Any questions from the Commissioners? I know, Bruce, you've had conversations.

Commissioner Ungethiem: No.

President Kiefer: Okay, I would like to get a motion to approve this request.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes. So approved.

(Motion approved 3-0)

President Kiefer: Jacob, something else—

Jacob Murphy: Yes, sir.

President Kiefer: -- I know Commissioner Ungethiem mentioned at one time that the County Highway Department, or maybe that was Commissioner Melcher, I can't remember who said this, but the County Highway Department may have some extra

time that they could do some small projects. So, if you've got some street or roadway improvements that need to be done on-site, you might consider—

Jacob Murphy: Yeah, they've actually been out a few times.

President Kiefer: Have they been out?

Jacob Murphy: Yeah.

President Kiefer: I was going to say, you might want to talk to Scot about doing anything.

Jacob Murphy: Okay.

President Kiefer: If there's any need for it.

Jacob Murphy: Will do.

Joe Harrison, Jr.: Also, with, down the road before you, before the house is ready to move in to, make sure you contact Bob Dillow to inform him—

Jacob Murphy: Bob?

Joe Harrison, Jr.: Bob Dillow of Torian Hofmann and Dillow, make sure you inform them when the move in date will be and all of that, since it's vacant now.

Jacob Murphy: Right.

President Kiefer: And, one other thing, Jacob—

Jacob Murphy: Yes?

President Kiefer: --I would like for you to take some before and after pictures so we can see what it looks like.

Jacob Murphy: Okay.

President Kiefer: So we've got an idea of the improvements.

Jacob Murphy: Yeah, not a problem.

President Kiefer: Now for those improvements, Joe, does he, since it's only \$15,000 can they just select somebody to do the work? Or does that have to be...what's the process for that?

Joe Harrison, Jr.: Well, it's going to be construction, why don't you figure out, you're going to have to get quotes for, it's a public works project, so it's a county facility, so, you're going to have to get quotes on the work that you need to do.

President Kiefer: So, he'll work with the Purchasing Department on that?

Joe Harrison, Jr.: Well, either that or, yeah, they can, it's a public works project, it's small, but I'm sure Debbie would be happy to work with you.

President Kiefer: Assist you on that.

Jacob Murphy: Okay.

Joe Harrison, Jr.: Hopefully you won't, maybe you can have one or two do the whole thing, but you'll just have to see.

Jacob Murphy: Sounds good.

President Kiefer: Okay. Alrighty, anything else?

Jacob Murphy: No, sir.

President Kiefer: What about the update on the slides?

Jacob Murphy: Sure, they're still just waiting for good weather. So, it's just in limbo until they get, they need at least two back to back sunshiny days to do one slide. So, really four days.

President Kiefer: One last thing I want to mention too is, I know this summer, you know, it's been, the pool has been opened or closed based upon the weather. I don't know if, how soon do you post that? Or, do we need a policy on how that's handled? You know, right now it's just a matter that you're going out there and, hey, the weather calls for, you know, we don't want to open up and spend a bunch of money and nobody shows up to swim.

Jacob Murphy: Right.

President Kiefer: Which makes sense, but I just didn't know how that's properly handled. Is it posted on the website? Is there signage? How is that handled?

Jacob Murphy: So, when I make that call, I call Darren Stearns with SMG, just from a concession stand point, his opinion, we look at the radar, and then we calculate it out the cost between \$1,600 to \$2,000 in labor to run the pool. So, if you would look at just admissions alone you would need at least 235 adults to show up to kind of cover the cost. So, we just kind of....that's how I was basing it, but I see what you're saying, but there is no formal policy.

President Kiefer: Well, see what bothers, the only thing that concerns me about that is, it's kind of like a restaurant, if I go to a restaurant and it's never, you know, it's not open, then I stop going to the restaurant, you know.

Jacob Murphy: Right.

President Kiefer: So, what I'm worried about is people come, you know, maybe it starts out that the forecast is bad, but then by 12:00 noon it's cleared up. If the pool's not open and people go out there, well, the pool's closed, so now they just stop coming out. I'm not saying what you're doing is wrong, you know, you're trying to save the county money, and I appreciate that. I'm just questioning whether or not we should have some kind of formalized policy that the people in the county and the city understand. You know, it's a published thing, they understand, oh, if we're going to have a forecast of rain all day then the pool is going to be closed and they know that.

Jacob Murphy: Right.

Commissioner Ungethiem: I would suggest you check with the city and find out how they do that with the city pools. If they have notices, and basically follow the lead of how they close their pools and do a similar thing with Burdette.

President Kiefer: That's a great idea. Yeah, good idea. I'm sure there's other counties too nearby that have pools, or other communities that have pools.

Jacob Murphy: Right, we're not the only with that issue.

Commissioner Melcher: Bruce beat me to that, because you got my e-mail, and I went by Hartke and it was open.

Jacob Murphy: Okay.

Commissioner Melcher: Then I heard another smaller pool was open in the city. So, they were open and it didn't rain that day.

Jacob Murphy: Right.

Commissioner Melcher: So, I didn't know if it rained out there or not, but I'm just saying they were open. Now, they didn't have a lot of people, but they probably had a couple dozen people at Hartke.

Jacob Murphy: Right.

President Kiefer: So, like I said, I appreciate what you're doing, because I know you're trying to watch the dollars, and that's very much appreciated. I just wanted to make sure whatever we're doing is something the public can easily predict—

Jacob Murphy: Right.

President Kiefer: -- that, hey, the pools are going to be open or the pools are going to be closed.

Joe Harrison, Jr.: And, whenever it is shut, how are you notifying the public?

Jacob Murphy: Right, so—

Joe Harrison, Jr.: I mean, I don't know, I'm just saying. However that is, if it's signage, webpage, radio, TV., I mean, I don't know.

President Kiefer: But, anyway, it's just something we need to implement a plan. That way everybody knows and it's real consistent.

Jacob Murphy: Agreed.

President Kiefer: Okay. Appreciate it, Jacob.

Jacob Murphy: No problem.

President Kiefer: Unless there's something else you want to—

Jacob Murphy: No, sir.

President Kiefer: Okay, thank you very much.

County Engineer

President Kiefer: Next is the highly respected County Engineer, John Stoll.

Commissioner Ungethiem: You've got to live up to that introduction.

John Stoll: No way. The first item I have is an administrative settlement for parcel nine on the Peck Road project. This is for an increase of \$250 for a mortgage release. This was an additional fee being charged by the mortgage holder, Bank of America. The property owner, it's my understanding, is willing to settle for the grand total of \$16,450, which will include the extra \$250. Obviously, paying an extra \$250 is much cheaper than going through condemnation. So, I would request approval.

President Kiefer: Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: If there's no further discussion, it makes sense to me, by the way. I'll ask for a roll call.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Next I would like to request the award of the Broadway Avenue Bridge No. 271 project to Blankenberger Brothers. This is for the amount of \$1,075,352.30. Blankenberger was the low bidder on the project. I went to County Council last week and they did approve the additional appropriation we needed to have sufficient funds to be able to award the project. So, I would request approval to award.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: If there's no further discussion, I ask for a roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: I liked your comment on Blankenberger, at least they tried to get some minority participation and that. So, with that, I'll vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes, so approved.

(Motion approved 3-0)

John Stoll: I forgot to mention that Debbie Spalding had completed the MBE/WBE review, and she felt that the good faith effort was made. So, Commissioner Melcher is correct.

Commissioner Melcher: Well. I think we just need to do that since that's the law.

John Stoll: We'll have one other issue on that project too with the roughly six week delay we had in the award of the bid in order to get the additional funds, we will have to adjust the completion date. I haven't talked to Blankenberger about specifics as of yet, but since we delayed the award by six weeks, we'll have to adjust the October 30th completion date as well, but, I'll bring that up to you at a later meeting. The next item is an encroachment agreement with Country Mark to install a pipeline under county right-of-way down on Old Henderson Road. This is about a half a mile north of King Road is the location where the pipeline would be installed. I've been working with the County Attorney, Joe Harrison, on that, we got the agreement worked out. Joe was okay with it, and I would recommend approval.

President Kiefer: Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: What is this pipeline? Where is the pipeline going?

John Stoll: It will be under the road.

Commissioner Ungethiem: But, I mean, from point A to point B.

John Stoll: I didn't get all their limits of their facilities. I could get that for you. I just don't have it this evening.

Commissioner Ungethiem: I'm just curious as to where it was headed. I'll second the motion.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Next I would like to request approval to go to County Council to request an appropriation for \$225,000 for a bridge replacement on St. Joseph Avenue about a half a mile north of Mohr Road. This is the twin pipe structure that I sent you some pictures on, I believe it was last week, maybe the week before where the pipes are rusted out. We've started seeing sinkholes form.

President Kiefer: Yeah.

John Stoll: I was hoping we could postpone this until next year's budget, but given the fact that the pavement's starting to get sinkholes, we need to start moving forward on it.

President Kiefer: I think it's a good idea. Is there a motion to approve his request?

Commissioner Ungethiem: This is a, you call it a bridge, but it's actually a culvert that we're going to replace.

John Stoll: As long as its span is 20 feet, and with a twin pipe structure, as long as the distance between the two pipes is half or less of the diameter of one of the pipes, and the net total is 20 or more, that constitutes a bridge by bridge inventory standards.

Commissioner Ungethiem: Okay.

John Stoll: So, that's what, even though it's two corrugated metal pipes, that's why it ends up being on the bridge inventory. We would likely look at trying to replace it with a single structure, but that will depend on the permitting. We'll just go with one large structure rather than two pipes, simple to avoid the problems with the debris that gets snagged between the pipes all the time.

Commissioner Ungethiem: Okay. I make a motion to approve.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Then next I have a supplemental agreement with The Lochmueller Group for the ADA assessment contract. This is for an increase of \$1,200, and this will cover an additional assessment of the Wedgewood Room in the Old Courthouse, and the Superior Courtroom, and also provide evaluations in the campground area at Burdette Park. Those were omitted from the original contract, and when I had discussion with Joe Harrison, since these were publicly accessible places, we felt like they needed to be looked at as well.

President Kiefer: Okay, any questions?

Commissioner Ungethiem: Motion to approve.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Last I've got the ESRI maintenance contract for \$700. This is the annual contract for the GIS software for the Engineering Office. I would request approval of that as well.

President Kiefer: Say that again. I didn't hear that.

John Stoll: It's for the GIS software.

President Kiefer: Oh, okay.

John Stoll: It's the annual maintenance fee for that software for our office.

President Kiefer: Okay, thanks.

Commissioner Ungethiem: So moved.

President Kiefer: A motion is made, is there a second?

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Does this come with training for Commissioners on how to use this software? Because I'm in need of some additional training. I approve.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: That's all I have unless you've got any questions on anything.

President Kiefer: No, that's it. Thank you.

John Stoll: Okay, thanks.

President Kiefer: I see Dr. Spear is in the crowd. Anything you want to address? Anybody else that would like to....okay. Alrighty.

Board Appointments

President Kiefer: Next we'll go to board appointments. Evansville Metropolitan Planning Organization Policy Committee, and there's a recommendation to appoint Barry Russell. Is there any discussion?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: So approved.

(Motion approved 3-0)

New Business/Old Business

President Kiefer: Is there any new business to come before the County Commissioners? Okay, any old business that we need to discuss that we haven't already talked about?

Public Comment

President Kiefer: This is your chance out in the public. Anybody in the public want to make a comment? Okay.

Consent Items

President Kiefer: Consent items, Madelyn, if you could read those.

Madelyn Grayson: The consent items for the July 7th meeting are as follows; we have approval of the June 23, 2015 Commission meeting minutes; the employment changes for the Commissioners approval, we have one for Burdette Park, one for the Co-Op Extension, and one for the Health Department. The Commissioners have a second corrective quit claim deed for Harmony Way property 82-05-15-007-068.048-024. Area Plan Commission has a request to surplus various computer equipment. Weights and Measures has the May 16th through June 15, 2015 monthly report. The ARC of Evansville has the April and May 2015 report of activities and meeting minutes. The County Ozone Officer has the April and May 2015 monthly reports. The Auditor has the June 2015 A/P vouchers and a surplus request for various computer equipment and miscellaneous furniture. The Treasurer has the April and May 2015 monthly reports, and the County Engineer has a department head report.

President Kiefer: Okay. Is there any questions, comments or concerns? If not, I would like to ask for a motion to approve the consent items.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye. So approved.

(Motion approved 3-0)

First Reading of Rezoning Ordinance VC-3-2015
Petitioner: Chris Combs
Address: 2430 S. Green River Road
Request: Change from Ag to R-3 with UDC

President Kiefer: Next, it looks like we've got some fun things coming up here. We have some first readings for rezonings. Keep in mind, first readings only move the rezoning to Area Plan, and they'll come back to us later. The first one we have is a first reading of

VC-3-2015, with petitioner, Chris Combs, address 2430 South Green River Road, and the request is to change from Ag to R-3 with a UDC. Is there a motion to send this to APC for their August meeting?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

First Reading of Rezoning Ordinance VC-4-2015
Petitioner: David 3, LLC
Address: 2100 S. Tekoppel
Request: Change from M-3 with UDC to M-3 with UDC

President Kiefer: Next is a first reading of VC-4-2015, petitioner David 3, LLC, address is 2100 S. Tekoppel, the request is change from M-3 with UDC to M-3 with another UDC. If that's acceptable, I would like to ask that be approved to move to APC for their August meeting. Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

First Reading of Rezoning Ordinance VC-5-2015
Petitioner: Mark A. Kissel
Address: 5000 W. Franklin Road
Request: Change from Ag & C-4 to Ag

President Kiefer: Final one is a first reading of VC-5-2015, the petitioner is Mark A. Kissel, the address is 5000 W. Franklin Road, the request is to change from Ag and C-4 to Ag only. Again, this will be sent to APC for their August meeting.¹ Is there a motion to approve the first reading?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye. So approved.

(Motion approved 3-0)

Adjournment

President Kiefer: Finally, is there anything other to discuss before the Vanderburgh County Commissioners? If not, I ask for a motion to adjourn.

¹ This should be APC's September meeting.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The meeting was adjourned at 5:49 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the June 23, 2015 Commission Meeting Minutes.

Second Corrective Quit Claim Deed for Harmony Way Property.

Weights & Measures: May 16-June 15, 2015 Monthly Report.

The Arc of Evansville: April & May 2015 Report of Activities & Meeting Minutes.

Ozone Officer: April & May 2015 Monthly Reports.

Employment Changes:

Co-Op Extension (1)	Burdette Park (1)	Health Dept. (1)
Prosecutor (1)	Surveyor (1)	Co. Assessor (1)
Recorder (1)	County Clerk (5)	Superior Court (7)
Sheriff (6)		

Area Plan Commission: Surplus Request Letter: Various Computer Equipment.

Auditor:

Approval of June 2015 A/P Vouchers.

Surplus Request Letter: Various Computer Equipment & Miscellaneous Furniture.

County Treasurer: April & May 2015 Monthly Reports.

County Engineer: Department Head Report.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Gries	Joe Harrison, Jr.	Kristin Comer
Erika Miller	Madelyn Grayson	Greg Wathen
Mike Schopmeyer	Jacob Murphy	John Stoll
Others Unidentified	Members of Media	

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS
JULY 21, 2015**

The Vanderburgh County Board of Commissioners met in session this 21^s day of July, 2015 at 5:02 p.m. in Room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. I would like to call to order the Vanderburgh County Board of Commissioners for July 21, 2015.

Attendance Roll Call

President Kiefer: Madelyn, could you do roll call please?

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here. We have a quorum, so we're going to move ahead.

Pledge of Allegiance & Invocation

President Kiefer: I would like to ask Commissioner Ungethiem to do the Pledge of Allegiance and I'll do a brief invocation, so please remain standing.

(The Pledge of Allegiance was given.)

President Kiefer: Heavenly Father, please bless us and guide us in these proceedings and give us the knowledge to do the will of the citizens of Vanderburgh County. In Your Name we pray. Amen. Okay, thank you.

Evansville Water & Sewer Utility: Public Outreach Campaign

President Kiefer: We're going to move on to action items. First thing is Evansville Water and Sewer Utility public outreach campaign. I see that Allen Mounts and Mike Labitzke are here to give us a brief update or presentation I should say.

Mike Labitzke: Good afternoon. I would like to thank the Commission for granting the utility an audience this afternoon. I'm here today, my name is Mike Labitzke and I'm one of the Deputy Directors for the Water and Sewer Utility. I'm here today just to discuss with you the steps that we're taking towards a new initiative within the utility just to make folks more aware of their easements on their property. This really stems out of some of the requirements that we have from our federal consent decree on the maintenance side. I'm sorry, I ran up the steps because I didn't realize we were first on the agenda, so, I'm a little bit out of breath. On the maintenance side we're required to clean and inspect our entire system, from eight inch to 15 inch line, over a seven year period. We're in year five of that. In year five we have mid milestone that 70 percent needs to be done by November 1st, and then 100 percent needs to be done November 1, 2017. So, we are arriving at our first major milestone, and I am proud to report that all indications are that we're going to hit that milestone, due to our efforts over the last four and a half years, but we are running into more and more challenges. Those challenges are centered around easements, most specifically easements that have sewers in them. So, that represents about 30 percent of our system that, you know, our sewers serve our customers through easements, about 30 percent. So, that's about 180 miles. We

have 610 miles that we need to clean in a seven year period. It also represents, we did a query of parcels in our system, and about 22,000 parcels have a sewer on or within five feet of their easement, or on or within five feet of their property line according to the GIS map. So, that's indicating to me that there probably is an easement on those properties. So, as we enter in and try to get this last 30 percent of our requirement to clean and inspect those lines, we're having to very proactively outreach the public and let them know really what easements are all about, if they have one, and what we really need of them so that we can finish our requirements. You know, we branded our initiative Renew Evansville, and we called it that because we really are renewing how we operate, maintain and upgrade our system. Our goal is to minimize combination sewer overflows. Right now, on an annual basis, we release about two billion gallons a year out into Pigeon Creek and the Ohio River during rain events through our combination sewers. So, that means there is a diluted sewage going into our receiving streams; Pigeon Creek and the Ohio River. So, our goal is to significantly reduce that, but as important, our other goal is to completely reduce sanitary sewer overflows. Those are overflows that happen within our system that should be sanitary only, but because of age or other elicit hook-ups, storm water that shouldn't be in there during a wet weather, during rainfall, those sewers cause releases of more or less raw sewage, non-dilute sewage, into our system. So, with those two goals we are trying to very aggressively meet our requirements. There are two parts to Renew Evansville, there's the capital investment part, and that's what is still under negotiation with the Department of Justice. I can't really say much about it at this point in time other than we know it's going to be hundreds of millions of dollars of investment. It will be the largest investment, capital project investment, in the city's history. But, then there's also the maintenance, operation requirement, as I said, to inspect and clean all lines eight to 15 inch in size. That part of our consent decree is, the acronym to it is CMOM, it stands for Capacity, Management, Operations and Maintenance, and it basically says we're going to treat what we have in the best way possible to maximize how much flow we can get through that system. So, as I said, it's about 22,000 folks, the slide says 24,000, it's about 22,000 folks this may affect. We currently have nine inspectors out in the system doing manhole reconnaissance and manhole inspections. We have five crews within the utility that go out and clean those sewer lines, and we also have contract help. So, there's a very large effort that's been placed on this. It's all run through the Engineering Department. We've started, these first four and half years we were able to meet our goal because we've really, we hit the stuff that was easy to get. We've cleaned the stuff, if we had a problem with something in an easement, if there was a blockage in an easement, we just simply passed that line with the intent to come back, because we really didn't have a program in place to address those issues. So, we're kicking off this public awareness campaign, we've dubbed it Clear Path. It's really a campaign to educate residents about the sewer inspections and sewer cleanings that we need to complete. It's to inform property owners about their easements and what an easement is, and just let them know the requirements, either through their plat or an easement they may have granted or a previous property owner may have granted on their property years ago. Just that those definitions are that we have a right to enter that easement to continue service of our utility, for both them and their adjacent neighbors. As I said, we have hundreds of blocked easements, and they are piling up as we enter the last couple hundred miles here we have to focus on those. These obstacles range from shrubs to fences to above ground pools to garages to in-ground pools, we really have found a whole gamut of things that are hampering our production. That's causing us a larger investment in time. It also, even if we don't get it cleaned and we defer it at this point in time, until the very end of our seven year period, it does delay responses to emergencies, if somebody would have a backup in their back yard or in their basement and they call us for help, and if we can't get to that manhole to relieve the problem, it delays response for the customer as well as our inability to get to into those easements. On slide nine you can see, you know, it's a very cute slide, but not all obstacles are created equal in an easement. I'm not up here with a big club saying we're going to clear cut every easement. We're going to look for the obstructions and we're going to try to find a way around them. This is something that's going to affect constituents in each of your districts. We're going to try to work around what's there, but if we can't, then we need them to clear the easement. It may not be the property that the manhole is located on, it may be the adjacent properties between the manhole and the street, you know, on the side alley that's required to be cleared so we can drag our hoses, drag our camera

equipment down there, or drag our machinery, which you'll see in a couple of slides. We've purchased special equipment to try to cure this requirement as well. Page ten kind of shows an example of things we find, you know, yard barns that are intentionally placed over the manhole so nobody has to look at a manhole in their back yard. We have to move that yard barn to maintain it, but we're also requesting that once we move it that it stays moved, stays off the easement so if we ever have to get to that manhole in an emergency, it's two o'clock at night, we don't want to have to move that yard barn again. The access needs to remain clear. On slide eleven, you know, it kind of shows the equipment that we need. Most times we have a ten foot, maybe a 12 foot easement along the side yard or a back yard, we've purchased equipment that's the narrowest equipment you can buy to drag, you know, several hundreds of feet of hose back through back yards, but in itself, it's a track machinery, but it's about five feet wide. Sometimes it fits through a privacy fence gate and sometimes it doesn't. It just depends what people have built on the easements. Slide number 12 is probably our best show and tell on things we're up against. You can see there's a sewer, the green line is a sewer line that runs between streets, between homes, and then in the back, the back property line, the adjoining back property line you see those dashed green lines that head west and east, that junction is built directly under a four way garage. It's a structure that serves all four of those properties with a single car garage. So, our junction point is under there. If we ever have a collapse or a clog and we need to get to it, that's going to be a challenge to us. So, those are the kinds of things we're trying to work around. So, how we got here, the Water and Sewer Utility assumed management of its system five years ago. With the advent of the consent decree, they took operations back in house. Up till then, inspections and cleanings were either delayed or incomplete. We know that because we're bringing to grade so we even have access to about 18 percent of our manholes, so we know that full cleanings and inspections weren't completed in the past. So, there's decades of catch up that we're now required to do in seven years. We're also unsure, either because of private development or easements not being marked very clearly, or maybe replats or, you know, Saturday line extensions, or, you know, things of that nature, we're not even sure exactly where our whole system is. So, we're still trying to recon with our inspectors to get a full view of our mapping and what that means. We do have hundreds of line segments that are in, what we would now call, prescriptive easement condition because there is no easement so we can service that line. So, those are other things that we're trying to pursue as well, just to try to solidify our ability to maintain service to our customers. As I said, we have about 610 miles of sewer line that affects approximately 24,000 properties, 22,000 properties. We, today, as of June 30th, we are 400 miles complete, and I very proudly say that, because it's been a rough 400 miles, as we've been gearing up to even know what we need to do to meet this requirement. What that means is the last, these next two years, we've got to do about a hundred miles a year to meet our goal of 610 miles by November 1, 2017. After that, this is, the first cycle is seven years long, and then after that, we have a perpetual ten year cycle to do this over and over again in our agreement. So, at the end of the day, whether the property owners know it or not, if they have an easement they're responsible for it. An easement is a piece of ground that's dedicated for utilities, but it's on private property that's been dedicated for that use. So, if folks have built things on that easement and they need to be moved, after we've exhausted every other opportunity, then we'll be asking those homeowners to move their things off of their easement. There are several ways that folks can start looking on their own proactively if they have an easement, if they're curious, or if they're concerned. We, of course, they can go to the Recorder's Office, there should be information in that office. We've also set up maybe a simple aerial map on the website, on our website, ewsu.com/clearpath or front slash easements. You can type in your address and it will zoom right in and we have just a general map of where the sewers are. We don't really talk about size or dimension, but if you see a green line in or around your property lines, chances are you have, that should be an indication that there may be an easement that you may need to go investigate a little further. Of course, property maps should as well be available at the Assessor's Office in various forms. Moving obstacles can be costly and time intensive. We know that because it's been time intensive for us to work around them up to this point. We're just encouraging the public to investigate on their own. EWSU.com/clearpath has several videos on why and how we're doing this and the equipment that we have so constituents can go there maybe to help themselves a little bit. They certainly can call the Water and Sewer Utility, we're

prepared to take phone calls as well. Some things that we've done, just so you're aware, we set the website up, EWSU.com/easement or /clearpath, all one word; we started a media relations kind of blitz at the end of last month; we were in the paper several times; we went on WNIN for a virtual public meeting on June 30th to answer questions; we have Facebook and Twitter communications; we will be sending out bill inserts with our bills this month, so that may cause a little bit of flurry to your constituency. Then, as we go into neighborhoods, our system is set up in sub-basins, there's hundreds of them, but essentially they're boiled down to neighborhoods. As we're preparing to go into neighborhoods and finish them out or start them for the first time, we're going to be blanketing that neighborhood with a letter saying, you know, we're coming, this is why we're coming, this is, you know, check your easements, here's the website, give us a call if you can. If we find an obstruction by our inspectors, it will be escalated up to a field manager, that field manager will be contacting that homeowner to talk about the options. Whether a right-of-entry is appropriate, or clearing their easement, or clearing their neighbor's easements, you know, whatever is appropriate. We will be communicating with them, trying to give them as much time as possible to clear that easement. In reality, 120 days is what's going to be posted in the letter, you know, just four months to move whatever is on the easement. We'll continue to try to communicate with those folks. It's all about communication, but it's also about a schedule for us. We have to meet that requirement. There are federal fines and penalties that can be assessed to us if we don't get this met by November 1, 2017. So, that's really all I have tonight. Does anybody have any questions?

President Kiefer: Yeah, Mike, I've got a question. So, like in that picture, which, you know, I can totally understand and relate being on the Drainage Board, you know, we find things in easements all the time and it does cause problems, but like the picture of the garage in the easement, if you're forced to move that, do you charge back that expense to the property owners? How is that expense paid for?

Mike Labitzke: We haven't even discussed the escalation of that issue. We're hoping to work around moving major obstacles like that.

President Kiefer: Okay. So, what do you do in this situation like where you've got that 10 foot by 10 foot garage right in the middle of an easement?

Mike Labitzke: Some of the things we've discussed in that case is to actually set four manholes, one on the outer perimeter of each sewer segment. We can do a reverse cleaning or some sort of reverse hook-up at that point in time.

President Kiefer: So, do you get new easements signed because you're going outside the boundaries of the—

Mike Labitzke: Well, no, the new manholes would be in the existing easements.

President Kiefer: Oh, okay.

Mike Labitzke: So, the only thing that that wouldn't protect against would be a collapse of the sewer under the garage, or at either of those two junction points where the dash lines come into the solid line. If that happened, then we would have to probably move the garage to fix the manhole issue.

President Kiefer: Okay. Yeah, it just seems that in some of these situations you have to see the general rate payer have to bear the burden of the cost because somebody put in a garage over the top of an easement, which, you know, anytime I've bought or sold a house, I know that those things show up on title work, title search, and, you know, that can be expensive.

Mike Labitzke: Well, you know, that's part of the struggle. This first 70 percent, we've started on the outer perimeter and we've worked our way in, just because, in cleaning you want to always move, if you miss something, you want to move it down to where you're going to be cleaning next. So, we're working our way down to the treatment plants, but as we move that way we're getting to the older parts of town where property has changed hands maybe dozens of times now.

President Kiefer: Right, and they bought it not realizing, hey, that house was already, that garage was already there.

Mike Labitzke: Right.

President Kiefer: Yeah, I understand it's complicated.

Mike Labitzke: Yes.

President Kiefer: Is there anything that you're requesting of the Commissioners today?

Mike Labitzke: No, just an awareness. If you start receiving phone calls just to know, you know—

President Kiefer: Call Mike?

Mike Labitzke: Just to understand what we're about.

Commissioner Ungethiem: Put him on speed dial.

Mike Labitzke: Just to help you know what the issues are in advance of those calls.

President Kiefer: I would like to publicly thank you and Allen both. You've always been good anytime I've had phone calls, concerns from citizens and everything, you're pretty responsive, and I appreciate that. Thanks for your service.

Mike Labitzke: Thank you.

Commissioner Ungethiem: Mike, have you looked at a way in which these easements can be marked so that people understand where they are? I guess, what I'm doing is looking down the road, how do we prevent buildings from being built on easements in the future?

Mike Labitzke: We've interjected ourselves, the Water and Sewer Utility has, into the site improvement process now. We did that a couple of years ago, which I understand doesn't help us looking decades back—

Commissioner Ungethiem: Right.

Mike Labitzke: -- but it helps us moving forward. The Utility now sees all applications, whether it's a fence or a garage or a whole house—

Commissioner Ungethiem: Okay.

Mike Labitzke: -- we're involved in all of the applications at least to take a look at it to see if an easement exists.

Commissioner Ungethiem: Okay, so you're reviewing all of the new plans—

Mike Labitzke: We are.

Commissioner Ungethiem: -- to make sure that we're not building something on top of an easement that we don't even know is there?

Mike Labitzke: That's correct.

Commissioner Ungethiem: Okay, are you working with Area Plan on that?

Mike Labitzke: We are. Area Plan takes the applications, and we've requested and they've obliged to give us all applications that come through them now.

Commissioner Ungethiem: Okay, and you're about 66 percent complete. You know the old adage the first 90 percent of the project takes 90 percent of the time, and the last ten percent of the project takes the other 90 percent of the time.

Mike Labitzke: That's what we're concerned about.

President Kiefer: That sounds like a Yogi-ism.

Commissioner Ungethiem: Good luck.

President Kiefer: Again, thanks guys, appreciate it.

SWCD: Storm Water District Formation

President Kiefer: Next, under Soil and Water Conservation District, Storm Water District formation. Just to give a little background on this, Mark Abell and I were talking, because we do have a lot of ditch and drainage concerns. He then had Ron Bacon get in touch with me and we sat down and had lunch one day, and Ron Bacon, who is State Representative, as you know, was telling me about the Soil and Water Conservation, I mean, about the Storm Water District formation that they did in Warrick County, and just talked a little bit about it. So, I just asked Mark, I said, well, why don't you come in and give a presentation to the Commissioners so we could better understand what this all is. He kindly invited some folks from Morley and Associates. I see Jim Morley is here and Mike Sears. I appreciate you guys coming here tonight and taking time out of your schedule to give us a presentation so we could better understand. They did provide some maps and drawings. We have three extra copies, if anybody in the audience feels like they're in need of seeing this, we do have a couple extra copies here. So, again, I don't know how you guys want to start on the presentation. Mark, if you want to start off.

Mark Abell: Hello, I'm Mark Abell with the Vanderburgh County Soil Water Conservation District. And as Commissioner Kiefer was just stating, I guess this really started back when we dealt with a logjam on Pigeon Creek—

President Kiefer: Right.

Mark Abell: -- a few years back, and we realized then that we don't have a mechanism on Pigeon Creek by which we can take care of issues like that. That would fall into a clean water quality issue, and that's where the Storm Water Management District would fit into a solution for those types of problems. Then, I guess, initially to start, to go back to the beginning, I think around 1999 there was an unfunded mandate passed along to tell us that the county would have to establish an MS, itself as an MS4. On the bullet point sheet, which handed out to you, I believe that's right there up front, under current status. We were designated as an MS4 by IDEM. We attempt to do the things that we're supposed to do, but we really, I think, Warrick County found anyhow that they would require a Storm Water Management District to achieve the goals that are mentioned a little bit later in that bullet point. The six minimum control measures are actually mandated by IDEM. So, that's it in a nutshell, the need for it, I believe is there. If you look at other counties that are forming them, they seem to have success with it. There's a fee generated for this District that is the funding mechanism, and ordinances must, you know be written to establish things in the way that you would like them established. We would need to have easement to get into Pigeon Creek for example, to use that as an example. You need the ability to get in and get to problems. You need money, I think maybe first and foremost, to do some of the things that we need to do. In the case of that logjam, we did receive some money in the form of a LARE grant, but that is a rare occasion, and I wouldn't count on that to happen again. While I know there are other logjams out there. So, to get to a little more of the specifics, maybe Mike and Jim can help us here to explain some of the maps that we've got there.

President Kiefer: That would be great.

Mark Abell: Okay.

President Kiefer: Thank you, appreciate that.

Mike Sears: Good evening. My name is Michael Sears. I'm an engineer with Morley and Associates. The maps that we've prepared here are more so just some general background information to kind of illustrate some of the issues that we have here in the county. The county is unique in that there is a major watershed divide that goes from the southwest to the northeast. So, the northwest portion of the county is kind of actually draining over towards Posey and over towards the Wabash. Whereas on the eastern side ultimately the water is making its way into Pigeon Creek to the Ohio River.

President Kiefer: Now, Mike, is that, does that watershed show in this picture here? Or is it—

Mike Sears: It's on all of them actually. It's the orange line work.

President Kiefer: It's the orange line work? Okay, yeah, that's what I thought. So, everything west of the orange line flows out to the Wabash?

Mike Sears: Yeah, yeah.

President Kiefer: And everything east flows to the Ohio?

Mike Sears: Correct. Then those smaller, thinner orange lines show some of the sub-basins for the individual creeks and streams that exist within the county. I point that out because as Mark talked about with the logjam project, that was kind of a joint effort with Warrick County and Vanderburgh County and a lot of key players were involved in that application and ultimately getting that project brought to completion. The, mention was made about Warrick County, so there is drainage and watersheds that are shared across county lines in both cases. So, it's a project that has, or it's a situation rather that has multiple facets to it. You've got more rural areas too, as you can see on the aerial photograph, then you've got the more developed areas with the City of Evansville and the developments around it. Okay, kind of related to that is, you know, the existing legal drain system. That's this exhibit.

Mark Abell: This map here shows the legal drains.

Mike Sears: Yes, correct.

President Kiefer: And, the legal drains—

Mark Abell: They are highlighted in the lighter blue.

President Kiefer: Okay.

Mark Abell: Those are the regulated drains that we currently have. You'll see them in the north, and a little bit some in the east side and then down here in the south.

President Kiefer: I would have thought we had a lot more legal drains than that.

Mike Sears: Well, that's what I pulled from the county website, or the GIS system to create that map. One of the, I may be getting ahead of myself here a little bit, one of the future directions that we think might want to be investigated, is trying to expand the regulated drain network in areas where it makes sense to do so. As I said earlier, mention was made of Warrick County, over there they tend to be focusing more on just the developed areas. Their storm water fee is more so a function of impervious areas. So, they're focusing on storm water issues in areas where there are subdivisions, commercial developments, industrial developments, and it's not so much geared towards agricultural areas. Warrick County has a more extensive legal drain network over there. So, we kind of see that being something that might want to be looked at is if a Storm Water District, you know, focused on where it would look to seek out problems and solve them more in the developed areas, and then leave the undeveloped, more agricultural areas to the regulated drain mechanism to work out problems that may occur in those areas. So, that's something that as we've talked about this with Mark, is something that we think might be worth a second look. We haven't really approached the Drainage Board or the County Surveyor's Office about this. We're just in the early stages of talking about this, obviously, but we wanted to come tonight and just, you know, throw a few things out here for just food for thought. The other things that we see that might be good next steps, to at least consider, would be a bit of a needs assessment to see what kinds of things are we, is the county able to do now with the resources that it has? Are there other things that they would like to do to, you know, stay in check with some of the expectations from IDEM, for example? I think there's a lot of key players that are going to be involved in a process of establishing a district, if one ultimately is formed, that could involve city, county agencies. Some communities that we've looked at, it's a joint effort where city and county will work together as one district. In other municipalities, other counties it may be just the county does their thing and the incorporated areas within the county do their own. So, that's a question that

might want to be investigated and talked about. Ultimately, to establish a district would need to be done so by ordinance, a county ordinance to establish essentially a rate structure, and that could mean a lot of different things. Warrick County, for example, for residential homeowners charge about \$54-\$55 a year. That goes into their Stormwater Fund. Commercial and industrial sites that have more impervious area, you know, pay more. So, it's kind of a function of their area.

President Kiefer: So, this, you mean, you can form a Storm Water District strictly by county ordinance?

Mike Sears: Yes.

Mark Abell: Yes.

Mike Sears: That's what Warrick County did.

President Kiefer: Okay. I noticed on this regulated drains, it doesn't include Pigeon Creek.

Mark Abell: It does not, right.

President Kiefer: Does not, but I understood from one of our last Drainage Board meetings that actually Pigeon Creek was made a regulated drain back in the 90's under County Commissioners.

Joe Harrison, Jr.: It's a navigable waterway.

Commissioner Ungethiem: Navigable waterway, not regulated drain.

Joe Harrison, Jr.: The whole county, through the whole county.

President Kiefer: But, I thought if it was navigable, it could be a regulated drain then.

Commissioner Ungethiem: No, I think that's a different—

Joe Harrison, Jr.: That's different, but it's a navigable waterway from the river to Warrick County.

Mike Sears: And probably further.

Joe Harrison, Jr.: I don't know about Warrick County, but it was done by ordinance, I think in '92. '91.

President Kiefer: Okay, well, I misunderstood, because I thought if it was a navigable waterway, then it could be a legal drain.

Joe Harrison, Jr.: No, it's really, it's under the State's....Mr. Mueller is here and he's had some discussions with the State.

President Kiefer: We're getting everybody up here.

Joe Harrison, Jr.: We're trying to put it on the State right now.

Jeff Mueller: Jeff Mueller, County Surveyor. Let's walk back on Pigeon Creek. We know for sure that the first 5.9 miles of Pigeon Creek are waters of the State. They're navigable, they're the State, they're under the State supervision. That goes from roughly the, where the Ohio River starts to somewhere around the area of Stringtown Road to 41, somewhere in that area, it's considered navigable, they're the responsibility of the State of Indiana. Okay? What we found, Madelyn gets and "atta girl", I don't give these out much, you guys know that. Madelyn did a little research, and apparently there was a State law that is no longer in effect that allowed the county to declare navigable waterways. When Mr. Brenner was County Surveyor, that declaration was made. When that declaration was made, at that time, there was a mechanism for the county to actually use Highway Funds to clear those navigable waterways. However, that section has all been repealed. I'm going to steal a little bit of Mr. Harrison's thunder here, but the way we understand it, therefore, Pigeon Creek might be considered navigable all the way through Vanderburgh County, however as far as using County Highway funds to clear it, that is no longer on the books.

Joe Harrison, Jr.: Yeah, that's not possible.

Jeff Mueller: So, where we're at right now is, we are talking to DNR about what is Pigeon Creek? What do you guys understand as far as it being navigable?

President Kiefer: Okay, that helps.

Jeff Mueller: But, for sure, the first 5.9 miles are navigable. The ownership, from what I can understand, actually under Pigeon Creek, under that first 5.9 miles, is owned by the State of Indiana, much like the Ohio River would be. The question mark is there from that point on we're not sure exactly what happens.

President Kiefer: But we do know that it was declared navigable in '92 by the County Commissioners?

Joe Harrison, Jr.: '91.

President Kiefer: '91 by the County Commissioners.

Jeff Mueller: '91, yeah, so, we're still working through that 5.9 mile to Warrick County on what happens there. Okay?

President Kiefer: Okay.

Jeff Mueller: But, if they're navigable, they would not be a regulated stream, or a regulated drain, okay?

President Kiefer: Okay, I misunderstood that. I apologize.

Jeff Mueller: I know, there's jurisdictional waters, there's navigable, there's regulated drains, we're getting to be like EPA, let's create a bunch of new terms.

President Kiefer: Okay. Alright, gentlemen, you can continue forward with your—

Jim Morley, Sr.: Let me speak just a little bit on the, you know, for years we've worked with the Levee Authority District here in town, and there were navigable streams in the county, Carpentier Creek on the west side, and that was a legal drain down through that portion of town, and it's my understanding that on a, not navigable, legal drain, a regulated drain, and under a regulated drain you do assessment of all of those people that go into that regulated drain. When you reach the city limits, the Drainage Board then sends a bill to the city, you don't have to hunt up 500 houses and send each of them a mailing saying that we've got to clean the stream this year, and your assessment is this. So, the assessment goes to the city. Well, back in that, the reason that Carpentier Creek came up is that Carpentier Creek is, we have a levee pump station down below the west side sewage treatment plant and the flap gates go under water and don't operate properly all the time, so we need to keep that stream flowing down below that. So, the Levee Authority wound up, you know, with a contract many years ago to clean that to make that flap gate operate properly. The, but the city, back many years ago, decided, well, if we're going to get the bill anyway, why don't we just make this a duty of the Board of Public Works to take care of whatever is involved inside the city limits. So, they said the part of Carpentier Creek that's inside the city limits, we want to eliminate that as a regulated drain, and we'll take care of it, because we're going to pay for it anyway.

President Kiefer: Right.

Jim Morley, Sr.: So, that was the process that went through, and with Pigeon Creek flowing through town and Carpentier Creek flowing partially through town, it starts to get a little bit confusing, especially when you need to do something along the creek or at certain areas. The other thing that makes this a little bit county in Vanderburgh, much more so than in Warrick County, in Vanderburgh County several years ago we said to the developers, look you're going to put these storm drains in these people's back yards and somebody's got to maintain them, and the developers not going to stay on forever, why don't we pay in a fund and the county Drainage Board will keep this fund and we'll use that to fix any pipes. So, we started collecting two dollars a lineal foot to repair pipes in the drainage system. Well, not every subdivision, that applies only to the people that

paid. It doesn't include everybody, it just includes a portion. So, what Warrick did (Inaudible) simply assessing everybody, the way they operate their systems is let all of the legal drains be legal drains, operate like they always have, they collect the money from single family homeowners, and they respond, now I understand they've had about 106 complaints of one kind or another, drainage, so far this year, in the first six months of this year 106 complaints. They go out, investigate the complaints, and, in fact, they use the assessment, which Warrick County's fund brings in about \$1.2 million a year, and they have a couple of people that they have on staff, they go out, they'll investigate a problem that was reported, maybe it's a sinkhole that opened up in a yard because there was a bad joint, maybe there's a plugged pipe, maybe there's an obstructed, you know, they come back, report to the storm....and, so, that's how they operate their MS4. Now, one of the reasons to kind of get a handle on this is right now, you know, Mike Wathen goes out and checks if a construction site is creating mud and it's washing down into the road or a pipe or—

President Kiefer: Yeah, we're experiencing that on the west side right now, yeah.

Jim Morley, Sr.: Yeah, and so, but ultimately the law, and MS4 talks about water quality. Water quality is more than just silt running off of a construction site. There are other pollutants, oils and other things that can be in the stream. Right now you don't have to test for that, but within the federal regulations you could. It could be coming. So, the creation of a Storm Water District would provide some sort of mechanism. You as the body, you are the MS4 Operator. It is your responsibility, but we kind of got a mish mash of ordinances that have come together. These issues about what's legal drain, what's not legal drain and how you want to handle it. When a real problem arises, like the one on Pigeon Creek, there's kind of like, well, how do we handle that? Thank goodness, Mark, you were able to help in getting that grant, and you straightened that situation out, but there can be another situation, and if it's not...the regulated drain, by declaring it a regulated drain, you gain access rights 75 feet either side of the top of the bank. So, it gives you a place to work in, but even in that we've got certain areas like over on the east side of Evansville where the property owner themselves enter into agreement with the county saying we will maintain up to the top of the bank. So, there are some car dealerships that maintain right up to the bank and agreed to keep the ditch itself clean. Those things get complicated. There are a lot of confusing issues, it's hard to track all of it. So, I think—

President Kiefer: Jim, I thought—

Jim Morley, Sr.: -- the question is, where do you want to go from here?

President Kiefer: Well, you know, you talk about, you know, like on the east side where car dealerships park up close and they keep the drain clear, but then, you know, I see developments like out on Carpentier Creek where they say, oh no, you can't touch that, you know, it's regulated by DNR, or IDEM or somebody.

Jim Morley, Sr.: Yeah, and that's probably not true. You have access to that 75 feet, short of that property owner coming to you and entering into a contract saying I will be, I want to use that for more than just growing beans or corn.

President Kiefer: Right.

Jim Morley, Sr.: Because you grow beans or corn and you harvest them in the fall and you clean the ditches out in the fall. So, you don't care during the summertime, you don't go out in the spring when we have all the rains and maintain ditches. You do it normally a dry fall, but it's not really, you know, you can't put permanent things, like a car dealership and park cars there if you haven't entered into an agreement that would allow them to be there. They can plant corn and beans, but the Drainage Board has access for maintenance of the drain.

President Kiefer: Right.

Jim Morley, Sr.: Only if you, only if they have come forward and said, hey, I want access. I want to use my ground for something, I want to park cars on it.

President Kiefer: Right.

Jim Morley, Sr.: In exchange I'll maintain it.

President Kiefer: Well, I mean, you asked about what direction we want to go in from here, I mean, I think the initial thing was just to learn more about it.

Jim Morley, Sr.: Okay.

President Kiefer: You know, if we did decide to pursue anything in the future, I mean, I'm sure we would have some type of public meeting to get some input from the public.

Commissioner Ungethiem: Let me ask a question. As I understand it, we have regulated drains in Vanderburgh County, we have navigable waterway, but not many, and then we have everything else, at this point in time?

Jim Morley, Sr.: Yes.

Commissioner Ungethiem: The issue is not with the regulated drains, because I think those are maintained in a reasonable manner right now. The issue is not with the navigable waterway of Pigeon Creek, the issue is with the everything else?

Jim Morley, Sr.: Right.

Commissioner Ungethiem: If we were to enter into a county Storm Water District, how would that change from the standpoint of the everything else? Would that give us, would that give the county the ability to clean those ditches and waterways and that kind of thing? You've already talked about the fact that it would give you the ability to assess a fee for everyone, but would it give us the right-of-way to go on somebody's property that this ditch runs through if it's got a snag in it and clean it?

Jim Morley, Sr.: Yeah, I mean, you're still looking for easement. You would have some of the same issues with easements that Mike has with the sanitary sewers. You know, you would still have, but you would have a vehicle or a way to have someone who's an inspector. Right now you have the elected County Surveyor who's the official drainage engineer for the Drainage Board. A few years ago, when Bill Jeffers' was County Surveyor, you remember they passed a State ordinance that said, it kind of extended the ability to go out and examine blocked areas of drainage. So, Joe remembers the hearings that were held. Bill would go out and the Drainage Board would schedule a hearing and you would go through, but when it come to fix it...and if you found, if you could find the guilty party, the Drainage Board could threaten prosecution of the guilty party if they didn't unblock it. So, that's the way that worked. That's not very clean. It's awful time consuming, and doesn't really address the issue of a storm sewer that's opened up a gap and created a sinkhole in somebody's yard. You know, there are many other things that currently you don't have a vehicle by which you can take care of it. You don't have the staff, and you hate to hold a public hearing on every, you know, gripe or question that comes in on storm water.

Commissioner Ungethiem: It sounds to me that although this Storm Water District would allow us to collect money and put that staff together, we still wouldn't have the authority to go on to somebody's personal property, that that ditch happened to go through, and clean it. Is that my understanding?

Jim Morley, Sr.: All of the newly subdivided properties, I mean, I say newly, for the last, you know, 30-40 years have all got drainage easements. That's been a part of our subdivision ordinance for many, many, many years.

Commissioner Ungethiem: Right.

Jim Morley, Sr.: Now, you can go off, over 50 years ago or get a meets and bounds where you may find (Inaudible).

Commissioner Ungethiem: But, let's say for that section of Pigeon Creek that's not navigable, the 5.9 to the county line, that's a lot of private properties that abut that creek. If we're going to go up there, even if we put this Storm District together, and we're going to go up there and we're going to tell this person, hey, we've got to get a backhoe out on your back yard, we don't have the jurisdiction to do that.

Jim Morley, Sr.: No, and the way Warrick County handles it, the way Steve Sherwood handles it, Steve says, look, we're collecting money from the houses, just the houses for the impervious areas, and he said that's the only place we spend money. We'll take care of the ditches that are part of subdivisions, we'll take care of pipes, but we won't go down to that neck of Pigeon Creek or anything else that's an open drain. That's in our legal drain system, that's another mechanism and they take care of that. We collect the money off of the developed areas and we maintain the developed areas. We don't use it down in farm country.

Mark Abell: Well, but they have all legal drains.

Jim Morley, Sr.: Yeah, they go ahead, but—

Mark Abell: When you set up the Storm Water District, and this may be a question for Joe, can you include in the ordinances access for such issues?

President Kiefer: No, you have to get easements for any of those.

Joe Harrison, Jr.: No, I don't think you can do that. The one thing just to keep in mind for the public is that if a District was ever set up by the county, it would just include the area of the county outside the city and outside the Town of Darmstadt. It doesn't include the City of Evansville. You were talking about car dealerships, I don't of any car dealerships in the county, but I think that, you know, it's just the county area that would be affected.

President Kiefer: But, would this fund help us like when we have these Drainage Board meetings and people come and say, hey, you know, the pipes that were installed 25 years ago weren't big enough and, you know, the neighbors and it's like, hey, we need a bigger drainage pipe. You know, would those funds then be available to—

Joe Harrison, Jr.: If you collect it from them.

President Kiefer: Right, that's what I'm saying.

Commissioner Ungethiem: And you had an easement to get to it.

President Kiefer: Well, most of those cases we did have easements, because they were actually, you know, it was something that was installed by the developer but then it wasn't installed properly or the size wasn't installed correctly, or somebody changed something in the next development over which increased the drainage flow.

Jim Morley, Sr.: I would suggest that what you want to do now is that you want to confer with the County Surveyor and your County Engineer on what they see is the biggest need that they have and the problems that they have in trying to answer questions from the public and issues that are coming up on drainage. Those are the people that, you know, you've kind of assigned that duty to. Your, you know, as the sitting Commissioners you're responsible for it, but those are your staff persons that report to you. So, I would think that kind of the next step is maybe to discern what they think are the most serious problems. Just how serious is it, and what should you, as the elected body, do about it?

Mark Abell: I would like to say one more thing. There's, as other counties, and Warrick County does have one currently a District, if Posey were to get one and we had one, there is a better chance and I've been asked by the other counties to do projects together with them, because we do share borders with them, and watersheds don't really know that border. Water goes where it goes, irregardless of what our map says. So, it gives us, if we had a District, it would give us an ability to and a funding mechanism, possibly something that would even allow us to be more accessible to grants, and we could work larger projects that were watershed based in conjunction with the other counties. I'm not saying that we would link with them all the time, but on individual circumstances that would then be possible. I think that Warrick County has expressed an interest in that, along our border already.

Commissioner Ungethiem: Mark, are you suggesting that because we have two separate watersheds in Vanderburgh County that we would have a District with a

watershed that goes to the Wabash and a District with a watershed that goes to the Ohio?

Mark Abell: No, no, no, That's not what I was saying.

Commissioner Ungethiem: Okay.

Mark Abell: I'm just saying that our Storm Water District would be the delineation of our county lines, but even though....and we have multiple watersheds within our county. The two big ones separate north to the Wabash and south to the Ohio, but we do share watershed with the other counties. I'm not saying that we need to combine with them, but it would enable us to have a mechanism to work with them on watershed based projects. I don't know if that makes sense or not.

Commissioner Ungethiem: Okay.

Mark Abell: But, no, we would just, to answer your question, we would just have one District for our county delineated by the county line.

Commissioner Ungethiem: Okay.

President Kiefer: Okay, gentlemen, thank you very much. Appreciate your time.

Mike Sears: Thank you.

President Kiefer: I know there's a lot of people here. I didn't know if there was somebody from the audience that, you know, from the public that wanted to make any comment?

Jeff Mueller: I do.

President Kiefer: Okay, we'll start with you then.

Jeff Mueller: Maybe this will help, because I know there's some other folks in here that are very antsy. Jeff Mueller, Vanderburgh County Surveyor. I want to point out some things that are going to have to be thought of if we address this. First of all is the taxing, and Mr. Gries and I have talked about this a little bit, but you're going to have to get County Council to approve this as a tax. If this is a tax, it would go against the cap, this could affect the amount of money that the General Fund gets, the School Board and everybody else gets. So, you might be taking money out of the pie from every other fund to do this. So, that's one thing, and I think, before we get very far into this process, we need a feel from the County Council whether they're even are interested in doing this, because if not, we're going to spend a lot of time.

President Kiefer: Well, I don't think anybody has suggested, hey, this is something we're doing, we're moving ahead with it.

Jeff Mueller: No, I understand that, but I'm saying before we even come down to that—

President Kiefer: We're just wanting to understand more about it.

Jeff Mueller: --we should see if even if this taxing is something that would be considered by the County Council, because if it's not, we're going to go through a lot of effort to look at those things.

Commissioner Ungethiem: Jeff, is the current ditch fee that's appropriated for legal drains, does that go against the cap?

Jeff Mueller: No.

Commissioner Ungethiem: Okay.

Jeff Mueller: No.

Joe Gries: It's a special assessment that is applied to certain individual's tax bills and it's completely separate from property tax.

Commissioner Ungethiem: Okay.

Jeff Mueller: Now, as someone who takes some of these complaints, I'm going to also suggest, that if you were to look at this, we're going to have to be very specific about what's going to be maintained. Because every subdivision out there has got a one foot deep swale with 3:1 side slopes minimum that everybody and their brother has put a fence, a pole barn and who knows what else, and if we're going to be responsible for every drainage issue in every subdivision, we're going to be getting a lot of phone calls and a lot of requests for a lot of maintenance. So, it's going to have to be very specific on what is and what isn't going to be maintained, okay? The third thing is how are you going to address this? Because you are going to have to have an operating budget for this department. The next thing is regulated drains, and you've got folks out here that are paying into a regulated drain right now, and you might be double taxing them, and I think some of those folks are in this room tonight and aren't going to be very happy about that situation. Also, how you determine the taxing, my last count was there are six counties that are doing this. They use like an equivalent residential unit. Somebody has to say, okay, that, you have a residential unit is \$60 or \$50 per unit, but then on a commercial spot, that is such and such percentage. So, you have to go through and actually do an assessment of all of the properties. Then you're going to have to do a continuing assessment, because when you take a 40 acres tract and divvy it up into a subdivision, now you have to come up with a whole new system of assessments. Okay? Multi-county plans, really, the State law doesn't go for that, and I understand that's not what's being requested, but one of the issues that I know some folks have in this room too, is that they want to see their money that's spent on the drainage spent in this county. Let the other counties work and raise their funds to do their drainage. That's one issue. So, that's the other thing, so, you've got a pretty big issue, one thing I do want to explain is, Vanderburgh County does not have a lot of regulated drains. We have approximately 80 miles, they are concentrated in Union Township, in the Armstrong-Scott Township area, and the urbanized east side area, essentially from Lincoln Avenue, I-69, Stockwell Road up to the railroad, the canal, and even some of those areas farther north. So, those are the regulated drains. One of the biggest problems with regulated drains is creating a new regulated drain. It's a very cumbersome process. It's very difficult. You might want to think about is there, I'll be the first person to tell you, there's a number of drains that are large in this county that it would be nice if we had a method of maintaining them. The problem is, because we've become so urbanized, that when you have to do the notification process, it becomes very expensive. One of the things that might be considered would be to see if the State law could be somehow changed so that you could do an easier method of creating the legal drains, so that we could set up the system where we have the access to these major streams that could cause problems in the future. Now, one other thing I want to point out, and then I'll let this go to anybody else is, on the issue of subdivisions, there's a lot of things that are done different with subdivisions in different counties. A couple of the counties actually have the developer submit the drainage area, the pond and some of the major drains, and create a legal drain of the subdivision drainage before the subdivision is ever created. Then that way, instead of relying on a homeowners association, and we all know how homeowners associations work, they work for 10 or 20 years till everybody gets tired of it and then you've got the five neighbors that will never pay into it and all those other issues, but then you assess the homeowners to maintain the drainage. If they don't pay their assessment, it can be filed as a tax lien. It's a tax lien at that point. That is actually done in St. Joe County, the South Bend area. It's very burdensome on the Surveyor's Office, they have 130 legal drains that are subdivision legal drains, but it is something that can be looked at in the future. The only thing I'm going to say is, I just caution that we need to take some real slow time, and like I said, if the County Council isn't even interested in this taxing, I think we're going to spin our wheels before we get very far. Okay? That's all I've got to say about it.

President Kiefer: Thanks, Jeff. Okay, the gentleman, come on up.

Phil Springston: My name is Phillip Springston. I'm actually a resident of Warrick County. I thought that might be difficult to explain to you why I'm here, but since several mentioned Warrick County's name and I'm here at the request of some Vanderburgh County residents. We do have a Storm Water Drainage Fee in Warrick County. I don't know, I think it's probably been going on for ten years. I live in the county and it hasn't done a darn thing for me, because the gentleman was correct, they've been spending all this money in subdivisions to correct drainage issues, in my mind, that was created

by somebody else. Currently I pay \$54 a year for my house. It started out being \$60, then they lowered it last year because the Commissioners wanted to raise our Wheel Tax and the Council said we're not going to do that unless you lower the Storm Water Fee. So, they lowered the Storm Water Fee from \$60 to \$54, and they raised our Wheel Tax Fee, and I can tell you I'm paying way more money than six bucks. So, I come out on the short end again. I think that, what I've seen that they did with their money, they put some people on the payroll, they bought two new trucks, and I'm not wanting to dispute Mr. Morley, but the Commissioner gave me a figure of \$2 million a year in revenue. He quoted \$1.2, so I don't know which is correct. They're using the money, in my mind, not correctly, and I've addressed them on that, because they're fixing, a lot of it goes to Newburgh. They spent money on drainage issues, like I said before, that I think was created by a poor design or something that's not necessary. Not all the drains in Warrick County are legal, some of them are. I have two legal drains that go through my property and I've been trying for four years to get them to use some of this money on that drain, and they won't do it. I know there's not a thing you can do about that, but I just suggest to you, as the conversation I had last night with some of the residents of Warrick County, that if you move forward with this, that you state the purpose, you identify the cost, and your total revenue, and then what you're going to do with the money. Because they did not do that in Warrick County, it was pushed through, shoved through and once it's on the tax bill it doesn't come off. They do have a commercial rate, it's a formula they use based on the square footage of your roof and your parking lot if it's impervious. You talked about navigable water and Pigeon Creek, something you need to be aware of is that if the EPA gets their way and removes the navigable out of the Clean Water Act, all waters will be under the jurisdiction of the EPA. Their definition of that will be water that stands for more than 24 hours. So, think about the rain that we've had this year and the amount of water that's collected and pooled, and if that water has pooled for more than 24 hours in your front yard in the City of Evansville and the EPA gets their way, that's now under their jurisdiction. So, don't make your decisions on navigable and non-navigable, because that may change. I really thank you for the time, like I said, I thought maybe you might want to know what the heck I'm doing here from Warrick County, but it was at the request of a couple of members of Vanderburgh County, and it made my job easier when they mentioned Warrick County several times.

President Kiefer: Thank you. Thank you, Phil.

Commissioner Ungethiem: Thank you, Phil.

President Kiefer: Eldon?

Eldon Maasberg: My name is Eldon Maasberg. I'm also President of Big Creek Ditch Association. The thing that bothers me more than anything is he wants to tax the whole county. He also made mention of maybe making a tri-county. If that happens, we, in my area, all drain into through Posey County, and if that happens they're going to be looking for lots of money. So, to me, to be taxed out there would be just like we are now, we're paying for a levee that we don't have no water going. Union Township is another one, which there's a man here from Union Township. What, if you want to do it, I think you should stay within the area that's, because they're the ones that's going to benefit. Not us, because we're benefitting ourselves. We're having to pay for ours, and just like Phil just said, if the people that is in charge of this, well, it won't help us, well, we're in trouble. When you get government involved, Linda can come up and help me on this a little bit, but back in about before Bill Jeffers left, we had a feasibility study ran, and it cost us over \$30,000 to get the feasibility study, and the feasibility study was going to run a half a million dollars. We done it for half that, a fourth of that. Thank you.

President Kiefer: Thank you very much. Again, just a note to the general public. This was just an introduction. We don't know at all that we're going to do anything with this, or what we're going to do with it, but I did think it was worth at least trying to understand more about these districts and how they work, and at least have a presentation made on it. If we do do anything, I commit to you that we will have public hearings, and we won't do anything without doing that.

Mary Schmitt: Okay, I have one question. I'm very new to this.

Joe Harrison, Jr.: Come on up to the mic.

President Kiefer: State your name for the record.

Mary Schmitt: I'm new to this. I'm Mary Schmitt, resident of Vanderburgh County. The guys here are they consultants? These guys here.

President Kiefer: Well, Mark Abell works for, you know, the county, the sewer and water, the Soil and Water District.

Mary Schmitt: So, we're not paying any up front money?

President Kiefer: Then Morley and Associates are, you know, engineers that, they were just, they did, I guess, over in Warrick County and so they were kind enough to come over and give a presentation.

Mary Schmitt: Okay, so, we're not paying any money to a consultant now to look into this at all, right?

President Kiefer: No.

Mary Schmitt: Okay, that was my question, because I'm going, if we don't know if we're doing it, why would be....I thought these were getting paid, and I didn't want you to get paid.

President Kiefer: Well, thank you very much. Again, if we do pursue anything or have more discussions, we'll have a public meeting to discuss this, so everybody will have a chance to give their input. If we're okay, gentlemen, I would like to move on to our next action item.

<p>First Reading of Ordinance CO.07-15-008: Amending the County's Random Drug Testing Program Required by Contractors Awarded Public Works Projects</p>
--

President Kiefer: We have a first reading of CO.07-15-008, amending the county's random drug testing program required by contractors awarded public works projects. Joe, can you tell us a little bit about this?

Joe Harrison, Jr.: Briefly, this will just be a first reading. John Stoll the County Engineer discovered there was a, I don't know if it was a typo or not, but when the ordinance was passed back in 2004 for projects here in Vanderburgh County that exceed the sum of \$10,000, drug testing is required. That's by State statute now anyway, but the amount of the project to come into play I think is \$150,000, but here in Vanderburgh County we require that it be random drug test program be in place by the contractor if they're going to bid on a project that's going to cost \$10,000 or more. In this instance, it's the drug screen level that was very, very limited before. This first reading is changing it from 92,000 ng/ml to 2,000 ng/ml for a drug screen. I think it's the opiate drug testing mechanism. I think there's five they test for.

President Kiefer: Yeah, does it make sense to match up with what the State uses?

Joe Harrison, Jr.: That's what this is.

Commissioner Ungethiem: That's what it is.

President Kiefer: Yeah, so, but I mean even on the dollar amount?

Joe Gries: Well, this is a statute, or an ordinance that the county has had since 2004.

President Kiefer: Well, that's what I'm saying, it's 11 years later, a \$10,000 project is nothing. You've got to go replace a little, you know, put on a deck or do something, I mean, \$10,000, I mean, so if we have the house out at Burdette Park redone, I mean, you're talking about having some new flooring done, you spend \$15,000 like it's nothing. So, they're going to be required to have drug testing. I don't know, I mean, I'm just asking the question, does it make sense 11 years later to elevate that dollar amount?

Joe Harrison, Jr.: Yeah, I don't know.

President Kiefer: I don't know what the other Commissioner, Bruce, what you think.

Commissioner Ungethiem: Well, I, yeah, I think it probably does. We probably should take a look at it and say what is the present worth of \$10,000 11 years later and adjust it up some, adjust it to \$50,000 or—

President Kiefer: Yeah, I mean, that's what I'm thinking. It ought to, I mean, because, gosh, I mean,--

Commissioner Ungethiem: You could have got a whole lot more work done 11 years ago with \$10,000 than you can today.

President Kiefer: Yeah, that's exactly what I'm saying. You can spend \$10,000 pretty quick.

Commissioner Ungethiem: So, yeah, I wouldn't have a problem with adjusting that up as well.

President Kiefer: Okay, well, maybe we can talk about that when Commissioner Melcher returns as well.

Joe Harrison, Jr.: Well, do you want to pass it on first reading and then on second reading, if you want to make that amendment—

President Kiefer: Yeah, we'll pass it on first reading.

Joe Harrison, Jr.: -- if you want to move that amount up a little bit?

Commissioner Ungethiem: I make a motion that we pass this on first reading.

President Kiefer: I'll second that, with the understanding we may look at some—

Commissioner Ungethiem: We may amend the dollar amount on second reading?

President Kiefer: Yes. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 2-0)

President Kiefer: Now we're moving along.

**Purdue Co-Op Lease Extension: Steven & Karen Kahre
METS Mobility Contract Extension
Amendment to Sheriff's Office Confinement Officer/Civilian CBA
CIO: Resolution: Software Licensing Compliance Policy
Auditor: Morgan Stanley 457 Plan Review Contract
Health Dept: Breastfeeding Peer Counselor: Hernandez
Health Dept: Back to School Blitz MOU**

President Kiefer: Contracts, agreements and leases, we have the County Commissioners, lease agreement 2015 Steven and Karen Kahre County Purdue Extension Service. It's a four year term at the same rental amount of \$3,212 a month. The new lease amendment agreement term will start 2/1/16 and end 1/31/20. Yeah, Joe, can you tell us a little bit about this? I mean, how do these rental rates come, how are they determined?

Joe Gries: The rental rate on this particular lease has been the same for probably about eight years. This is just the office space there in Darmstadt. The Purdue Extension Office, 13301 Darmstadt Road. I think it's very helpful for, at least for the county, to know what the rate is going to be for a number of years, budgeting wise.

President Kiefer: Right.

Joe Harrison, Jr.: So, that way we know it's not going to go up.

President Kiefer: So, this is a good deal for us because we're not getting any increases.

Joe Harrison, Jr.: There's no cost of living, there's nothing to it.

President Kiefer: Okay, that's a good deal.

Joe Harrison, Jr.: (Inaudible) for four more, I think. I think it's a pretty good deal.

President Kiefer: Okay, is there a motion to approve this?

Commissioner Ungethiem: We've talked to the Extension Agent and they want to stay?

Joe Harrison, Jr.: Yes, that's my understanding.

Commissioner Ungethiem: Yeah, okay. I make a motion to approve.

President Kiefer: I'll second that. So, with that I would like to ask for a roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes. So approved.

(Motion approved 2-0)

President Kiefer: Okay, here's an important item. We have the City of Evansville METS Mobility extension contract. The county currently has a credit of \$52,541 under the current contract that expired at the end of June 2015. A credit will be applied towards the county's future payment obligation of \$29,166.67 per month. It extends the service through August 31, 2015. I guess, as a little background information for the public, this is a situation where we only had so many dollars allotted, or available to us, and we just said we'll run the program until we run out of money. Apparently we still have a little bit more money to run it for a few more months.

Joe Harrison, Jr.: That's correct, and there is some money still budgeted that is available that wasn't used, or wasn't committed to the first six months of the project. I think it's \$75,000 or \$80,000.

President Kiefer: Okay.

Joe Harrison, Jr.: So, it's very possible we may have enough funds for the rest of the year, but we'll know more, probably by the end of this month, to see how much of a credit we got for this month.

President Kiefer: Okay, well, I hope it works out. With that, if there's no comments, I would like to ask for a motion to approve.

Commissioner Ungethiem: My only question here is, when we run out of money, I mean, we may well run out of money before the end of the year, what is the plan at that point? Are we going to allocate money from another fund? Or, are we just going to discontinue the service?

President Kiefer: I mean, I think we're going to have to discuss it at that time, because, you know, we'll have to look and see if we've got any funds available—

Joe Gries: To transfer into there?

President Kiefer: -- to transfer into it. If not, worse case scenario we'll have to just stop running the program.

Joe Harrison, Jr.: Or go to County Council and ask for an appropriation. If it continues with the same trend, I think it's going to be close, that the amount of money we have in the budget, will get close to covering it, or it might cover it. It's going to be close. It looks like the money that was budgeted may actually work.

President Kiefer: Yeah, I hope so. I mean, I think it's a good program for those who need this service.

Commissioner Ungethiem: Oh, yeah, I think it's a good program. I just want to make sure that the people who are using this program understand, that at some point in time, it may go away.

President Kiefer: They, we had a public hearing on this last year, or, yeah, I think that was last year and we told them, this is what we've got to spend, and, of course, you know, we were hoping we would have enough money. I think we've cleared some things up with METS too. There was some question marks about how it was being billed.

Commissioner Ungethiem: Right.

President Kiefer: So, Joe, handled a lot of that and did a good job.

Commissioner Ungethiem: Okay.

President Kiefer: So, hopefully, we're okay on this.

Commissioner Ungethiem: I make a motion to extend the contract.

President Kiefer: I'll second it and ask for roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: I hope we can provide this service for the remainder of the year, and with that I vote yes.

(Motion approved 2-0)

President Kiefer: Next we have the Sheriff's Office amendment to the County Sheriff's Office collective bargaining agreement concerning confinement officers and civilian support staff. This amendment eliminates the provision regarding the health insurance as these employees do not participate in the county health insurance but are covered under the Central States insurance plan. I don't know if there's anything in addition to that or not.

John Strange: John Strange, Chief Deputy Sheriff. This was initiated by County Attorney Joe Harrison, and it was to correct an oversight that was in the collective bargaining agreement. As the Teamsters employees, they have their own health insurance, so, they're not on county health insurance, and therefore there was no need, it was necessary to remove the language in there about paying eight percent.

President Kiefer: Okay.

John Strange: Just cleaning up the contract.

President Kiefer: Any other—

Joe Harrison, Jr.: No, and it hadn't been enforced. The Auditor's Office hasn't been withholding funds or anything from the employees. So, it's just something that we needed to do to clean it up, since it's going to last for another couple of years.

President Kiefer: It sounds easy enough to me.

Commissioner Ungethiem: I make a motion to approve.

President Kiefer: I'll second that, and ask for a roll call.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 2-0)

President Kiefer: Thank you, John. Next, Computer Services resolution concerning the county's software license compliance policy. I see Mark Uhrin is here to discuss this.

Mark Uhrin: Thank you, President Kiefer. I'm here to present to the Commissioners the policy and procedures regarding the use of software licensing on county owned equipment and by county employees and county contractors. Basically, what the policy says is that we will only use properly licensed software on any county equipment. This complies with federal and state law, and is good practice.

President Kiefer: Okay. It makes sense to me. Is there, are there any questions?

Commissioner Ungethiem: I assume this applies to all county departments, Sheriff's Department, Legal Department, Prosecutors Office, even though they may have separate systems or separate servers at this point in time, this software agreement applies to everything?

Mark Uhrin: The policy applies to everyone, that is correct.

Commissioner Ungethiem: Okay. I have no other questions.

President Kiefer: Okay.

Commissioner Ungethiem: I make a motion to approve.

President Kiefer: Second, and ask for a roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 2-0)

Mark Uhrin: Thank you.

President Kiefer: Thanks, Mark, appreciate it. Next is the County Auditor, Morgan Stanley 457 plan independent review evaluation proposal. The cost for the evaluation report will be \$3,500, and sufficient funding is in place to cover such expense. The Morgan Stanley evaluation report should be completed within the next four to six weeks.

Joe Gries: This is, again, a review of the employee deferred compensation plan. It's similar, it would be a similar view to the one that, I believe, the Commissioners received from Wells Fargo, and will provide additional information, hopefully, that will allow the Commissioners, moving forward, to make the necessary possible changes or recommendations to make sure that that plan is moving forward as it should for the county employees.

Commissioner Ungethiem: Joe, you had an opportunity to review the results of the Wells Fargo study. Do you foresee, or think there will be any additional information that this study will bring out?

Joe Gries: Not being an expert on financials, I don't know. The scope is similar. They're looking at the types of investments that are within the plan. They're looking at the number of investments. They're looking at the overall population, the participation, it, I don't know that there would be any additional information, I guess new information, but it's possible. Again, not really knowing the financial world very well. I'm looking at it as a way to really, because there's a possibility of some competing interests here that give the county really good, solid information to move forward.

Commissioner Ungethiem: Essentially a second appraisal.

Joe Gries: Exactly.

Commissioner Ungethiem: To make sure the first appraisal is in line?

Joe Gries: Yes, because there are some changes that could occur. In the first proposal they've made recommendations that changes that not only possibly of the plan with Nationwide, but maybe going in a different direction, so this then will allow us to see, you know, and maybe better prepare for those types of questions that would come to the county, to the Commissioners.

Commissioner Ungethiem: If we, in fact, make a change down the road, we will have two pieces—

Joe Gries: Absolutely.

Commissioner Ungethiem: --of information that have been independently put together that would give us the basis for making that change.

Joe Gries: Exactly, very good information that...because this is the type of thing that, you know, can cause, you know, we've seen in the past financial issues for employees, so we're trying to make sure that that does not happen in the county's case.

Commissioner Ungethiem: Understood. I make a motion to approve.

President Kiefer: Okay, I'll second that then and ask for a roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 2-0)

President Kiefer: Okay, moving right along, County Health, breastfeeding peer counselor contract. The contract is between the County Health Department and Abihail Hernandez. Under the contract Ms. Hernandez will be paid the sum of nine dollars per hour for her services, and sufficient grant funds are in place to cover this agreement. Is there anything to add, Dr. Spear?

Ken Spear: No. This is a WIC funded position.

President Kiefer: Right.

Ken Spear: There is sufficient dollars in there to cover her.

President Kiefer: Yeah, we've done this in the past and I'm familiar with it. Bruce, any questions?

Commissioner Ungethiem: No.

President Kiefer: I'll ask for a motion to approve then.

Commissioner Ungethiem: I make a motion to approve.

President Kiefer: I'll second that and ask for a roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 2-0)

President Kiefer: Next is an MOU, memorandum of understanding, for Back to School Blitz. The contract between St. Mary's Health Systems, EVSC, ECHO Community Healthcare and the Vanderburgh County Health Department regarding physical exams and immunizations to be provided to EVSC students in connection with the annual Back to School Blitz to be held at the ECHO on Saturday, August 1, 2015, 9:00 a.m. to 1:00 p.m. I'll repeat that for the public, it's going to be held Saturday, August 1, 2015, 9:00 a.m. to 1:00 p.m. Dr. Spear?

Ken Spear: We've been doing this for a number of years to provide nursing staff to help get the children immunized and get them ready to go back to school, because they have to have a certain number of immunizations to be let in the school, as you know, and they'll get their go home slips if they don't get them. So, we do provide this service, and they get their physical exams and it's a good collaboration. It really is good support for the community. So, I recommend approval.

President Kiefer: Okay.

Commissioner Ungethiem: I noticed there was no cost associated with this. Is there a cost?

Ken Spear: The only cost would be some accrual time for our nurses on a Saturday.

Commissioner Ungethiem: So, you've got that in your budget?

Ken Spear: Yes, uh-huh.

Commissioner Ungethiem: Got it covered?

Ken Spear: Yes.

Commissioner Ungethiem: Okay, I make a motion to approve.

President Kiefer: Second. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 2-0)

Ken Spear: Thank you very much.

Commissioner Ungethiem: Thanks.

Burdette Park

President Kiefer: Next is department head reports. We'll let the guy with the shorter list go first. Or, we could do it the reverse, we could let the senior member of the county go.

Jacob Murphy: I'm going to give more details on the campground shower remodel. So, once I get those I'll get those to you, because you've posed some good questions on those. Then, I really just want to get approval on accepting the low bid for the refinishing of the floor at the house. The low bid came in at \$1,491.75. That's to repair and refinish the wood floor.

Joe Harrison, Jr.: How many quotes did you get?

Jacob Murphy: I got three.

Joe Harrison, Jr.: And they were from whom?

Jacob Murphy: Haury Hardwood Floors was the low quote, Miller Hardwood Floors was the mid quote, and Ellis Wood Flooring was the high quote.

Joe Harrison, Jr.: Can you submit that in to Madelyn in to the record?

Jacob Murphy: Yes.

Joe Harrison, Jr.: Okay.

President Kiefer: Okay, and anything else?

Commissioner Ungethiem: I make a motion to approve the low bid.

President Kiefer: Okay, I'll second that and ask for a roll call.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 2-0)

Jacob Murphy: Thank you.

President Kiefer: Did you say you were going to give us later an update on?

Commissioner Ungethiem: Three weeks.

President Kiefer: Three weeks? Okay, what about, on the slides and things?

Jacob Murphy: Yeah, I can give you an update next meeting.

President Kiefer: Thanks.

County Engineer

President Kiefer: Alright, John, you're up.

John Stoll: I've got two items this evening. First is an agreement with the Lochmueller Group for \$2,200 to provide plats and legal descriptions for the mitigation sites on the Green River Road project. That's the section of Green River that was between Lynch and Millersburg. The reason we need those is we acquired some property back when that project was built. We built mitigation sites on portions of some of those parcels of land, and now in order to get released from IDEM we need to establish perpetual deed restrictions that will prevent anything from ever being built on or affecting those mitigation sites ever again. Given the fact that the road right-of-way is included in the overall tract of land and we only built the mitigation site in part of that land, we need to split the mitigation site out, leave the road right-of-way alone, and that way we'll turn around and just set perpetual deed restrictions on the mitigation sites. So, that way we won't have a no disturb restriction on our road right-of-way. We have to do this in order to get IDEM's release on the mitigation monitoring, and we have to provide that by August 22nd.

Commissioner Ungethiem: So, you're telling us this is legal paperwork?

John Stoll: There's a lot of it too.

Commissioner Ungethiem: To get a release.

John Stoll: I sent Joe Harrison a bunch of stuff.

Commissioner Ungethiem: And we don't have an option?

John Stoll: I'll be bringing more of it as a follow up at your next meeting.

President Kiefer: So, your recommendation is to approve?

John Stoll: Yes.

Commissioner Ungethiem: I make a motion to approve.

President Kiefer: I'll second that. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 2-0)

John Stoll: The second item I have is an administrative settlement for parcel ten on the Peck Road project. This property is owned by the Wilson's. The county's initial offer was \$31,200. The property owner has requested an increase of \$4,997 to cover the cost of water line work that would be required as a result of the project. This makes the total offer amount \$36,197. I've discussed it with the County Attorney, and we both felt like it was a good settlement. So, we would recommend approval.

President Kiefer: Okay.

Commissioner Ungethiem: We're paying them the money, they're responsible for the water line?

John Stoll: Yes.

Commissioner Ungethiem: I make a motion to approve.

President Kiefer: Sounds good. I'll second it and ask for a roll call.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 2-0)

John Stoll: I just had one other comment in regard to the discussion from earlier. The IDEM mandates associated with that storm water program are not, we're not keeping up with what has to be done. There's six minimum control measures that are out there. This isn't an endorsement of Storm Water District or anything, but due to personnel issues, things are not being tracked the way IDEM would want it. We're going to be audited. The audits may not reflect good results. I work with Scot Wichser, he's inherited lack of documentation from prior County Highway Superintendents. There's just not the documentation IDEM wants. So, long story short, our future audits are probably not going to show up very good. That's not to say that a Storm Water Management District is a cure all for that, but it potentially could get some revenues to have support staff needed to comply with the IDEM mandates. Like, I believe it was Morley said, the Commissioners are the MS4 Operators, I am considered the MS4 Coordinator, and we will get future audits (Inaudible).

President Kiefer: John, how is your, we're talking about personnel, I mean, you're still seeking an Assistant Engineer, and are you pursuing anything as far as that goes right now at this time?

John Stoll: Not right now. The budgeted amount is too low to get a qualified person.

President Kiefer: Well, I think what we need to do is budget, I mean, not, what we need to do is go back to County Council and get that approved for a higher...I know Commissioner Ungethiem had talked about that as well with his profession being in engineering. I think we need to go back, ask for additional funds and get that slot filled, because—

Joe Harrison, Jr.: This year?

President Kiefer: -- yeah, right away, I'm talking about immediately so that way we can get you uncovered a little bit, because you need some help in there.

John Stoll: One of the things that I had spoken with Commissioner Ungethiem about, I haven't spoken to you about as of yet, but the way these IDEM mandates are extremely data collection intensive, and if we could rewrite one of the vacant inspectors positions to help make some of that data collection GIS based, so that way we would have a better way of tracking things, whether it's highway data, whether it's data from my office or Burdette Park or wherever, we could at least have a better way of handling the IDEM mandates. It's, a lot of that was handled by the Assistant Engineer previously, but a lot of it's just not getting done to the extent that IDEM is going to want to see. That's another offshoot of some of the discussion earlier, some of the residents were saying they didn't see any tangible benefits of the storm water fees, and unfortunately that's part of the IDEM mandates. If you're out doing public education programs or whether it's county doing pollution control on their own sites, the public wouldn't see the benefit of that necessarily. So, it wouldn't be a drainage project, but that doesn't mean that I wouldn't have to be with Scot collecting data on the county ditches. So, there is inconsistency there as far as you won't see the drainage improvements, but the mandates are still there that the county would have to comply with.

President Kiefer: Okay, that makes sense. I would like for you to pursue, you know, I mean, if we've got to go before County Council and ask for whatever money makes sense, you know, I would say we need to hire somebody, we've not had any luck hiring somebody at that rate for how many years now, two?

John Stoll: About a year and a half, pushing two.

President Kiefer: Going on two years, so, I think we need to raise our amount so the market, so we can attract somebody, you know have a market rate that we can offer. That's my opinion anyways.

John Stoll: The current budgeted amount is less than what new college grads make based on some discussions I've had with several consulting firms.

President Kiefer: Well, that's what I'm saying. Bruce, you might have some comments.

Commissioner Ungethiem: Oh, I totally agree with you. I've talked to John about, you know, going, putting it in the budget for next year, and also trying to get that approved for this year so that we can get somebody on board as quickly as possible.

President Kiefer: I'm for that, John. If I can help you out let me know, but let's move ahead on that. You need some help and we want to see that office work effectively with a little bit of help for you.

Joe Gries: President Kiefer? Just a little insight with Council, John could, I believe, depending on the changes, how high it needs to go, because there's nobody in the line item for the first six months of this year, you probably wouldn't need to ask for an appropriation. If you get them to approve the change in the salary ordinance, you would have enough money in the line item to pay through the end of the year.

President Kiefer: Good point.

Joe Gries: Then you would just need to adjust the budget numbers for 2016. So, it may be something that the Council would be able to just approve at the August 4th meeting, if you just submit that letter for change of the salary ordinance.

President Kiefer: Can you get that taken care of?

John Stoll: Yeah, I can find out what all is needed.

President Kiefer: But, let's do it so, you know, it's not sitting out there for another nine months waiting to hire somebody. You know, it's got to be something that will get the job done.

John Stoll: Okay. Will do, thanks.

President Kiefer: And, of course, work with Bruce on that too, because he's our resident engineer at the Commissioner's Office.

John Stoll: Will do.

President Kiefer: Thanks.

John Stoll: Thanks.

President Kiefer: Appreciate the help on that too, Bruce.

County Highway

President Kiefer: I see Scot's here. Sorry, I didn't mean to pass you up. Scot, do you have something that you want to report? I figured you sat through this whole meeting.

Scot Wichser: Scot Wichser, Superintendent of the County Highway Department. We're basically, you know, doing our normal jobs. The rain has caused some problems, put us behind with all the rain that we've had here in the last month or so, but we're working through it, trying to get those roads that are really in bad shape taken care of. We've run into some problems, like on Schutte Road, it really needed some help, but we could, only went in and wedged in over the bad places, because they're putting a sewer line through there, and I hate to spend all that money paving and have them go through and tear up the road again. So, we're trying to band-aid that until we get through, until they get through with the sewer line.

President Kiefer: I mean, if the Sewer Department comes through and tears up the road, aren't they responsible to repair it?

Scot Wichser: Well, they're responsible to repair it, but they're not going to put it back, what I'm saying is if we go in and pave that, they're going to go in and make their cuts and it's just going to fall apart again.

President Kiefer: Yeah.

Scot Wichser: We're going to spend a lot of money on a road that we'll probably have to go back and pave over again. So, we're trying to get to, we went out and wedged over the bad areas, there were some bad spots on the road. We went ahead and took the paver out and wedged over those to get rid of the rough spots, and trying to get it band-aided. You know, if they get, I don't know when the sewer project is going to get done, if it's going to get done soon enough we can get in and finish what we need to do.

President Kiefer: Okay.

Scot Wichser: But, other than that, the crews are out doing the normal mowing, ditching and everything else. We're trying to work our way through the bad roads we've got. We'll get to as many as we can with the money we've got.

Commissioner Ungethiem: Scot, percentage wise where do you place where you are with the amount of money that you've spent to date and how much you've got left? Are you 50 percent done?

Scot Wichser: No, we're not 50 percent done yet. If I knew I was coming up here, I would have had all of that information. I've got it at the office, but I don't have it right now. We track every project, and the cost wise, we've got everything estimated out to what we think we can get done. Right now we're running ahead, we're doing better than

what we thought on the estimates, so we've got more money than we thought we would at this point in time. I hope that continues and we'll be able to do a few more of the jobs that need to be done, but we've got that, basically the worst list that we looked at and we're trying to get all of them taken care of first.

Commissioner Ungethiem: You're still projecting to have all of the roadwork, that you have money for, completed before bad weather sets in?

Scot Wichser: Yes.

Commissioner Ungethiem: Okay.

Scot Wichser: Yes, we will.

President Kiefer: Okay, thanks, Scot, appreciate it.

Scot Wichser: Alright.

President Kiefer: Thanks for sitting through the long meeting.

Scot Wichser: Alright, thank you.

New Business/Old Business

President Kiefer: Okay, next, if there's no other department head reports. Do we have any new business to come before the County Commissioners? Any old business to discuss?

Public Comment

President Kiefer: Is there any public comment?

Consent Items

President Kiefer: Okay, Madelyn, could you read the consent items?

Madelyn Grayson: Sure. The consent items for the July 21st meeting are as follows; we have approval of the July 7, 2015 Commission meeting minutes; employment changes for the Commissioners approval, we have one for the County Highway, four for Burdette, and one for the Old National Events Plaza. The County Commissioners have a corrective quit claim deed for Hettenbach Properties, LLC with property i.d. numbers 82-05-27-018-239.001-025 and 82-05-27-018-239.002-025. We have quit claim deeds for the following properties; 1221 Edgar Street, 904 North Fourth Avenue, 1000 Mary Street, 1660 South Evans Avenue, 1321 South Governor Street, 616 Jackson Avenue and 508 South Denby Avenue. We have a letter to the Human Relations Commission regarding Old National Events Plaza waiver; change order number six for the Old Courthouse third floor restoration, a transfer request for Contractual Services for county Microsoft licensing agreement, and an appropriation request for Old Courthouse Utilities. The Soil and Water Conservation District June 23, 2015 meeting minutes. The County Clerk, June 2015 monthly report. The County Engineer has a department head report, University Parkway TIF project pay request number four for \$70,893.15, and ONB account number 800304032 U.S. 41 Expansion pay request number one for \$8,738.50. Weights and Measures has a monthly report. The County Auditor has submission of statement of salaries and wages, the Form 144's, for review, and we have a late additional consent item which is a letter in response to Dan Hermann for a drainage complaint.

President Kiefer: Okay. Is there a motion to approve the consent items?

Commissioner Ungethiem: Yeah, I'll make a motion to approve this, I just had a question. What were the quit claim deeds for? I know what they, but, I mean, what

purpose does this serve? What is just changing of title of something? Because I read through a couple of them and it was just a dollar and—

Joe Harrison, Jr.: I'm looking here because I didn't see them. I believe all of these properties were subject to the Tax Sale it said in September. Do you know this? September of '14, weren't sold, these may be abutting, are they abutting? What is it, Kristin, do you know?

Kristin Comer: They're connected with, they're just properties that were, I guess, deeded to the county, the Commissioners in error, and they're corrective.

Joe Harrison, Jr.: Oh, okay.

Kristin Comer: Deeding them back to the owner.

Joe Harrison, Jr.: So, these are all to correct errors?

Commissioner Ungethiem: Okay, thank you.

Joe Harrison, Jr.: That explains it.

Commissioner Ungethiem: I make a motion to approve the consent items.

President Kiefer: I'll second that. Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 2-0)

President Kiefer: Is there anything else to come before the Board of County Commissioners? If not, I'll ask for a motion to adjourn.

Commissioner Ungethiem: Motion to adjourn.

President Kiefer: Second. All in favor say aye.

Commissioner Ungethiem: Aye.

President Kiefer: Aye. We are adjourned.

(The meeting was adjourned at 6:45 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the July 7, 2015 Commission Meeting Minutes.
Corrective Quit Claim Deed: Hettenbach Properties, LLC (2) Tax Codes.
Quit Claim Deeds (7): 12221 Edgar St., 904 N. Fourth St., 1000 Mary St., 1660 S. Evans St., 1321 S. Governor St., 616 Jackson Ave., 508 S. Denby Ave.
Letter to Human Relations Commission Regarding ONEP Waiver.
Change Order No. 6: Old Courthouse Third Floor Restoration.
Transfer Request for Contractual Services for Microsoft Licensing Agreement.
Appropriation Request for Old Courthouse Utilities.
SWCD: June 23, 2015 Meeting Minutes.
Weights & Measures: Monthly Report.
Letter in Response to Dan Hermann Drainage Complaint.

Employment Changes:

ONEP (1)	Co. Hwy. (1)	Burdette Park (4)
Prosecutor (1)	Co. Assessor (1)	Circuit Court (1)
County Clerk (2)	Superior Court (2)	Public Defender ()

County Clerk: June 2015 Monthly Report.

County Engineer:

Department Head Report.
University Parkway TIF Project Pay Request No. 4: \$70,893.15.
ONB Bank Account # 800304032 for U.S. 41 Expansion Pay Req. No. 1: \$8,738.50

County Auditor:

Submission of Statement of Salaries & Wages (Form 144's) for Review.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Gries	Joe Harrison, Jr.	Kristin Comer
Erika Miller	Madelyn Grayson	Mike Labitzke
Mark Abell	Mike Sears	Jim Morley, Sr.
Jeff Mueller	Phil Springston	Eldon Maasberg
Mary Schmitt	John Strange	Mark Uhrin
Ken Spear	Jacob Murphy	John Stoll
Scot Wichser	Others Unidentified	Members of Media

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS**

Joe Kiefer, President

Bruce Ungethiem, Vice President

(Recorded and transcribed by Madelyn Grayson.)

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS
AUGUST 11, 2015**

The Vanderburgh County Board of Commissioners met in session this 11TH day of August, 2015 at 5:02 p.m. in Room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. I would like to call to order the Vanderburgh County Board of Commissioners for August 11, 2015.

Pledge of Allegiance & Invocation

President Kiefer: I would like to ask Joe Harrison, Jr. to lead us in the Pledge, and please remain standing while I do a brief invocation.

(The Pledge of Allegiance was given.)

President Kiefer: Heavenly Father, please bless us and guide us through these proceedings, and let us do Your will in all things. In Your Name we pray. Amen.

Attendance Roll Call

President Kiefer: Thank you everybody for being here this evening. First thing is action...no, is attendance. First thing is attendance. Thank you.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here. Next is action items. If I would follow my guide, I would be much better off.

**Open Quotes for VC15-08-01:
Repair & Repaving of Cobble Field Dr: Keystone Subdivision**

President Kiefer: We would like to ask to open quotes for VC15-08-01, the repair and repaving of Cobble Field Drive in Keystone Subdivision. Joe, would you open the quotes and then we can—

Commissioner Melcher: Do you want a motion for it?

President Kiefer: Yes, a motion please.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: If Joe will open them, then we'll come back to them after he goes through them.

United Consulting Presentation of 2014 Bridge Inventory Report

President Kiefer: Next is United Consulting presentation of the 2014 bridge inventory report. Scott Minnich?

Scott Minnich: Yes.

President Kiefer: Thank you for being here tonight. Are you from Indianapolis?

Scott Minnich: That's correct, from United Consulting out of Indianapolis. I've got a couple of handouts for you.

Commissioner Ungethiem: Thank you.

Commissioner Melcher: Thank you.

Scott Minnich: Good evening. Thank you for having me this evening. I am Scott Minnich with United Consulting, here to present on your county bridge inspection report. I dropped off paper copies of it with your County Engineer, John Stoll, earlier. They are about this thick, and not too much fun to lug around. So, I've given you a thumb drive that has an electronic version of it on it.

President Kiefer: Appreciate you doing that. Thank you.

Scott Minnich: Much easier to carry around and to look through. There's also some instructions on there, we've put some toggles and things in there to make it a little easier to navigate through. I would like to first thank you for giving us this work. That's certainly appreciated that you trust United for this work. I would also like to thank John Stoll for his help in preparation of this report and the work he's helped us with. He's been a pleasure to work with. I've given you a one page summary to kind of help, rather than going through the thick, two page thick books that I gave John. I just wanted to briefly go through it. Looking at the front side, which has the yellow stripes going down the middle. Vanderburgh County has 157 bridges that are required to be inspected every two years. You have two new bridges since the last inspection, those are bridges that have been replaced with new bridges. You see page 15 written there, that's a reference to where in the full report you can find information on it. You only have two bridges that are posted for loads. So, two bridges that have load restrictions on them. Those are your old trestle on Heckel Road, and the Maryland Street bridge, which is under rehabilitation currently. So, that load posting will be going away. So, that's excellent, you're only going to have one bridge that's posted for load. You don't have any scour critical bridges. These are bridges that are at a higher risk for scour damage, or scour problems. That's an excellent thing. If you've seen the news up north a little ways, you've seen that they've closed I-65 near Lafayette, the north bound lanes, and that was related to a scour issue that they're trying to fix right now. So, the fact that you have no bridges that are at high risk for scour is a good thing. You have one fracture critical bridge, that's your Heckel Road truss and one special feature bridge, which is the Franklin Street bridge here in Evansville. Those two bridges both require a more in-depth inspection due to the unique details that they have. So, you'll find in the inspection report a more detailed inspection of that one, giving you information on what we've looked at for that bridge. Also in the book is a recommended maintenance items list. So, we've listed every bridge and the recommended maintenance. In addition to that, when we've completed the field work, I gave John a summary letter of some of the more critical maintenance items, so that he and his staff could get started doing some of those works now, rather than waiting until we put the entire book together. Those are items that we would recommend get completed sooner than later, so that bigger issues don't follow if left unattended. Looking at the bottom half of this page, we've listed the top five bridges for replacement, and the top two bridges for rehabilitation. Most of these you guys are already aware of, they were on your list last time. I know you're working towards it. The one to bring to your attention is the top bridge for replacement, bridge

1923, it's on St. Joseph Avenue out by the landfill. This was a new bridge we added to the list this time. It had some pretty significant changes from the inspection two years ago. I know that, speaking to John, he said you guys had recently approved funding for that bridge to get it replaced. So, that's a good reason to explain why we need to do these inspections every two years, because things do continue to deteriorate and change over time. Flipping to the back side, we've given kind of a state comparison, comparing Vanderburgh County's bridges to the rest of the state, so that you can kind of see where you guys fall in relationship to the other counties. I just wanted to focus on a couple of items. Here in the middle, right, load posted bridges, Vanderburgh County has just 1.3 percent of your bridges posted. That's the two bridges we talked about before. The typical county in Indiana has 11 percent of their bridges posted for load. So, if Vanderburgh County were to have 11 percent posted, you would have 17 bridges posted. So, that's a good sign for Vanderburgh County.

President Kiefer: So, we have one on Heckel Road?

Scott Minnich: Right.

President Kiefer: I think out there off of Green River, and then where is the other posted bridge?

Scott Minnich: The other one is the Maryland Street bridge.

Commissioner Ungethiem: Maryland, and it's being repaired.

Scott Minnich: It's currently under construction. That posting should go away once it's done. So, it's a good thing you guys have a lot less posted bridges than everyone else. It's a sign that you guys have been doing things right. Below that, in the bottom right, there's a sufficiency rating of less than 50. A sufficiency rating is a federal numbering system that they use to kind of give a condition of your bridge. Every bridge gets a sufficiency rating. It's based on a 100 point scale, with 100 being your perfect, brand new bridge, and then we use that to kind of judge what condition the bridges are in. When they are in the 50 to 80 range it's typically thought that that bridge is in need of some sort of rehabilitation. Then when it gets under 50, that's where we're usually thinking a bridge is ready for a replacement. Vanderburgh County only has 3.2 percent of your bridges with less than 50, that's five bridges. The typical county has ten percent of their bridges. So, in terms of overall condition, your bridges are in good shape. Now, with that said, five bridges less than 50 sufficiency rating, we do have 15 bridges on your replacement list. If you get into the detailed report, we have a number of bridges that have a sufficiency rating between 50 and 60 that we've put on to the replacement list as well. So, overall though, what this shows is that Vanderburgh County has been doing a great job for a long time with your bridges. They are in very good shape overall compared to the rest of the state. That's a credit to John Stoll and his staff, as well as the Commissioners for spending the money to continue to build your bridges properly and to maintain them well. So, I do appreciate you having me here this evening, letting me speak, I would be happy to answer any questions.

President Kiefer: Scott, just for the general public to understand, bridges constitute anything from, what's the minimal standard to be considered a bridge?

Scott Minnich: Sure, the federal government lists bridges related to this report, as anything 20 feet in length, or greater, that's measured along the center line of the road. So, you could have multiple pipes that add up to over 20 feet, or you could have a more typical beam type of bridge as well.

President Kiefer: So, you build, a new subdivision goes in, they put in a concrete culvert, but it doesn't span, it spans less than 20 feet, say it spans ten feet, then it's not considered a bridge?

Scott Minnich: That's right. It's not considered a bridge for the purpose of the bridge inspection standards that the federal government mandates is done. It becomes a culvert, it would still be part of your jurisdiction and your requirements, but the process to inspect those would be up to the county to decide how they want to do that and how often they want to do that.

President Kiefer: Okay. Any questions from the Commissioners?

Commissioner Melcher: No.

President Kiefer: When they do these inspections, so you inspect everything from, I mean, what the concrete, any steel structure, any, I mean?

Scott Minnich: Yeah, the bridges have three main parts, they have the sub-structure, which is what transfers the load into the ground. Then you have the beams, the super structure, which is the main load carrying members that transfer across the creek, typically, and then you have the deck, which is your driving surface. Those are the three main things we look at. We also look at the bridge rail, the approach rail, the approach road, but those three main things are the main things on the bridge we look at. So, we look at each and every bridge, we look at all of those items, we crawl under the bridge, above the bridge to get as close as we can to everything and document the current conditions.

President Kiefer: Okay, thank you.

Scott Minnich: Yes?

Commissioner Ungethiem: Scott, you said there are 15 bridges recommended for replacement, over what period of time, the next ten years?

Scott Minnich: Yeah, we've listed typically about two or three bridges a year. So, 15 would take you in that seven to 10 year range. Once you get past the first couple of bridges, the rest of them have a number of years of life left in the ten year range. So, there is some time left. We're not anticipating any of them need closed any time soon, but we certainly would recommend that you continue your process of replacing a couple of these every year.

Commissioner Ungethiem: So, we'll have to take a look at that list and make sure that we budget appropriately down the road.

Scott Minnich: That's correct.

Commissioner Ungethiem: Okay.

Scott Minnich: As time passes, you'll take some of them off of this list, and others will continue to age and deteriorate and will end up being added to the list.

Commissioner Ungethiem: Okay.

Scott Minnich: Any other questions?

Madelyn Grayson: Scott, do you have an extra summary sheet for the record?

Scott Minnich: I do.

President Kiefer: I appreciate this summary sheet. I think this is nice and succinct and very useful for us to keep. Appreciate the good work on this.

Scott Minnich: Well, thank you. Appreciate it.

President Kiefer: Thanks. If there's nothing else for Scott, then we'll move on.

Building Authority: ONEP 2015 Capital Improvement Projects

President Kiefer: The Building Authority, Old National Events Plaza 2015 capital improvement projects. Mr. Rector is here to discuss.

Dave Rector: Good afternoon, Commissioners. Dave Rector of the Building Authority. You have two lists before you tonight for considered CIP items for the Old National Events Plaza. Darren Stearns from SMG is also here if you have any questions. One list we have comes from Food and Beverage Funds, the other list for you to consider to

approach Council with comes from Operating Funds. Joe Gries, if you could please give us a summary of where we stand in both of those.

Joe Gries: Absolutely. Thanks, David. Normally I would e-mail the Commissioners the balances for these funds and let you know what current budgets are. I apologize for not doing that before today, but I'll give it to you here. The Convention Center Operating Fund has a current budget of about \$1.4 million, with the additional funds requested here would be about \$1.7 to \$1.8 million. We receive about \$900,000 of revenue that goes into that fund from hotel/motel tax each year. There's approximately \$2.3 million in unappropriated balance currently in that fund. So, the additional requests here could be funded, assuming that Council would approve it later next month. The Food and Beverage Fund has just over about a million dollars in it. There is no additional revenue that flows into that fund at this time. We do also have, excuse me, an Old National Events Plaza Capital Fund, which was created this year when we received the money from Old National Bank for the naming rights. So, that \$350,000 is also available for capital projects on the Old National Events Plaza. So, between the Food and Beverage and the Capital Fund, you have just shy of \$1.4 million. So, just kind of an update on where things are there. Again, those last two funds there isn't any additional revenue that goes into those. Once they're spent, they're gone.

Dave Rector: Thank you, Joe.

Joe Gries: Thanks.

Dave Rector: I had sent this to you a week and a half or so ago for your consideration. I'm here now to request permission to spend these funds and answer any questions.

President Kiefer: No, I don't, I mean, you and I already talked outside the meeting. I think it looks like there's items that we need to have done, you know, just because of the age of some of the things, like the curtains and things like that. I mean, they're just deteriorated.

Dave Rector: We've got a 15 year old building now. We've got some serious roof problems in some areas that absolutely have to be corrected, because it's coming into over the stage, causing not only a safety issue but cosmetic issues. The camera system upgrade, the original cameras now are, I think, probably pushing ten years old, and cameras over time—

President Kiefer: Right.

Dave Rector: -- just loose resiliency. It's been eight to ten years since we sealed the brick. We need to do that again. We're getting moisture and water coming through the bricks. So, it's just facility maintenance type issues that you have to address with any building.

President Kiefer: Better to take care of it before it gets worse.

Dave Rector: Absolutely.

President Kiefer: Okay, any questions?

Commissioner Ungethiem: Dave, on this parcel roof replacement, what percentage of the roof will be replaced, percentage of the building?

Dave Rector: That area is over the stage, over the Grand Tier area, over the entrance to the Bill Brooks Exhibit Hall, and then over the, I just lost the fourth place, less than half.

Commissioner Ungethiem: Is the other half in pretty decent shape?

Dave Rector: It's okay right now. We were up there with roofers and walked the building, and these were the more immediate areas that we really needed to get to.

Commissioner Ungethiem: Okay.

President Kiefer: The landscaping seems, I mean, what are you planting? That's, \$15,000 doesn't go very far in landscaping.

Dave Rector: That's the annual plantings of the planters, the bollards, the decorative bollards we've had out front. That's to change those out a couple of times a year to stay within season. Then the other areas is replacement of trees as they die along 9th Street, some replacement of the **leriapy**, some sod work we need to do. I think that will probably be able to take care of it.

President Kiefer: Okay. Alrighty.

Commissioner Ungethiem: Any funds in here associated with the name change, the signage change and all that? Or was all that covered in the Old National—

Dave Rector: Old National Bank covered that.

Commissioner Ungethiem: Old National covered all of that?

Dave Rector: Yes, in fact, there were a couple of smaller items that came about as the signage was being installed, and Old National Bank picked up the ticket on those also.

Joe Harrison, Jr.: Is the message board up yet or not?

Dave Rector: The brick work is up. It's being fabricated, it should be operable by the end of August.

President Kiefer: Alrighty, anything else?

Commissioner Melcher: Well, I guess, I was, I guess, a question I would have is, you know, a lot of this fund we're not going to have after it's gone. So, I think it's very apparent on us how much we want to spend every year, or what's the most important. So, because it's not going to be replaced. So, where do we go from there?

Dave Rector: You're right.

Commissioner Melcher: I mean, when that time comes.

Dave Rector: If you recall, a few years ago before the Ford Center, this fund was pretty flush and we were pretty generous with what we were doing. Since that's changed, we've been trying to just disseminate what do we really have to do and come before you with that. So, we're trying not to have fluff items on here.

Commissioner Melcher: Well, you know, I don't know what's first or second or priority, but I think we really have to look at that. Maybe we need to start talking about how we could get some other funds from somewhere or something. Because I think once we spend this money, then what do we do then?

President Kiefer: We will, you know, I was just conferring with Joe, I mean, we will have, if the hotel is built, we'll have money coming in every year from the naming rights.

Joe Harrison, Jr.: No, if it's not built.

Commissioner Ungethiem: If it's not built?

Joe Harrison, Jr.: If it's not built.

President Kiefer: Oh, yeah, if it's not built. We want it built, but, I mean, we'll have that fund though, we've still got 350 in there.

Commissioner Melcher: Well, I mean—

President Kiefer: I mean, it's a little bit, it's not—

Commissioner Melcher: -- I know this is out of our realm here, and I don't even like to bring it up, but we've got a walkway going nowhere. All it's doing is because they didn't seal it, it ruined it. So, I really think that that needs to be a priority. Somehow we need to work with the city, so where's that money coming from? Is that coming out of the—

Dave Rector: The walkway is, my understanding, is supposed to be part of the hotel project.

Commissioner Melcher: Okay. Is it still going to be a pod like we were told? That it would go into a pod, and then the hotel would come over to the pod. Just like Indy, they bragged about how we could be big time, big city, you know, they've got them even over their streets, but I'm just trying to get something where people could go from our thing to the other. The Old National Plaza, to there, over to the hotel.

Dave Rector: There is supposed to be a connecting walkway elevated from the hotel to the Ford Center, and then from the Old National Events Plaza teeing in to that walkway coming across into the Ford Center. It doesn't go to this Circle Center Mall pod you're talking about.

Commissioner Melcher: Well, that was discussed, and we even said about the future, if we had a parking garage, but nobody wanted to talk about a parking garage at that time, because I was saying it might be easier for the handicapped to use it. In the winter, they could take that whole floor that's level so they could go to those places.

Dave Rector: Then we also have, what was it, Joe, when we refinanced the bonds a couple of years ago, a million something that we took in cash and put towards the walkways for that project.

Commissioner Melcher: I just think the sooner we get that hooked up to the Ford Center, the better we're going to be, because the Home Show takes both. We were told that the Home Show wanted to be in one spot, and that new stadium was going to take care of it forever. Obviously, it wasn't even big enough for the Home Show. So, that's why they come over to ours. That would be easier for people to walk—

Dave Rector: I think we all agree that hotel needs to start very soon.

Commissioner Melcher: But it seems like that, it all needs to be worked out, but it's just sitting there and not being used. I think it's hurting us.

Dave Rector: I think we all agree with that.

President Kiefer: Okay, thank you, Dave. Do we need to vote on anything tonight?

Joe Harrison, Jr.: Yes.

President Kiefer: Okay, so, basically a motion to accept the budget items that Mr. Rector has submitted.

Commissioner Ungethiem: So moved.

Commissioner Melcher: I'll second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: I am very concerned about the money running out. So, I think that's some kind of priority that we need to always be looking at every year, and maybe even sitting down with you, when you send this out, make an appointment to meet with all of us.

Dave Rector: Sure, and Joe Gries has already asked us to start looking at '16 now for the budget period.

Commissioner Melcher: Yeah, so, I think that's the only way we're going to stay on top of this, instead of letting it come up behind us. With that I'll vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Dave Rector: Then, Joe, do we also need a vote to file the additional appropriation request for Operating from this body that goes to Council?

Joe Gries: That appropriation could be filed by the Commissioners' Office or it could be filed by you, Dave. I think that's appropriate as well.

Dave Rector: Oh, okay. I didn't know which body had to do that.

Joe Gries: I think that's fine. As long, the Commissioners approved it tonight as the budget, then if you move forward with the appropriation with the Council, that would be fine.

Dave Rector: Okay, we'll take care of doing that then.

Commissioner Melcher: Yeah, we'll let you do that.

Dave Rector: Okay, good. Thank you, gentlemen. Appreciate your time.

Commissioner Ungethiem: Thanks, Dave.

President Kiefer: Thank you.

<p>Final Reading of Ordinance CO.07-15-008 As Amended: Amending the County's Random Drug Testing Program Required by Contractors Awarded Public Works Projects</p>

President Kiefer: Next we have a final reading of CO.07-15-008, amending the county's random drug testing program required by contractors awarded public works projects. Joe, do you want to discuss that? I mean, it's basically the same thing.

Joe Harrison, Jr.: Yeah, this is a second reading. At the last meeting it was passed, but there was some discussion before the vote, I believe, I don't think Commissioner Melcher was here at the last meeting, but there was discussion between Commissioner Ungethiem and you, Commissioner Kiefer, about possibly setting the threshold amount for the application of this ordinance that would apply to contractors who bid on work, county public works jobs. Currently the ordinance amount where this requirement for a random drug testing plan, program by the contractor is \$10,000, and that was what was approved on first reading, but also the main reason for the ordinance amendment was, there was basically a typo in the drug screening application for one of the tests. So, that was amended to comply with the intent of the ordinance many years ago, I think back in '04, plus state law. At the last meeting it was discussed that maybe the ordinance could be amended further to apply to public works projects that were \$20,000 and up as opposed to \$10,000 and up.

President Kiefer: Yeah, since this has been ten years ago.

Joe Harrison, Jr.: I think it was '04, I think maybe when it was originally passed. So, I've also prepared and submitted another draft ordinance that says it applies for public works projects in excess of \$20,000. So, you've got an option to go with that particular one, as long as there's a unanimous vote, or stay with the first ordinance that was passed on first reading where it changes the typo and keeps it at \$10,000 for the application.

President Kiefer: Right, I would like to see us raise it to \$20,000 just because it's 11 years old now and, you know, you can't hardly get anything done for \$20,000. So, most, 99.9 percent of everything we do is still going to require it, and this just helps us on, you know, some incidental, small project that, you know, we could have work done without having that requirement.

Commissioner Melcher: So, would we make a motion to change this one?

Commissioner Ungethiem: Or just adopt the other?

Joe Harrison, Jr.: Yes, or we could adopt the other one, but I would like to have two readings. Essentially, it has to be a unanimous vote.

Commissioner Melcher: I understand that, but you already passed it on first reading.

Joe Harrison, Jr.: Right, right, and I think what—

Commissioner Melcher: So, legally all we have to do is amend it tonight.

Joe Harrison, Jr.: Yes.

Commissioner Melcher: Then we could pass it.

Joe Harrison, Jr.: That's correct. That's correct.

Commissioner Melcher: So, to me, I would rather do that then holding this up again.

Commissioner Ungethiem: Okay.

Joe Harrison, Jr.: Sure, that's fine, but it's got to be a unanimous vote, and if you do that tonight and amend it and go to \$20,000 then that would take care of it.

President Kiefer: Okay.

Commissioner Melcher: What do you think, Bruce?

Commissioner Ungethiem: Yeah, I think that's fine, you know, normally qualifiers like this double in about seven to eight years, I mean, your value that you're getting is going to double in seven to eight years and it's been 10 years, so I've no problem with going to \$20,000. I would make a motion that we amend this to read \$20,000 instead of \$10,000, and go ahead and approve it.

Joe Harrison, Jr.: And then with—

Commissioner Melcher: I'll second that motion.

Joe Harrison, Jr.: --the other amendment, with the typo on the drug screening, that that's obviously included in here as well, and that's in both drafts.

Commissioner Melcher: But, that's already included.

Commissioner Ungethiem: That's already included, yeah.

Commissioner Melcher: So, all we're doing is the amendment right now.

President Kiefer: Alright, so we have a motion and a second to approve this, as amended, can I have roll call please?

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Joe Harrison, Jr.: Then I would ask that you go ahead now and approve this revised version with the amendment, so you're voting twice.

Commissioner Melcher: We voted for the amendment just now.

Joe Harrison, Jr.: Yeah, so then go ahead and just vote on it as is as amended.

Commissioner Melcher: Okay.

Commissioner Ungethiem: Okay, now that we've amended it, I make a motion that we approve it, as amended.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Alright, thank you. We'll move on further in action items.

<p style="text-align: center;">Area Plan: Sidewalk Waiver Request: 2400 Green River Road Investment, LLC-The Stables South</p>
--

President Kiefer: We have Area Plan Commission sidewalk waiver request by 2400 Green River Road Investment, LLC, The Stables, docket number 6-S-2015. I know, we have our Area Plan Director here to discuss then.

Ron London: Good evening. I'm here just to let you know how the Area Plan Commission voted at our meeting last month. This is for The Stables South Subdivision, which is located on the south end of Green River Road. The Plan Commission members voted seven negative, four affirmative and one abstained against waiving the sidewalks in this subdivision. I think the reason why that is, is Green River Road currently has a sidewalk on the same side as the subdivision here, and, I think, everybody is looking for more interconnectivity with sidewalks. One of the big issues with this subdivision here was you have a road system to where, and I don't know if everyone up here has a copy of the plan of the subdivision itself. Does everybody have one?

President Kiefer: Yeah, I've seen it.

Commissioner Melcher: Are you talking about this plan?

Ron London: Yes. Yes, and in there you can see where you have to come in from Green River Road, and then if you take a right hand turn you would come down and you have two cul-de-sacs coming off that roadway. One of the issues that we've had at some of our Plan Commission meetings is that, we were talking about school busses will not go into the subdivisions unless they have a loop road system. So, the subdivisions¹ actually would not go into the area where you see the two cul-de-sacs, where you have to take the right hand turn and come to the cul-de-sacs. I think one of the issues was they would like to have the sidewalks put in so that the kids have a way to be able to get out to the school busses at the beginning of the day and at the end of the day. Also, these sidewalks could be interconnected with the Green River Road system that is already in place. Just wanted to give you a little background.

Commissioner Melcher: So, where is the school bus going to pick them up at?

Ron London: The school bus would go into the subdivision and would take the, I don't know if I could maybe come up there and point to you.

Commissioner Melcher: Yeah, I don't see how they're getting out.

Ron London: Right here, there is a road that is going to come around and loop back around and go out.

¹ Should be school busses.

Commissioner Melcher: Okay.

Ron London: So, the school busses—

Commissioner Melcher: So, this is the route that they are going to be coming?

Ron London: Right, so the school busses would be coming in, the kids from here—

Commissioner Melcher: Are all going to walk up here?

Ron London: -- will need to walk up here.

Commissioner Melcher: Okay.

Ron London: Then the school bus would come around and go out. This section of the subdivision has not been built yet, but it is on the agenda and coming forward for a rezoning (Inaudible) subdivision to be built for this very last section.

President Kiefer: So, what sidewalks are they asking to be waived?

Ron London: They are asking for along here, here, on around, and there. So, anywhere that you see in the dark black area here on the boundaries is where they're asking for the sidewalks to be waived.

President Kiefer: Can we waive just part of the sidewalks, as long as you have them on one side of the street?

Ron London: You can do that if you like.

President Kiefer: What I'm saying is, I understand your viewpoint, it makes a lot of sense, these kids have to walk over here, so you want to have a sidewalk for them to walk on, but you don't necessarily need them on both sides of the road.

Ron London: That can be done. It can be a partial waiver, it can be a full waiver, or you don't approve it at all.

President Kiefer: I guess, I want to get the opinion....well, I mean, I can get the opinion of the fellow Commissioners, but we have a history of waiving these sidewalks because then we're responsible for them later.

Commissioner Melcher: Well, we waive sidewalks usually in hilly conditions.

President Kiefer: Yeah.

Commissioner Melcher: Because they can't get ADA compatible.

President Kiefer: So, your opinion is don't waive any sidewalks?

Ron London: That is my opinion, because that is our Plan Commission's opinion.

President Kiefer: I gotcha.

Ron London: Yes, but I do believe that, in this area here, I think it would be benefit to have sidewalks.

President Kiefer: Okay.

Ron London: We do have some other people here that would like to speak also, from MPO.

Commissioner Ungethiem: The other issue related to these sidewalks, is we talked about the school bus here, but I believe that the grade school, K-5 grade school is less than a mile away from this location.

Ron London: Caze, I believe.

Commissioner Melcher: Caze.

President Kiefer: So, they may walk to school?

Commissioner Ungethiem: So, they're going to have to walk all the way to school.

Ron London: Right.

Commissioner Ungethiem: So, they have to get, they won't pick up a school bus, they'll have to walk all the way out to Green River Road and then walk down Green River Road to school.

President Kiefer: Right, yeah, that makes sense.

Commissioner Ungethiem: Instead of—

Commissioner Melcher: They've now got a light for the first time.

Commissioner Ungethiem: Yeah.

Ron London: Correct.

Seyed Shokouhzadeh: Good evening. Seyed Shokouhzadeh with Evansville MPO. We do have a complete street policy for our projects coming out of our office. All the LPA's that request federal funding are supposed to have sidewalks and bike lanes added to the roads. In order to use those facilities, we have to have connection to and from developments. If we start waiving the sidewalks, those networks become useless. We can't connect to them. So, we would like to ask...it is in the staff report that we asked not to grant, really not any sidewalk waivers at all, because this is the way that the federal government is asking us to go, and that's the way we're going. For example, we funded the Green River Road project, the North Green River Road project and we asked the County Commissioners and the City Engineer to add sidewalks and bicycles to that facility. We have all positive response from that.

Commissioner Melcher: Now we, I know we did that, so we understand that. The only place I agree we don't need sidewalks when you have hilly things, like out, when you're going up a hill, everything has to be ADA...we've got a double edged sword, it's got to be ADA too, and that's tough on some of these. I'm not actually for this one, because I think this is needed, but I'm just talking about the future again. We're still going to give sidewalk waivers, because you can't help that, because of the ADA requirements.

Seyed Shokouhzadeh: There are solutions, there are engineering solutions to those. Other communities are doing it, we're doing it to our roads. The public are asking for (Inaudible), it's as simple as that. I mean, they do want the sidewalks and bike lanes.

Commissioner Melcher: It looks like it's not going to be wide enough to do any bicycle routes in this.

Seyed Shokouhzadeh: No, no, we're not asking for the bicycles in this.

Commissioner Melcher: No, I just brought that up.

Seyed Shokouhzadeh: Right, not on this development here.

President Kiefer: Okay, thank you, Seyed.

Seyed Shokouhzadeh: You're welcome.

Don Jones: Good evening, sir. I'll just speak briefly. I'm Don Jones representing the Evansville Trails Coalition. I would just go along with what Seyed has said. There's a lot of activity around this town right now to try and move us to a leadership position in the country. It helps for recruiting people here, a variety of needs, but this is the future. So, I understand that there are engineering issues involved. Other cities have solved those, as Seyed has expressed. That's just a barrier, it's not the end game. The end game is that people are looking for, and you'll hear this term, "vibrant communities", a lot. Well, the simple way to describe that is people are out and walking and biking. That's what we're trying to promote. That's what other cities are doing and putting them in that leadership position. So, I would just urge you to, anytime you're looking at a waiver to consider it very seriously, because that's really, for us, that's two steps forward and one step back, because most of the efforts that are going on right now in this community are moving the other direction toward planning that's not just car centric, but is pedestrian

centric as well. You heard Seyed say some of that, and certainly that's reflected in the plan that he mentioned to you.

Commissioner Melcher: I think the Commissioners have always pushed for sidewalks when we could and that. The problem we have here in Evansville, we don't have walkable sidewalks. If you check all, I bet you if somebody did an inventory we are probably at less than 40 percent.

Don Jones: It is a problem.

Commissioner Melcher: You know, it's really a problem, wherever you go. It's part of everything. They put these great big telephone poles there, right where a handicap thing is, or they're going to put an electric box there. Then when they get all done you can't even get a wheelchair up there.

Don Jones: Well, and that is the very point. Basically, if you listen to planning discussions now versus planning discussion 20 years ago, they're very different. I've been very impressed by some of the discussions I've heard for that very point, that now we're trying to retrofit 20 year old planning, or older than that, frankly, 50 year old planning. That's a challenge for the very reasons you've named, but it's a challenge we can take on. But, basically, every time that you decide not to put in a sidewalk, you're kind of going back to a 1950's planning mentality. That's not where the future is. If you read the cities that we're emulating now, they're very much oriented toward pedestrian traffic, wheelchair traffic, bicycle traffic, not just about automobiles anymore. That's just part of it. Certainly, even from a practical matter, there's all sorts of places in the city that are exactly what you're talking about. Some of our best shopping areas it's difficult to get there because there aren't sidewalks. It's somewhat embarrassing, but it's a problem that we're working to overcome. So, I would just urge you to consider that in what you're looking at now.

President Kiefer: Well, I have an opinion about this as well, because I do a lot of walking. I walk every single night, and some of the problems I see on sidewalks are trees will uproot, I mean, the sidewalks will then come up and they're no longer walkable. So, you know, it's great having a sidewalk, but if you can't walk on it, what good is it? So, we end up walking in the street most of the time because it's safer to walk in the street than it is on the sidewalk, because the sidewalks, you can't walk on them. A tree will actually make elevation differences in the pavement. So, I mean, it sounds very good on the surface, but I hope we have other rules than that says, hey, don't plant the kind of tree that's going to push the sidewalk up so you can't walk on it anymore.

Seyed Shokouhzadeh: Well, that's absolutely true, but to answer Commissioner Melcher and you, Commissioner Kiefer, the project that we're promoting right now, for example, Weinbach Avenue, we are asking for (Inaudible), before we didn't look at the sidewalks, but this project includes the sidewalks. They're going to do the whole sidewalks through the corridor, so as the Covert. So, any project that we're going to touch, from now and then, it's going to have the sidewalk component to it. Bring it up, get rid of the poles, bring it up to ADA standards.

President Kiefer: Do we have construction standards on sidewalks like do roads?

Seyed Shokouhzadeh: Yes. Yes.

President Kiefer: Well, I mean, I know we have the standard with the ADA and stuff, but I'm talking about the type of concrete, how long it cures, you know, the whether—

Seyed Shokouhzadeh: Well, there are different, like the roads there are different kinds of pavement you can use.

President Kiefer: Yeah.

Seyed Shokouhzadeh: Some likes it asphalt, some like it concrete, you know, it all depends on what kind of construction you have.

President Kiefer: Yeah, I know, but I'm just bringing this up because we're going to have to do the repairs, replacement, you know, it's going to be, if it's in the city then the

city is responsible for it, if it's in the county we're responsible for these sidewalks later. Once we accept them, they're ours.

Seyed Shokouhzadeh: Right, but the maintenance is not as bad as road, because you don't have much of traffic on it like you've got vehicles.

President Kiefer: Right.

Seyed Shokouhzadeh: So, it lasts a lot longer.

President Kiefer: As long as you don't have a tree pushing it up.

Seyed Shokouhzadeh: True.

Commissioner Melcher: All you've got to do is go downtown and look at the trees. Go around the Coliseum. They forced them trees, and now they're pulling up the concrete. We're trying to get the city to come down now, the veterans are, because it's getting worse. It even ruined a whole sewer line.

Seyed Shokouhzadeh: Oh, absolutely, we understand that. As Mr. Jones brought up, people didn't have much respect for sidewalks or sidewalk planning when you go back to 1950. It has changed. It has changed a lot.

President Kiefer: John, did you....thank you, Seyed.

Seyed Shokouhzadeh: Sure, thank you.

President Kiefer: I appreciate your comments. John, did you have?

John Stoll: I don't disagree with anything they've said as far as trying to develop sidewalk networks. The big problem we've continued to see is, within subdivisions the sidewalks have not typically been built with the proper cross slopes to comply with ADA. Once that's out there, that's an extremely difficult problem to fix. So, if the waivers aren't going to be granted, then we've got to be sure that the sidewalks are built to comply with ADA.

President Kiefer: Do we have enforcement ability to enforce these to be built appropriately?

John Stoll: The ordinance change that was recently done through Plan Commission, that will take care, we think, at least half of the problem, because the developers were given the option of no longer putting up a letter of credit for the sidewalk construction. However, the certificate of occupancy for each individual house won't be issued until a check has been made to be sure that the sidewalks are constructed properly. That takes care of the ones that don't have the letter of credit, but that same process doesn't exist for subdivisions that will have a letter of credit. So, that's the problem that I see, at least, that we've probably fixed half of it, we'll have to wait and see once, since the ordinance is new, we just don't have a lot of history on it as far as determining its effectiveness, but for the subdivisions that have a letter of credit, the problem we've seen in the past, I was out in a subdivision that was on relatively flat ground last week, up on the north side, and new houses and the sidewalks still don't have the proper cross slopes. What's happened with the letter of credit side of that is, somebody may have occupied the house for who knows how long, it might be a year for all we know. The developer turned the house over to the private property owner, the developer's letter of credit comes due, my office goes out and does an inspection and then sees that the sidewalk wasn't built properly and then all of a sudden how do we get the problem fixed? Because it's no longer the developer's property, it's no longer the developer's house. That's where we've always hit the roadblock relative to correcting cross slope problems.

President Kiefer: Yeah.

John Stoll: So, again, I'm not anti-sidewalk, we've got sidewalks, we built them with the Millersburg project, as you know, the Heckel project will have them, Green River.

President Kiefer: Well, this is one that I think, you know, I've been by there, looked at the properties and stuff, this is a very attractive development and very nice for South

Green River Road. I mean, it's a shot in the arm for that area, because I think, you know, some of the properties are older down there and to have some new development is really nice. Hopefully, it doesn't make these properties unaffordable, you know, the extra cost of, you know, these sidewalks don't make the properties unaffordable for people to have a home. I understand the need for these sidewalks and the network.

Joe Gries: President Kiefer?

President Kiefer: Yes?

Joe Gries: Just a quick question, and John can maybe elaborate on some of this as well, we're about to get into budget season, and part of the budget season includes the Highway Department Cum Capital Development, Local Roads and Streets, and John will tell you the last several years we've had to have discussions about cutting those budgets vastly. I don't know where the money would come to pay for repair of sidewalks, or if that's included in Roads and Streets, but I, you know, just as a point of information, those budgets have dwindled over the last several years. The Gas Tax is not what it used to be.

President Kiefer: Yeah.

Joe Gries: If that's part of where that money comes from.

President Kiefer: I think what's going to happen is they're going to end up like what we have in the city, they're just going to sit there and they're not going to get repaired, and then they're going to deteriorate.

Joe Gries: We continue to have to cut budgets and it's just kind of a fact, so, just as a point of information.

President Kiefer: What's the lifespan of these sidewalks, John? I mean, will they be good for 20 years, or 15?

John Stoll: I don't really have a good estimate. Like you said, it depends on whether it gets damaged by trees, or who knows what. We haven't done any sidewalk replacements of any significance since I've been with the county. So, I'm not aware of any that have been needing significant repairs or replacement, other than if the utilities cut through the sidewalk or something like that. I'm not aware of any widespread sidewalk replacement projects over the last 20 years.

President Kiefer: Yeah.

John Stoll: The only thing we get involved with is replacing the curb ramps with ramps that meet current ADA standards. Like Joe said, that definitely takes money out of the road funds. Those ramps typically cost in the neighborhood of \$1,500, give or take, some might be \$1,100 or \$1,200, some more than that just depending on the type of ramp. So, we spend more money on that than we have on sidewalk repair and replacement.

President Kiefer: Yeah.

Commissioner Melcher: Well, this subdivision shows sidewalks.

President Kiefer: Right, no, I understand.

Commissioner Melcher: So, since it shows sidewalks, I don't think there should be a money issue, because they budget all of that, they do these. They should have that already budgeted in there. If we waive the sidewalk, then they've got more money, you know, that they were going to spend. I don't think we need to waive it.

President Kiefer: Yeah, I'm not sitting her advocating we do one thing or the other, I'm just saying it's not as easy as just getting up and saying, hey, let's build sidewalks, this is great, which I agree they are. Just, I want everybody to know there's a cost associated with that, and somewhere down the road we're going to be paying for that. As long as everybody is aware of it, that's okay.

Commissioner Ungethiem: I had an opportunity to talk to the developer, Mr. Combs, yesterday about this, and after we got through with the discussion he basically said that he would understand whichever way we went with it, and he was more than willing to put the sidewalks in, if that's the decision we made. So, he has money in that budget to do that.

President Kiefer: Right.

Commissioner Melcher: That's what I think, because we've had conversations too with him, and he's agreed with almost everything we've done up to now.

President Kiefer: Well, in that case, you know, obviously, he's not here tonight to argue his case otherwise, and he talked to you, Commissioner Ungethiem, so, in that case, I'll ask for a motion to approve—

Joe Harrison, Jr.: I guess it would be a motion to deny the waiver request.

President Kiefer: No, it would be a motion to approve.

Joe Harrison, Jr.: It would be a motion to approve.

President Kiefer: Then people vote nay.

Joe Harrison, Jr.: That's right, I'm sorry.

Commissioner Melcher: You can't vote in the negative.

Commissioner Ungethiem: Is there anyone else in the audience that is representing?

President Kiefer: Yeah, good point. Anybody in the public, anybody that wants to speak on this issue that hasn't already spoken? Thank you, Bruce, for reminding me of that. With that, I would like to ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Okay, I would like to ask for a roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Due to the density of this subdivision, there are 51 units in a very small area, and restricted ability to get school busses through with the children's potential or actually requirement to walk to school, I will vote no.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: I too know about the children and that, and I know the busses won't be able to get in there, because we've dealt with that for many moons already. So, with that, I'll vote no.

Madelyn Grayson: President Kiefer?

President Kiefer: Based upon the strength of testimony from our Area Plan Director and our MPO Director, I'll support you guys in this and vote no. So, no sidewalk waiver permitted.

(Motion denied 3-0)

Ron London: Thank you.

President Kiefer: You're welcome.

<p>Superior Court: Independent Contract Agreement with Don Mosbey Health Dept: MOU with ECHO for Oversight of Vaccinations</p>
--

President Kiefer: Under contracts, agreements and leases, Superior Court/Juvenile Division, 2015 independent contract agreement with Don Mosbey. I see Bernie is here to discuss this. Do you want to fill us in on this?

Bernie Faraone: Sure. Juvenile Court has a couple of programs in which we collaborated with the School Corporation, which has turned out to be a win-win. We're collaborating with the school, on the one hand, with identifying students with truancy issues, and by teaming up trying to lead to interventions that keep students from having further truancy, which, in the past, and ultimately is if a child continues being truant, they end up being suspended, expelled, referred to Juvenile Court, and then it's just our problem. Then we're also collaborating with a program with the School Corporation that, one special program that started last year, and it's identifying students that have behavior and discipline issues, they get removed from their home school and sent, one of the alternative schools is Academy for Innovative Studies, which is the old North High School, which brings me to our contract. We're asking to approve hiring Don Mosbey, some of you may or may not be familiar with him. He just retired after 38 years with the School Corporation. He's been a teacher, principal, school administrator, and we're going to try to use his love and passion for children and students in the court, in the school system to try to keep the students that have been removed from their home school, sent to AIS, try to keep them from going further down the losing track where they get expelled out and then referred to Juvenile Court, and then we can't get them back in school, we have to look for a place out of town, which is more expensive and so on.

President Kiefer: Bernie, I think it's a great program, and we're only talking about, it's kind of an odd number, \$15.01 per hour and approximately 12 hours per week. So, I'm not sure how we came up with the one penny added on there.

Commissioner Ungethiem: Taxes included, I guess.

President Kiefer: Yeah, but anyway, I think it's a good program, I'm in favor of it myself. I'll ask the Commissioners for a motion to approve.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Bernie, thank you very much.

Bernie Faraone: Thank you very much.

President Kiefer: Appreciate you being here. Health Department, delegation of authority/memorandum of understanding with ECHO and the Indiana State Department of Health, oversight of vaccinations for underinsured children. This is setting forth the requirements for deputizing and oversight of providing vaccines to underinsured children in Vanderburgh County. Dr. Spear, you're here.

Ken Spear: Yes, Ken Spear, Vanderburgh County Health Department. We've had this with ECHO for some time, they're a federally qualified clinic, and they delegate the authority to vaccinate underinsured children to the Vanderburgh County Health Department. We had this done last year, and the state found that there was something in the document that they had issued that was not legally correct. So, they asked us to get this document redone by the end of August, and we had it signed by the Director of ECHO and ourselves and now, if the Commissioners would approve it, we would certainly appreciate it.

President Kiefer: Okay, is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Sounds like a good thing getting people vaccinated, so, I vote yes.

(Motion approved 3-0)

Ken Spear: Thank you.

Burdette Park

President Kiefer: Department head reports. We'll let the younger of the two come up and talk first.

Jacob Murphy: So, I sent you guys a few things, with the slides, we'll get more information and then we can—

President Kiefer: Just for the record, Jacob Murphy with the—

Jacob Murphy: Oh, yeah, Burdette Park, sorry. The campground shower repair/renovation, Bruce had wanted me to adjust one of the quotes to make sure that they were going to properly prep the floor. So, they went back and redid that quote. So, I resent that to you guys. I would recommend that we still accept the low bid on that one.

Joe Harrison, Jr.: Who is the low bid?

Jacob Murphy: Simms Painting.

Joe Harrison, Jr.: And how much?

Jacob Murphy: \$8,065.

Joe Harrison, Jr.: And you've got the paperwork that you can submit to Madelyn?

Jacob Murphy: Ready to hand them to Madelyn.

Joe Harrison, Jr.: Okay, and you solicited for three?

Jacob Murphy: Yes.

Joe Harrison, Jr.: Okay.

President Kiefer: Okay, is there a motion to accept?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Jacob Murphy: The second one was for electrical work up at the park residence. Again, I would just recommend to accept the low bid, and that's from Boyd Electric at \$1,500.

Joe Harrison, Jr.: And you solicited—

Jacob Murphy: I solicited four actually and they're all listed.

Joe Harrison, Jr.: And that was the low and you can submit the quotes to Madelyn?

Jacob Murphy: Yes.

President Kiefer: Okay.

Commissioner Ungethiem: So moved.

President Kiefer: We have a first.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Jacob Murphy: That's all I had, unless you guys had any questions.

President Kiefer: No, thank you, appreciate it.

County Engineer

President Kiefer: John Stoll?

John Stoll: The first item I have is a deed that establishes the restriction on the mitigation sites that were built for the Green River Road project. This covers the section of Green River between Lynch and Millersburg. The mitigation sites, there's actually three locations, one is immediately adjacent to Pigeon Creek, and the other two are up next to Goebel Soccer Park. The restrictions were written to comply with what IDEM wants, as far as making sure that the mitigation site remains untouched forever. At the

last meeting, you signed off on an agreement with Lochmueller Group to provide the legal descriptions needed to put in this final deed. This just sets up all the restrictions, provides a legal...this sets up the restrictions and provides the legal descriptions for the areas that have the "no build/no development" restrictions forever. I just need the Commissioners to—

President Kiefer: Forever.

John Stoll: -- sign off on it.

President Kiefer: Boy, that's a long time, forever.

Commissioner Ungethiem: How long is forever?

President Kiefer: Okay. Is there discussion? I'll ask for a motion to approve.

Commissioner Ungethiem: Motion to approve.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Next I've got a number of right-of-way offers that need to be approved for the Heckel Road project. I'll read off the parcel number, the property owner's name and the offer amount. All these offer amounts are based on appraisals that the county had done for this project. Joe Harrison has reviewed the appraisals and he was okay with proceeding with the offers. I'll give you a list of what we've got so far; parcel one, the owner is Wood, the offer amount is \$6,215; parcel four, the owner is Guth, and the offer amount is \$5,150; parcel seven, Lutz, \$3,500; parcel nine, Kratz, \$3,915; parcel 12, Burnworth, \$3,750; parcel 14, Bartow, \$5,240; parcel 15, Carter Revocable Trust, \$485; parcel 18, Johnston, \$30,795; parcel 19, Dotson, \$540; parcel 20, Williams, \$13,470; parcel 21, Center Township Trustee, \$7,585; parcel 23, Miller, \$3,620; parcel 24, Convention and Visitors Bureau, \$2,560; parcel 25, Jensen, \$7,105; parcel 26, Seward, \$4,375; parcel 30, Baumgart Revocable Trust, \$125; parcel 31, Minor, \$1,360; parcel 32, Bethlehem Church of Christ, \$2,295. All these offers, all of these purchases will be made with the TIF funds, so, all the funding is available to pay these once the property owners agree, whether it's this amount of whether they have a counter offer. If they end up having a counter offer, we'll bring that back to the Commissioners at a later date.

President Kiefer: Okay, thank you. Is there discussion?

Commissioner Ungethiem: Two questions, what percentage of those are, how many more are we going to have? Is that half of them? Do you have an idea?

John Stoll: Taking a guess, I know a couple of parcels have been eliminated. This is probably about two thirds.

Commissioner Ungethiem: About two thirds of them? You had me right where you wanted me until you said that we were going to actually pay the Center Township Trustee. Just kidding, I know they own a piece of property out there that they're potentially going to put a fire station on. So, I move to approve.

President Kiefer: Is there a second?

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: The next item I have is a request for the approval of the Wal-Mart widening plans for Boonville-New Harmony. This is in conjunction with the Wal-Mart development that will be up at State Road 57 and Boonville-New Harmony Road. The widening plans match up to what I e-mailed you yesterday, I believe it was, with the road work will start just west of, just east of Fisher Road, continue to 57, and then continue beyond 57 several hundred feet east of the railroad tracks. The improvements will consist of tapering, the eastbound traffic will taper out in order for Wal-Mart to pick up an eastbound and northbound left turn lane into their site. There will also be a left turn lane added for eastbound traffic at State Road 57. There will also be a very short right turn lane added for eastbound and southbound traffic at 57. That turn lane couldn't be made any longer because there wasn't enough existing right-of-way to extend it any further. So, they're building what they can, but just couldn't go any further because there was not available land. For the westbound traffic, there will be a continuous right turn lane into the site from 57 to the Wal-Mart entrance. On the east side of 57, there will be a westbound to southbound left turn lane added on the east leg of Boonville-New Harmony and 57. I've reviewed the plans, they've made a number of changes over the last few months. These lane configurations were recommended by the traffic study that was developed for this site. This is all independent of the road work that INDOT will require on State Road 57 for the main access into the site. INDOT is requiring, in a separate permit and separate approval, a northbound left turn lane on 57 into the site, and a southbound right turn lane into the site. INDOT's been reviewing that, and, again, been involved with the review, but they'll be responsible for all of those approvals. So, in conjunction with that, I would recommend approval of the plans, as they are currently submitted, with a few conditions, one of which is that the developer, Wal-Mart, will be responsible for obtaining all applicable INDOT approvals; the second condition would be that they would be subject to obtaining all approvals from Indiana Southern Railroad, because there will be modifications on that leg of the intersection; another issue, and I haven't had a chance to get back with the consultant, I discussed this one with the County Surveyor, we will need a fairly narrow drainage easement along the north side of Boonville-New Harmony, along the Wal-Mart lots. They're going to end up providing fill that will create the north side of the ditch. We just will need a drainage easement in that area. Another condition will be that a construction bond will be required. I discussed that with the County Attorney, and we'll need a bond in the full amount of the construction costs. This is not currently part of a subdivision, so, we will have no letter of credit to rely on as far as a financial guarantee to back up, to ensure that the construction is done properly. So, we'll need a bond instead. Then, one other issue came up today, Jeff Mueller contacted me this afternoon and said that he had received a call from residents questioning whether the capacity of two pipes was adequate out there. There is a 36 inch pipe under Boonville-New Harmony right at State Road 57, and then there's a 24 inch pipe further west, about roughly half way between the proposed Wal-Mart entrance and State Road 57. The current plans show the 36 inch pipe at 57 remains as is, but they are proposing to replace the existing corrugated metal pipe with a new plastic 24 inch pipe. I just would recommend that the condition be that the consultant re-evaluate those pipes, make sure that they have adequate capacity to meet any applicable INDOT requirements for the pipe at 57, and any applicable county requirements for the pipe, the 24 inch pipe that will be in the county right-of-way. Subject to those conditions, I'm satisfied with the plans, and would request approval.

President Kiefer: Okay, are there any questions? Comments?

Commissioner Melcher: I really don't where to start, but I think, we want to make sure this is done right. So, I don't want to get in a hurry and pass things. I mean, I don't mind passing this, but I'm just saying, as time goes on, we're going to do this one right. I don't want the problems that other people have had with Wal-Marts, especially flooding. So, whatever we can do on the flooding issue, we want to take care of it now. So, that's my point.

John Stoll: These road plans, they do have quite a few pipes and inlets in the ditches that are out there. The widening necessitated piping the roadside ditches that exist out there today, but they do have a storm sewer system to pick up all of the flows relative to the road right-of-way. I know Jeff Mueller has the drainage plans for the site itself, and he's been reviewing those for quite some time as well.

Commissioner Melcher: I just want to make sure, because once it's in there, it's in there, and later, 25 or 30 years from now, or whatever, they're going to walk away from that building and we're still going to be stuck with all of the problems, because they've done that. They did that on the west side.

John Stoll: That was one of the concerns relative to the traffic study, because we had issues with the traffic numbers for the Sam's Club, so, we took a long look at the traffic study on this one. MPO helped with the review, INDOT was also involved in the review, so, I think we're all on the same page.

Commissioner Melcher: Yeah, we've got to get it now, because if we don't get it now, we won't get it later.

John Stoll: Correct, or we'll get stuck in a situation like we had at Burkhardt and Virginia where the project that's winding down now comes back and fixes some problems that were created years ago.

Commissioner Ungethiem: John, let me make sure I heard you correctly. INDOT is going to be responsible for all of the work that goes on 57? And, I think you made the statement that this is the secondary entrance? That the main entrance will come off of 57?

John Stoll: Yes.

Commissioner Ungethiem: Okay, so, this will not be primary entrance into the Wal-Mart?

John Stoll: Correct, there's just no way for us to guarantee that happens. That's what the traffic study was based on. The gas station is going to be built out in front of Wal-Mart will be up there next to the 57 access, but there's no way for the county to mandate that traffic goes one way or the other.

Commissioner Ungethiem: Well, yeah, it just depends on where the traffic flow is coming from.

John Stoll: But, the intent is that the other access would be the primary access point.

Commissioner Ungethiem: We had talked earlier, did you work out the details around how the constructability of this and how they're going to do that from a shifting of lanes and width of lanes and that kind of stuff? Has that been resolved? Or is that yet to be determined?

John Stoll: I would say yet to be determined. Right now the plans call for keeping one lane open and flagging through that. With your approval, we could leave it to where the contractor who ultimately gets this project could come back to the county with alternate proposals that we could review, such as, like you suggested, some temporary widening to maybe accommodate two way traffic and allow the work to be done on the north side, and then switch the traffic around as needed. These plans, as they've been submitted, have one lane open and flagging traffic through.

Commissioner Ungethiem: With their current schedule, do you know what time of year this will occur?

John Stoll: No, I don't. The last I was told was, maybe spring of next year, but, again, I'm not sure. Is there any updated—

President Kiefer: State your name .

Tracy Richard: Tracy Richard, I'm the civil engineer for Wal-Mart, with the firm of Manhard Consulting. Our current schedule, which they're looking at, obviously, all permits have to be obtained, so, and that's in process. It's anticipated to be a 2016 store, but it's starting to get close, because it takes nine to 10 months to do so, and with the improvements and everything so. We still have permits that have to be obtained, for instance, from the DOT, and then bidding, etcetera, award. I would suspect the construction would not start this season, but if it could, they would like to, but I'm not sure it can.

Commissioner Melcher: Okay.

John Stoll: In conjunction with that, I guess, the only thing I would add is if we're in a situation where it gets too late in the year, I don't think we want to see Boonville-New Harmony, through the winter, in a situation where there's a lot of temporary pavement. So, that might need to be held off until the spring, just to make sure we don't have any extra hazards by virtue of construction going on, and on hold through the winter.

President Kiefer: Can we control that?

John Stoll: Yes.

President Kiefer: Okay.

Commissioner Ungethiem: We might also want to take a look at other projects in the area to make sure that we're not shutting down two and three east-west corridors at the same time and forcing all of the traffic into one location that's not conducive for that.

John Stoll: As it stands now, the county doesn't have anything else that would shut down anything out in that area, but I could look into seeing if there's anything else that would interfere.

President Kiefer: Okay, thank you, John. He has made a recommendation to approve. Is there a motion to do so?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Hold on one second please. I'm going to abstain.

(Motion approved 2-0. Commissioner Kiefer abstained.)

President Kiefer: Okay, you got two votes in the affirmative.

John Stoll: Okay, thanks. I've got one last item here. This is back on the Heckel Road project again. We have a request for an administrative settlement for parcel 17, which is owned by TK Heckel Road, LLC. The county originally made an offer of \$25,155. The owner has come back and requested \$32,500. This offer covers seven subdivision lots

that are all owned by a single developer at this point. The developer asked for the increase on the basis of the right-of-way take reduces his lot size. He also indicated that the value assigned to the property was less than what it is currently as his subdivision development takes place. So, he requested this increase of \$7,345. I've discussed this with Joe Harrison. We both felt like it was a reasonable settlement. So, on that basis, I would recommend approval to change the offer up to \$32,500.

President Kiefer: Any questions, concerns, comments?

Commissioner Melcher: I'll move for approval.

Commissioner Ungethiem: Second.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: That's all I have.

President Kiefer: John, thank you very much. You do a great job, and appreciate everything you've done.

County Attorney

President Kiefer: I would like to go back to our action items, under the repaving of Cobble Field Drive in Keystone. Joe had a chance to open up all of those bids.

Joe Harrison, Jr.: Yes, there were three quotes that were submitted for this repair and repaving project over in Cobble Field Drive in Keystone. They are as follows; the first is from Metzger Construction, that quote amount \$205,039.50; the next quote was from E&B Paving, Inc., that amount was \$327,815; and the third quote came in from JH Rudolph and Company, \$243,600. So, those are the three quotes that were submitted, and I would ask that they be taken under advisement and have John Stoll review the same and come back in two weeks.

President Kiefer: Makes sense to me. Is there a motion to approve taking that under advisement?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: Opposed? None.

(Motion approved 3-0)

President Kiefer: Okay, thank you, Joe.

New Business/Old Business

President Kiefer: Is there any new business? Is there any old business?

Public Comment

President Kiefer: Is there public comment? Any public comments for any purpose or reason, or anything that you want to talk? Come on up. Please state your name and address for the record.

Dwight Markwell: My name is Dwight Markwell. I live at 11712 Highway 57. A couple comments, I'm retired, I'm an ex INDOT project manager, and I was listening to you talk about the sidewalks. There is federal grant money out there if Vanderburgh County would apply for it. Vanderburgh County is one of the worst ones, in the state, to be applying for grants. We got a grant, the first one they said, for sewer work out there in our area, and we won the grant, but the homeowners all had to get behind it to push it, but there is money there for your repairs. The only other thing I had, that John and Jeff are working on for us is, we have a large amount of water that drains through our backyards that go underneath Boonville-New Harmony Road. We want to make sure that structure is put in and handles that water, because if we don't have that it will go back like it used to be. The county had to come out and put a relief cross pipe in, because water was going over top Boonville-New Harmony Road all the time. It still does that in the spring once or twice, but it's not as bad as it was when they put that pipe in. That helped out tremendously. That's the reason I called Jeff and talked with John.

President Kiefer: Thank you very much.

Commissioner Ungethiem: Dwight, before you leave—

Dwight Markwell: Yeah.

Commissioner Ungethiem: -- you mentioned there's money out there and we're just not taking advantage of that. Do you have a recommendation of how we can take advantage of that, and what do we need to do to do that?

Dwight Markwell: Go up to Vincennes, you guys, have access to some of our people up there, project managers that handle that for the counties and cities, and talk to them, sit down and talk to them about grant money and what's out there that you might be able to use.

Commissioner Ungethiem: Do you have a contact?

Dwight Markwell: I don't know now. I don't know who's running it now, but there's money there.

President Kiefer: We need to direct Seyed, from the MPO, to apply for those grants for us, on behalf of the county, because he already does it for the city, he needs to do it for the county as well.

Commissioner Ungethiem: Okay.

Dwight Markwell: It's worth the time, you know, to see if he can get some money. There's a lot of cities that use that for sewers and everything else, sidewalks, curbs and gutters. So, you know, it just takes a little work to do it, but you can do it, and, like I say, we were talking one day in the office, you know, don't understand why Vanderburgh County doesn't apply more. So, that's just information from me to you.

Commissioner Ungethiem: Okay, thank you.

President Kiefer: Thank you for bringing that to our attention. Let's just make a note to contact our MPO to do this, since, obviously, they were advocating for us to do sidewalks, perhaps they can help us with this grant application. Alright, thank you for bringing that to our attention.

Consent Items

President Kiefer: Next I would like to ask Madelyn to read off the consent items.

Madelyn Grayson: The consent items for the August 11th meeting are as follows; we have approval of the July 21, 2015 meeting minutes; employment changes for the Commissioners approval, we have one for Area Plan, three for the County Highway, one for the Commissioners, and one for the Superintendent of County Buildings. The Health Department has a request to surplus computer equipment. The County Clerk has a request to surplus filing cabinets. The County Commissioners have a letter of intent required certification and terms of agreement with Reference Services, Inc., and 705 Sweetser Avenue redemption. The County Auditor has approval of the July A/P vouchers. The County Engineer has a public notice of construction activity for the Wolf Creek lift station and main force project, a department head report and University Parkway TIF project pay request number five for \$49,649.42. The County Treasurer has the June 2015 monthly report.

President Kiefer: Okay, thank you, Madelyn. Is there a motion to approve the consent items?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

First Reading of Rezoning Ordinance VC-6-2015**Petitioner: Joan Schneider****Address: 10600 Big Cynthiana Road****Request: Change from Ag & C-2 to R-3 with UDC**

President Kiefer: Next we have first readings only on rezonings, so we're going to read these off one at a time and then we'll vote on these to move them forward to Area Plan. The first one is a first reading of rezoning ordinance VC-6-2015, petitioner, Joan Schneider, address 10600 Big Cynthiana Road, the request is to change from Ag and C-2 to R-3 with a use and development commitment. This is only for a first reading. Is there a motion to approve rezoning ordinance VC-6-2015 on the first reading to send to Area Plan Commission?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

First Reading of Rezoning Ordinance VC-7-2015

Petitioner: Jacob's Village, Inc.

Address: 7460 Vienna Dr.

Request: Change from PUD to R-3 with UDC

President Kiefer: Next is first reading of rezoning ordinance VC-7-2015, petitioner, Jacob's Village, Inc., address 7460 Vienna Drive, request change from PUD to R-3 with a use and development commitment. Is there a motion to approve rezoning ordinance VC-7-2015 on first reading and send to Area Plan Commission?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

First Reading of Rezoning Ordinance VC-8-2015

Petitioner: 2400 Green River Investments, LLC

Address: 2430 S. Green River Road

Request: Change from Ag to PUD with UDC

President Kiefer: Next is first reading of rezoning ordinance VC-8-2015, petitioner, 2400 Green River Investments, LLC, address 2430 S. Green River Road, request is to change from Ag to PUD with a use and development commitment. Is there a motion to approve rezoning ordinance VC-8-2015 on first reading and send to Area Plan?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Adjournment

President Kiefer: Is there anything else to come before the Board of Commissioners? If not I'll ask for a motion to adjourn.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

(Motion approved 3-0)

President Kiefer: We are adjourned.

(The meeting was adjourned at 6:24 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the July 21, 2015 Commission Meeting Minutes.

Letter of Intent Required Certification & Terms of Agreement: Reference Services, Inc.
705 Sweetser Avenue Redemption.

Employment Changes:

Health Dept. (1)	Commissioners (1)	Area Plan (1)
Supt. Co. Bldg. (1)	Co. Hwy. (3)	Coroner (1)
Recorder (1)	Circuit Court (1)	County Clerk (2)
Co. Assessor (2)	Prosecutor (2)	Sheriff (4)
Superior Court (3)		

Surplus Requests:

Health Dept: Computer Equipment.

County Clerk: Filing Cabinets.

County Auditor: Approval of July 2015 A/P Vouchers.

County Engineer:

Public Notice of Construction Activity: Wolf Creek Lift Station & Main Force Project.

Department Head Report.

University Parkway TIF Project Pay Request No. 5: \$49,649.42.

County Treasurer: June 2015 Monthly Report.

Those in Attendance:

Joe Kiefer	Bruce Ungethiem	Stephen Melcher
Joe Gries	Joe Harrison, Jr.	Kristin Comer
Erika Miller	Madelyn Grayson	Scott Minnich
Dave Rector	Seyed Shokouhzadeh	Ron London
Don Jones	John Stoll	Bernie Faraone
Jacob Murphy	Tracy Richard	Ken Spear
Dwight Markwell	Others Unidentified	Members of Media

VANDERBURGH COUNTY
BOARD OF COMMISSIONERS

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS
AUGUST 25, 2015**

The Vanderburgh County Board of Commissioners met in session this 25th day of August, 2015 at 5:00 p.m. in Room 301 of the Civic Center Complex with President Joe Kiefer presiding.

Call to Order

President Kiefer: Good evening. We're going to go by the official clock of iPhone, and it says 5:00, so that's what we're going to go by. I would like to call to order the Vanderburgh County Board of Commissioners for August 25, 2015.

Attendance Roll Call

President Kiefer: Madelyn, would you do roll call please?

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: President Kiefer?

President Kiefer: Here.

Pledge of Allegiance & Invocation

President Kiefer: I would like to ask the Sheriff, Dave Wedding, to do the Pledge of Allegiance, and please remain standing for the invocation.

(The Pledge of Allegiance was given.)

President Kiefer: Heavenly Father, please bless us and guide us through these proceedings so that we do Your will and the will of the public. In Your Name we pray, Amen.

Introduction of High School Government Students

President Kiefer: Alright, thank you. I understand we have some students here today. Are you from North High School?

Unidentified: Yeah.

President Kiefer: Would you please come up to the podium and give us your name and tell us what grade you're in, so we can have that on the record. Thank you. What's your favorite study, or favorite class? We'll make it interesting.

Isaac Cooper: I'm Isaac Cooper. I'm a senior at North High School. My favorite class would have to be, I would have to say AP European History.

President Kiefer: Great! Welcome.

Katie Gutmann: I'm Katie Gutmann. I'm a senior at North High School, and my favorite subject would be AP Literature.

President Kiefer: Got some smart people here.

Mckailah Hardin: I'm Mckailah Hardin. I'm a senior at North High School, and my favorite class is AP Literature.

President Kiefer: Well, welcome the three of you, thank you for being here. You picked a great night, hopefully, we don't have too long of an agenda for you to suffer through.

Commissioner Melcher: You just jinxed us.

Commissioner Ungethiem: I was hoping one of them's favorite would be government or something.

President Kiefer: Yeah.

Superior Court: Professional Services Agreement: Regene Newman
Circuit Court: "Thinking for Change" Contract: Mike Hagedorn
OCH Lease Agreement: Guns and Hoses
OCH Event Lease Agreement: Kraftwerks
OCH Lease Agreement: Into the Light Mental Health & Consulting

President Kiefer: Okay, we have, under action items, contracts, agreements and leases. The Superior Court agreement for professional services with Regene Newman.

Jodi Ubelhack: My name is Jodi Ubelhack. I'm the Director of the Community Corrections. Prior to July 1st we had contracted, as Treatment Court, with Regene Newman to do all of our budgets and grant reporting for those budgets. With the addition of the Work Release into that we're wanting to continue to contract with Regene to provide those services for both Work Release and Treatment Court. So, Community Corrections as a whole.

President Kiefer: Okay, and my notes, my cheater notes, say that the independent services contract is to run from 7/1/15 through 12/31/15, and that she will be paid a sum of \$35 per hour for her services. Are there any questions from Commissioners? Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Koehler Lindsey: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Jodi Ubelhack: Thank you.

President Kiefer: Thank you, Jodi. Next is Circuit Court Adult Probation, Mike Hagedorn contract for "Thinking for Change" counseling classes. Karen, do you want to tell us a little bit about that?

Karen Angermeier: That's Cheri.

President Kiefer: Cheri?

Cheri Wood: Yeah, Cheri Wood, Chief Probation Officer for Vanderburgh County Adult Probation. Yes, we are requesting this contract. This contract will be for Mike Hagedorn to teach the "Thinking for Change", and it will be funded through a grant from the Substance Abuse Council.

President Kiefer: It says it's \$375 per eight to ten hour teaching session and the funds to cover such contract will come from, as you said, the Circuit Court Substance Abuse Council. When does this contract start, do you know?

Cheri Wood: We, yes, yes, this week.

President Kiefer: This week? And it runs for how long?

Cheri Wood: We have four sessions with him.

President Kiefer: Four sessions total?

Cheri Wood: Yes.

President Kiefer: Okay. Are those sessions like weekly?

Cheri Wood: On Mondays, yes, a full day, eight hour days.

President Kiefer: Okay. Well, are there any other questions?

Commissioner Ungethiem: No.

President Kiefer: Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Thank you both.

Cheri Wood: Thank you.

President Kiefer: County Commissioners, Guns and Hoses Old Courthouse lease agreement. This term of the lease agreement is two years, running from 9/1/15 until 8/31/17. Just so you guys know what this is, we've had Guns and Hoses in there. They're currently operating there. We're just putting this into a written contract, because we just felt like having somebody in the Courthouse we needed to have it under a written contract. Joe's taken care of that for us. Are there any questions? Okay, I'll ask for a motion to approve.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Next is the Old Courthouse annual fall craft show event lease agreement with Kraftwerks, Inc. This year's fall craft show will take place on November 14th and 15th. Maybe Kristin Comer can tell us a little bit about the craft show. Anything new about it? Don't act so surprised. I know you know a lot about this.

Kristin Comer: The same as past years.

President Kiefer: Okay, same as past years. So, it sounds like nothing new on that. Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: You never know who I'm going to call on.

Commissioner Melcher: You got the look.

President Kiefer: Erika may get it next.

Commissioner Ungethiem: Be ready.

President Kiefer: Into the Light Mental Health and Consulting Services, Inc. Old Courthouse lease agreement. The term of the lease agreement will be for a period of two years, starting on 9/1/15 and ending 8/31/17. Joe, what was, is there any details about this? I mean, I think it's—

Joe Harrison, Jr.: Yeah, let me see, it's suite, is it 105?

Kristin Comer: Yes.

Joe Harrison, Jr.: That space has been empty for a while and it's being renovated right now, and I think the first month or so of rent, I believe, is going to be reduced, because they are, they're funding themselves some of the repairs within the premises.

President Kiefer: Right, so, that's a good deal then, because—

Commissioner Ungethiem: So, it's a new tenant?

President Kiefer: Yeah, new tenant, and it will be filling that space that was just vacated.

Joe Harrison, Jr.: And, they're going to be paying, eventually, \$470 a month.

President Kiefer: Yeah. Okay, that's good. Any other questions? Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

President Kiefer: Alright, that's good for the Old Courthouse.

Board Appointments

President Kiefer: Before we have the department head reports, I'm going to skip down to board appointments, since we're talking about the Old Courthouse. We would like to make an appointment of Pam Martin to the Old Courthouse Foundation. She seems very passionate about being on that board, and would like to give her time and participate. I think some of you may remember Pam, she's been involved working for GAGE before and maybe some other, maybe the EPA Department.

Commissioner Melcher: She worked for the, she also, for the city, because she did all the tax abatements.

President Kiefer: Right.

Commissioner Melcher: She was probably the best one we ever had.

President Kiefer: Well, she's very much interested in being on this Foundation, and it never hurts to have somebody that's passionate to be involved. So, with that, I would like to ask for a motion to appoint Pam Martin to the Old Courthouse Foundation.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Burdette Park

President Kiefer: Now we'll go back to department head reports. We'll start with the younger of the two here.

Jacob Murphy: I don't have a report.

President Kiefer: No report?

Jacob Murphy: No report.

President Kiefer: Okay, then thank you for being here in case we have questions.

County Engineer

President Kiefer: John?

Commissioner Melcher: John always has a report.

President Kiefer: John always has, and usually wants money.

John Stoll: Yes, I do.

Commissioner Melcher: Or to waive something.

John Stoll: The first item I have is a request to reject all the quotes that were submitted at the last meeting for contract VC15-08-01, repair and repaving of Cobblefield Drive in Keystone Subdivision. Based on some bid prices we had received for Keystone repairs two years ago, we anticipated these bids would come in under \$150,000, which would have allowed us to solicit quotes rather than going through a formal bid process. Since the low quote provided was \$205,000, we didn't meet the requirements for the quote process, so we need to reject these, because it didn't follow the proper method of getting the prices.

President Kiefer: Okay, so, you want a motion to reject?

John Stoll: Yes.

President Kiefer: Okay, is there a motion?

Commissioner Melcher: Well, you've got to make the motion in the positive.

President Kiefer: Right, the motion is to approve rejecting the bids. Is that an appropriate way to say it, or is there a better way? Or we can make a motion to approve the bids, and then we can all turn it down.

Commissioner Melcher: That's the way to do it.

President Kiefer: Okay, is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: The only question I had is with the information that you got about the timing, would the timing drop the bids to under \$150,000, if we changed the timing?

John Stoll: I don't think it will.

Commissioner Ungethiem: Okay.

John Stoll: I looked at that, and I would like to think we could get better prices, but I don't think, based on the numbers we saw, that we would probably need to drop another \$25,000, and I don't think we would see that.

Commissioner Ungethiem: But, not enough to get under the \$150,000?

John Stoll: Right.

Commissioner Ungethiem: Okay, I second the motion.

President Kiefer: So, the motion is—

Joe Harrison, Jr.: Just a motion to reject the bids. You're rejecting all bids.

President Kiefer: Okay, so, it's an affirmative motion to reject the bids is the way I understand it. If you vote yes, you're rejecting it. If you vote no, you're not rejecting it.

Commissioner Melcher: Whatever the attorney says, we will do.

President Kiefer: The attorney says the motion is to reject the bids as—

Joe Harrison, Jr.: Recommended.

President Kiefer: -- recommended by the County Engineer.

Commissioner Melcher: I'll make the motion again.

Commissioner Ungethiem: And I'll second it.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: I vote to reject all the bids.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: I second vote to reject the bids.

Madelyn Grayson: President Kiefer?

President Kiefer: Third, I vote to reject the bids. That's pretty clear.

(Motion approved 3-0)

Commissioner Ungethiem: I think that's clear.

President Kiefer: Okay. Next up?

John Stoll: Next is a notice to bidders to bid that project out. This would be a repair of Cobblefield Drive in Keystone. I would like approval to have it advertised. We are changing the scope of the project somewhat, and we're changing the completion dates in order to hopefully get us a better price. Like Commissioner Ungethiem said, we would like to have seen something that would have gotten under the \$150,000, but we don't think it will get that low. So, on that basis we need to bid it, and that's why I'm requesting approval of the notice to bidders.

President Kiefer: Okay. Questions?

Commissioner Ungethiem: One question, are these, is this bid process going to be in line with the Heckel Road bid process?

John Stoll: The work will probably be done after Heckel is started. We haven't, we don't have an exact time tables on the Heckel project as of yet, but the first phase of the Heckel Road project will close Heckel between Green River Road and Shoreham Drive. If we have this paving contract set up to have a completion date of next spring, there could be some overlap between that road closure and this project. That being said, we can set the construction time tables on the paving project to try and limit it to two or three weeks, and that way any overlap between the two projects would be minimized.

Commissioner Ungethiem: I guess, what I was wondering is, if, since these things are right next to one another, I mean, literally across the street, would it make sense to have the same contractor doing both of them? If we bid it such that you could do that, would there be any economies of scale there?

John Stoll: The only problem, I guess, we could potentially end up with the same contractors, but the Heckel project will be done with TIF money—

Joe Harrison, Jr.: Right.

John Stoll: -- and this is being done with Road and Street money.

Commissioner Ungethiem: Well, I know it would be two separate entities from a payment standpoint, but I'm just wondering, instead of having two of everything on that site, having one person doing both of it might save us some money. It's your call.

John Stoll: I was going to say, in this case, we would have the paving contract, following the schedule of the Commissioners meetings, we would open the bids for the paving contract on September 15th, which would be potentially an award on October 6th. Since we don't have a bidding time table set up on Heckel as of yet, I would expect that it wouldn't be any sooner than January or February of next year, would be a ball park guess. So, whoever got this paving contract would know, at that point, that, whoever was bidding on Heckel, they would know if they had or did not have this paving contract at that point. Whether they could somehow, whether the county would somehow see a benefit of that, I don't know, because the work on Heckel will initially be storm sewers and things like that.

Commissioner Ungethiem: So, the timing's not quite right for it to—

John Stoll: They may not have the same equipment, same operations going—

Commissioner Ungethiem: Okay.

John Stoll: -- to where you could actually see a benefit there.

President Kiefer: But, good point, and that's a good way to look at it to see if we could save money. Well, I'm comfortable with your recommendation. Is there a motion to approve as recommended by John Stoll, County Engineer?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: The next item I have is in regard to the Heckel Road project. We have a number of right-of-way offers. I'll read them in two separate groups. The first one has quite a few parcels, the second one is just a single parcel. The first offer would be for parcels two and 35, the owner is Spurling, the offer amount is \$40,565; parcel three, Miller, the offer amount is \$130; parcel five, Hebbeler Trust, the offer amount is \$70; parcel six, Ubelhor, the offer amount is \$17,235; parcel eight, Childers, \$11,120; parcel ten, Holl, \$3,195; parcel 13, Draper, \$140; parcel 33, Shepherd, \$640; and parcel 34, Johnson, \$65. I would request approval to make all of those right-of-way offers based on the appraised amounts. These all came from the appraisals hired by the county.

President Kiefer: Okay, what I would like to do is—

Commissioner Melcher: It's not this one.

President Kiefer: It's not? I thought he said Johnston on there.

John Stoll: Johnson, not ston. It's J-o-h—

President Kiefer: Oh, not Johnston?

John Stoll: Correct.

President Kiefer: Okay.

John Stoll: The other one is JJ Brodi, and I'll do that separate.

President Kiefer: Yeah, okay. When I heard you say Johnson, I thought you said Johnston. Okay. Is there a motion to approve?

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Then the other parcel is parcel 28, owned by JJ Brodi, and that offer amount is \$75,060.

President Kiefer: I'm going to abstain from this vote.

Commissioner Melcher: You are?

President Kiefer: I had represented Johnston on some other property.

Commissioner Melcher: Oh, okay, I'll make the motion for approval.

Commissioner Ungethiem: Second.

President Kiefer: Not on this one, but on some other one.

Commissioner Melcher: You don't have to explain it.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Abstain.

(Motion approved 2-0. Commissioner Kiefer abstained.)

Commissioner Ungethiem: John, are any of these properties the ones that we're going to have to extend sewer to?

John Stoll: I don't remember the property owner's names, or the parcel numbers, but these don't ring a bell as far as where we need the additional easements.

Commissioner Ungethiem: Okay.

John Stoll: We've been holding back on those until the easement limits were defined. There are three properties, and I don't remember their names off the top of my head, but I know we were holding off on those for the time being.

Commissioner Ungethiem: Okay.

John Stoll: We're waiting on a review of the sewer plan, by the Water and Sewer Department. They indicated they're going to get to that hopefully this week. So, once we get their initial review, then we'll be able to define the easement limits and get a better handle on what we need from those three properties.

Commissioner Ungethiem: Okay.

John Stoll: The next item I have is a street acceptance request for Cayman Ridge Subdivision, Section 4, Phase 1. This acceptance consists of 139 feet of Bermuda Drive and 592 feet of Bermuda Court. We had inspectors out there during the construction, so I would request acceptance of the roads.

Commissioner Melcher: So moved.

Commissioner Ungethiem: I'm trying to picture where this is.

John Stoll: It's on the north side of Kansas, about a half a mile west of Highway 57. It's up within the existing section of Cayman Ridge, it was just a short cul-de-sac extension of one road up in that area.

Commissioner Ungethiem: Okay.

John Stoll: So, It's not really visible from any through roads. You have to go back into Cayman Ridge in order to see it.

Commissioner Ungethiem: I second it.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: Next I have an administrative settlement request for parcel eight on Peck Road. This property is owned by Baseline Properties, Inc., and the offer amount was originally \$6,700. They are requesting an increase to \$13,635. The County Attorney and I have reviewed what was submitted. They've provided documentation about sales of other properties, and on the basis of what they've submitted, we would recommend approval of the increase up to \$13,635.

President Kiefer: Okay, are there questions?

Commissioner Melcher: What was the original?

John Stoll: \$6,700.

Commissioner Melcher: So, they just doubled it?

Commissioner Ungethiem: They doubled it.

John Stoll: Basically, yes.

President Kiefer: So, this is not something that requires appraisal or anything like that?

Joe Harrison, Jr.: No, it did, and the thing is, what they submitted and the appraisers looked at it as well, the county's appraisers, you know, they just didn't look at some of these sales that were in the same general vicinity. The other thing is, we're going to spend that much on three court appointed appraisers, \$1,000 each, plus you never know what their amount is going to be, plus you file suit, so, I mean, it could be...it could certainly be a lot more than that if we end up going to court. So, and that's before we get started.

Commissioner Melcher: It's the lesser of the two evils.

Joe Harrison, Jr.: Right, that's kind of what I'm getting at.

Commissioner Ungethiem: I understand. I don't like what's happening, but I understand it's financially—

Joe Harrison, Jr.: And we control them sooner.

Commissioner Ungethiem: Yeah.

President Kiefer: Okay.

Commissioner Ungethiem: Are you looking for a motion?

President Kiefer: I guess, I'm looking for a motion to approve.

Commissioner Melcher: I'm thinking. No, I'll go ahead and make the motion for approval.

Commissioner Ungethiem: I'll second it.

President Kiefer: Okay, roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Reluctantly, yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: I want to do the same thing. I just, when somebody doubles something, then you've got to think there's something wrong. You would think we would have a way not to do that. I think we make fair offers most of the time. So, I just want to keep this one in mind, just in case something happens down the road on this. So, I'll go ahead reluctantly, and vote yes.

Madelyn Grayson: President Kiefer?

President Kiefer: I'm going to vote yes based upon recommendations from Joe Harrison and from John Stoll, but, you know what, anytime you've got a real estate thing, let me take a look at it. I mean, I have great resources to double check comps myself. I mean, I've got access to every multi list service, and every old comparables of things that have sold. I have access to all of that. So, you know, feel free to use me on some of that.

John Stoll: I'll probably take you up on that on Heckel Road.

President Kiefer: Okay. I'll vote yes then. Thanks.

(Motion approved 3-0)

John Stoll: I've got one other item. This is a sidewalk waiver request for MaxMar Estates Subdivision. This is a small subdivision located on New Harmony Road, east of University Parkway. They are requesting to waive all sidewalks in this subdivision. The sidewalks would front on New Harmony Road, which there are no existing sidewalks out

there. The Plan Commission voted 11-0 in favor of the recommendation to waive the sidewalks. So, on that basis, I would also recommend approval of the sidewalk waiver for the subdivision.

President Kiefer: For which subdivision again?

John Stoll: It's called MaxMar Estates. It's a small, I can't remember if it's two lots or three lots.

Commissioner Ungethiem: It's three lots.

John Stoll: Three lots?

Commissioner Ungethiem: Yeah.

President Kiefer: Yeah, I kind of remember seeing that one before, MaxMar, maybe it was on—

Madelyn Grayson: Drainage Board.

President Kiefer: --Drainage Board or something.

Commissioner Ungethiem: There's three lots, and each one of the lots is at least two and a half acres, and it's a farm field they're dividing into three parcels.

President Kiefer: Yeah, okay. So, is there a motion to approve the recommendation to waive the sidewalks?

Commissioner Ungethiem: I make that motion.

Commissioner Melcher: I'll second it.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Even though I'm starting to vote against these waivers, I do, since it is a sub and it's a small one, I'll go ahead and vote yes to waive it.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

John Stoll: That's all I have. Thanks.

President Kiefer: Okay, thank you.

New Business/Old Business

President Kiefer: Is there any new business to come before the Board of Commissioners? Is there any old business we need to discuss?

Public Comment

President Kiefer: Public comment, any one of you students have public comments? Or is there anybody that has a public comment?

Joe Harrison, Jr.: You have three new students back there.

President Kiefer: We have three new students back here? Yes? Why don't you come up and tell us who you are, and what school you attend. I guess, we'll have to have them tell us their favorite class as well. Favorite area of study.

Cheyenne Brooks: I'm Cheyenne Brooks, and I attend North High School and Southern Indiana Career and Technical Center.

President Kiefer: And what's your favorite area of study?

Cheyenne Brooks: Probably the Health Science field.

President Kiefer: Health Science. Good.

Hayley Bentley: Okay, hi, I'm Hayley Bentley. I go to North High School as well, and my favorite subject is Psychology.

President Kiefer: Well, I might need some help.

Ruby Waters: My name is Ruby Waters. I go to North also. I probably like Health Science too.

President Kiefer: Well, great. Welcome here and thank you for being here. You made it just in time to see us close out the meeting.

Consent Items

President Kiefer: If there's no public comment, we'll ask for consent items to be read.

Madelyn Grayson: The consent items for the August 25th meeting are as follows; we have approval of the August 11, 2015 meeting minutes; employment changes for the Commissioners approval, there are two for Burdette and two for the County Highway; the Soil and Water Conservation District has the July 28, 2015 meeting minutes; the County Auditor has a surplus of various computer equipment; the County Engineer has a department head report, University Parkway TIF project pay request number six for \$780, and ONB account number 800304032 U.S. 41 Expansion pay request number two for \$250; the County Clerk has a request to surplus filing cabinets and a desk, and the July 2015 monthly report; the County Treasurer has a year-to-date investment 2015 Form 350, and July 2015 monthly report; the County Commissioners have a request to waive Old National Events Plaza fees, not overtime, for 2016 Homeless Connect, a quit claim deed for property at 705 Sweetser Avenue, and notice to bidders for sale of county properties at 1204 Edgar Street, 1406 Stringtown, 218 Oak Street, 504 N. Fourth Avenue, 511 N. Tenth Avenue, 1207 S. Linwood, 1115 East Iowa Street, 617 E. Louisiana Street and 1320 N. Garvin.

President Kiefer: Thank you, Madelyn. Is there a motion to approve the consent items?

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second.

President Kiefer: Roll call please.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: President Kiefer?

President Kiefer: Yes.

(Motion approved 3-0)

Adjournment

President Kiefer: I just want to make one not that Joe Harrison pointed out that the message board at the Old National Events Plaza is working and up in operation. That was all paid for by Old National and it's looking really good. Guess what, we can beat our half hour time slot and save the county some money, so I'll ask for a motion to adjourn.

Commissioner Ungethiem: So moved.

Commissioner Melcher: Second.

President Kiefer: All in favor say aye.

All Commissioners: Aye.

President Kiefer: We are adjourned.

(Motion approved 3-0)**CONSENT ITEMS:****Commissioners:**

Approval of the August 11, 2015 Commission Meeting Minutes.

Soil & Water Conservation District: July 28, 2015 Meeting Minutes.

ONEP Fee Waiver, Not OT: 2016 Homeless Connect.

Quit Claim Deed for Property at 705 Sweetser Avenue.

Notice to Bidders: Sale of County Properties: (9 Properties listed in minutes above.)

Employment Changes:

Co. Hwy. (2)

Burdette Park (2)

Circuit Court (1)

Prosecutor (1)

Superior Court (2)

Sheriff (6)

County Auditor: Surplus of Various Computer Equipment.

County Engineer:

Department Head Report.

University Parkway TIF Project Pay Request No. 6: \$780.

ONB Acct. #800304032 U.S. 41 Expansion Pay Request No. 2: \$250.

County Clerk:

Request to Surplus Filing Cabinets & Desk.

July 2015 Monthly Report.

County Treasurer:

Year-to-Date Investment through July 31, 2015.

July 2015 Monthly Report.

Those in Attendance:

Joe Kiefer

Joe Gries

Erika Miller

Katie Gutmann

Cheri Wood

John Stoll

Ruby Waters

Bruce Ungethiem

Joe Harrison, Jr.

Madelyn Grayson

Mckailah Hardin

Karen Angermeier

Cheyenne Brooks

Others Unidentified

Stephen Melcher

Kristin Comer

Isaac Cooper

Jodi Ubelhack

Jacob Murphy

Hayley Bentley

Members of Media

VANDERBURGH COUNTY
BOARD OF COMMISSIONERS

Joe Kiefer, President

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS
SEPTEMBER 1, 2015**

The Vanderburgh County Board of Commissioners met in session this 1st day of September, 2015 at 5:00 p.m. in Room 301 of the Civic Center Complex with Vice President Bruce Ungethiem presiding.

Call to Order

Commissioner Ungethiem: I would like to call the September 1, 2015 Board of Commissioners meeting to order.

Attendance Roll Call

Commissioner Ungethiem: Madelyn, will you do roll call?

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Here.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Here. Having two members we have a quorum.

Pledge of Allegiance & Invocation

Commissioner Ungethiem: I would like to ask Joe Harrison to lead us in the Pledge, and then Steve will give us the invocation.

(The Pledge of Allegiance was given.)

Commissioner Melcher: Father God of Isaac, Abraham and Jacob, please be with us tonight as we're doing the business for the county and guide us to make the right decisions for our community. In Jesus' name we pray. Amen.

Commissioner Ungethiem: Thank you.

Introduction of Teen Advisory Council Students

Commissioner Ungethiem: Before we get started, we have some guests here that we would like to have them introduce themselves and tell us who you are, where you're from, and how many credit hours you're getting....no, that's not—

Commissioner Melcher: What's your GPA?

Commissioner Ungethiem: Go ahead.

Michaela Karcher: I'm Michaela Karcher from Mater Dei High School.

Mitchell Karcher: I'm Mitchell Karcher from Mater Dei High School.

Commissioner Ungethiem: Okay, thank you very much and welcome.

Health Dept: Breastfeeding Peer Counselor Contracts (3)
Treatment Courts: SW Behavioral Healthcare Contract
Treatment Courts: Grant Application Letter of Support
Prosecutor: Professional Services Agreement: Malcom Gwinn
EAP Contract with SW Behavioral Healthcare from Mulberry Center

Commissioner Ungethiem: We'll start with the action items on the agenda. The first action item is for the Health Department, and I think Dr. Spear is here to talk about breastfeeding peer counselor contracts.

Ken Spear: Dr. Ken Spear, Vanderburgh County Health Department. This is a contract to increase their salary slightly, or their payment slightly. It was approved by WIC, and there's money within the WIC budget appropriated for this increase. I think it's about a 50 cent increase per hour. These are both part time contracted peer counselors within the WIC Department.

Commissioner Ungethiem: Okay, and it's covered, you've got it covered in next year's budget?

Ken Spear: It's covered in the grant from WIC.

Commissioner Ungethiem: Okay.

Ken Spear: This is grant funded.

Commissioner Ungethiem: Very good.

Joe Harrison, Jr.: There's three contracts.

Commissioner Ungethiem: Questions?

Commissioner Melcher: No, I make a motion for approval.

Commissioner Ungethiem: And I second. Roll call.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

Commissioner Ungethiem: Alright, it's approved.

Ken Spear: Thank you much.

Commissioner Ungethiem: Thank you.

Ken Spear: Appreciate it.

Commissioner Ungethiem: Second on the item is Southwestern Behavioral Healthcare contract. Jodi is here to talk about that. I'll let you—

Jodi Ubelhack: Jodi Ubelhack with Vanderburgh County Community Corrections. This is a contract that we have with Southwestern for Treatment Court. It provides that a representative from Southwestern comes to each Treatment Court meeting, which is every Tuesday at 11:30 to 1:00, provide us with expert advice, also provide counseling for the participants. It's highly recommended by treatment courts nationally. The national survey shows that if you have a treatment court provider, treatment provider in your meetings, that your efficacy increases substantially with that client base.

Commissioner Ungethiem: Okay.

Jodi Ubelhack: It's \$20,000 a year.

Commissioner Ungethiem: This is for calendar year, or August to August?

Jodi Ubelhack: July to June, right? I'm not sure, the Judge wrote this contract.

Commissioner Ungethiem: It says August 1st enter into for one year.

Jodi Ubelhack: Is it August to August? Okay.

Commissioner Ungethiem: Okay.

Commissioner Melcher: That's the government.

Commissioner Ungethiem: Huh?

Commissioner Melcher: That's the government calendar.

Commissioner Ungethiem: Okay, August to August? Any questions?

Commissioner Melcher: No, move for approval.

Commissioner Ungethiem: I'll second. Roll call please.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

Jodi Ubelhack: Then the second matter I have is a request for Commissioner approval for a grant request for the Department of Corrections. You signed a letter for us last December asking for the fiscal year 2016 grant. This is for additional funding enabled by House Bill 1006. We're specifically requesting a Counselor for Work Release. They're asking us to provide something more than incarceration, to provide treatment and services in the facility. So, this is asking for a Counselor, a Case Manager and about \$70,000 to provide for workbooks and contract teachers for GED and cognitive behavioral therapy. We're also asking for about \$45,000 in computer IT stuff. The Probation Department is asking for an additional Probation Officer. These are all funds that would come from the House Bill 1006 additional funds from the state.

Commissioner Ungethiem: And, it's all included in that grant?

Jodi Ubelhack: It is.

Commissioner Ungethiem: Okay.

Jodi Ubelhack: Our advisory board meets on Thursday to look at the grant and approve the grant. I would have sent it to you, but quite frankly, it's 127 pages long.

Commissioner Ungethiem: I'll take your word for it.

Jodi Ubelhack: I thought you might.

Commissioner Melcher: So, when are they meeting on it?

Jodi Ubelhack: The advisory board meeting is on Thursday at 11:30. You should have received—

Commissioner Melcher: I should have, but I don't remember seeing that. Can you just send me an e-mail?

Jodi Ubelhack: I will. I sent it to you by e-mail, it would have come from Alicia Maier, who's my new secretary out there, but I can have it sent again.

Commissioner Melcher: Okay, thank you.

Commissioner Ungethiem: Any questions?

Commissioner Melcher: Move for approval.

Commissioner Ungethiem: I'll second it. Roll call.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

Jodi Ubelhack: Thank you.

Commissioner Ungethiem: Thank you, Jodi. Next on the list is County Prosecutor, professional services agreement between the County Adult Protective Services unit and Malcom Gwinn.

Malcom Gwinn: Good evening. My name is Malcom Gwinn. We have submitted for your approval an agreement for professional services, which would be legal services to be provided on behalf of the Adult Protective Services Unit, 13B, which is housed in the Vanderburgh County Prosecutor's Office. The term is a fiscal year, from July 1 to June of 2016. The rate is for \$10,000 per fiscal year. Those funds are being provided via the State of Indiana.

Commissioner Ungethiem: Okay. Any questions?

Commissioner Melcher: No questions. I move for approval.

Commissioner Ungethiem: I'll second.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

Commissioner Ungethiem: Thank you.

Malcom Gwinn: Thank you.

Commissioner Ungethiem: Last we have an employee assistance service agreement with Southwestern Behavioral Healthcare, Incorporated and Mulberry Center consent to transfer. Joe, do you want to brief us on this?

Joe Harrison, Jr.: At the, I guess, as of the 22nd of November, Mulberry Center is no longer going to provide employee assistance program services for employees of the county. I guess, their parent affiliate, sister company, Southwestern Behavioral Healthcare is willing to take those services over, beginning the very next day, November 23rd. The agreement, or the letter from Mulberry indicates that there are two options; one you can indicate that you would like to go ahead with Southwestern beginning November 23rd, or you can terminate, the agreement with Mulberry will terminate on the 22nd and there would be no more services provided for county employees. So, by going with option one, that would permit those services to continue on. Their location, I believe, is right next door to Mulberry Center. If you go with option one, there's a motion and a second on that. There's an agreement with Southwestern Behavioral, for one year, from November 23rd of this year until the 22nd of November of 2016, for essentially the same services that Mulberry was providing, or is providing at the current time. So, I would ask if you would consider option one, to continue those services for county employees, and if you agree with that, go on and consider the agreement.

Commissioner Ungethiem: So, we're asking for two motions, right?

Joe Harrison, Jr.: Yes.

Commissioner Ungethiem: One to approve, or one to adopt option one, and one to get the contract for the following year?

Joe Harrison, Jr.: Yes.

Commissioner Melcher: Okay, I'll make the motion to adopt contract number one.

Commissioner Ungethiem: And, I'll second. Roll call.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

Joe Harrison, Jr.: Then the agreement with Behavioral, Southwestern Behavioral Healthcare for a period of one year, beginning November 23rd of this year through November 22nd of 2016. If you're willing to go along with that contract.

Commissioner Melcher: Right, that's transferring it to them, right?

Joe Harrison, Jr.: Well, you have to go on and approve that agreement.

Commissioner Melcher: Okay. So moved.

Commissioner Ungethiem: And, I'll second. Roll call.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

Joe Harrison, Jr.: Thank you.

Commissioner Ungethiem: That takes care of all of that?

Joe Harrison, Jr.: Yes.

Commissioner Ungethiem: No more issues in the action items.

County Engineer

Commissioner Ungethiem: We'll move on to department head reports. John, it looks like you're up.

John Stoll: Two things this evening. First is to request approval on the street plans for The Stables South Subdivision. This is located off of Green River Road about half way between I-69 and Pollack Avenue. This is the subdivision where the sidewalk waiver was denied a couple of weeks ago. They have amended their street plans to show the sidewalks in all locations on both sides of the streets within this subdivision. So, they made all of the changes that I had requested, so I would recommend approval.

Commissioner Ungethiem: Okay. Any questions?

Commissioner Melcher: No. I make a motion to approve.

Commissioner Ungethiem: I will second. Now, this, as I recall, the sidewalk is in the new section of the subdivision?

John Stoll: Correct.

Commissioner Ungethiem: Not the old section?

John Stoll: Right,

Commissioner Ungethiem: Okay.

John Stoll: The only existing part that will get a sidewalk would be the south side of Stables Drive, because everything north of there was platted, everything south of there is included in this new plat. So, there will be sidewalks on the south side of Stables Drive, but that's the only part where there's an overlap.

Commissioner Ungethiem: Okay. I second that. Roll call.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

John Stoll: The other item is I would like to request approval to go to County Council to appropriate \$2,000 into the Local Road and Street Legal Services account. We're running a little low, and I figure \$2,000 should be more than adequate to get us through the remainder of the year. Any unspent funds, we'll just encumber those and carry them over to 2016.

Commissioner Ungethiem: Is \$2,000 enough?

John Stoll: There's about \$2,400 in there right now. So, between what's there and this extra \$2,000, we should be in good shape.

Commissioner Ungethiem: Okay.

Commissioner Melcher: So moved.

Commissioner Ungethiem: Second. Roll call.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

John Stoll: That's all I have.

Commissioner Ungethiem: Thank you, John.

John Stoll: Thanks.

Commissioner Ungethiem: Any other department heads? Okay.

New Business/Old Business

Commissioner Ungethiem: We'll move on to new business. Any new business? Any old business?

Public Comment

Commissioner Ungethiem: Any public comment? We have one person who would like to speak. George, would you please come up.

George Lumley: George Lumley, 10016 Brookline Drive. I'm interested in helping to get rid of the blighted houses that we have plaguing Evansville. There's lots of houses that need demoed, and there seems to be a lot of issues about transferring property deeds and the Tax Sale. I would just like to say that if the Building Commission was caught up on the demolitions, it wouldn't be an issue. We wouldn't be worried about whether we're selling properties that we shouldn't. One reason that we're behind is because they cut appropriations. They were appropriating a million dollars a year, and they cut the appropriations because of a grant they were getting, not that, well, they say it's not a grant, it's a reimbursement program, but it gives them the money after three years to take down houses, but it's being used as a, more of a Community Development Block Grant program. So, it's not going directly to demolition. So, even though they've cut the demolition amounts way down, it's not getting subsidized to the level it was. So, they're struggling on getting the houses taken out. One of the things they're talking about is a Land Bank, and the County Commissioners, as the Executive, are a Land Bank. The property doesn't sell, if people don't pay their taxes you take it in, you resell it. So, you are a Land Bank of Vanderburgh County. I like that. A lot of people like that. You auction the properties off to the highest bidders. I like that. A lot of people like that. You don't hold properties that you think you can make a deal with somebody down the road. If somebody comes to you and wants a piece of property, you put it up for auction. The highest bidder gets it. The Building Commissioner is way behind in demolishing the houses. They say it's because of lack of money. Because of this talk about another Land Bank, the Mayor's come up with a funding deal to put more money in demolition, but it's dependent on the Brownfields becoming a Land Bank with about \$1.2 million administrative costs, and then there's supposed to be some kind of a deal with the County Commissioners to transfer all of the properties, or none of the properties. I was wondering if you could elaborate on that a little.

Commissioner Ungethiem: Well, George, I don't know if there's a deal, as you say, between the County Commissioners and the Brownfield Corporation. I have attended some of those meetings and listened to what they have been talking about in terms of what the Land Bank would do, and how they would handle the properties. I've asked from the DMD and from Brownfield Corporation for a detailed schedule, and a detailed list of the deliverables that they would be able to provide to us if this went through. At this point in time I have not seen that information that would give me more information as to how they plan on handling the land and when they plan on making those moves. I'm looking for a schedule, I'm looking for a set of deliverables, and I haven't seen that yet. So, from my standpoint, the jury is still out on whether this is a good idea for the county, until we see some concrete evidence that it would, number one, help the problem, and number two, not cost the county additional funds to be able to run this organization. So, from that standpoint, that's where I stand at this point in time. I sit on that Blight Elimination Committee, and I continue to ask questions, and I'm not 100 percent convinced that it's the right direction to go at this point in time.

George Lumley: Okay. I had another question, would the Commissioners be willing to look at the possibility of holding some of the properties, the worst properties that they say have to be condemned, instead of auctioning them in October? Like the 20 worst ones? Actually holding them a few more months, if you have a commitment from the city that they'll tear them down, and then let you auction just the lot?

Commissioner Ungethiem: I would have to ask whether we have, do we have the legal capability to do that? Or, once they clear for auction, they have to go up for auction?

Joe Harrison, Jr.: They don't have to go up to auction once they're in the county's name, but right now there's an auction set.

George Lumley: Right.

Joe Harrison, Jr.: I think it's October 27th. I think the Commissioners probably want to wait and see if the city is going to have some funds to give us a plan, give the county a plan for possibly taking a certain number of those properties.

George Lumley: Well, that's what I'm asking. Would you be willing to consider, is it an all or none deal? That if the city says that they'll take care of 20 of them, will you take the 20 worst ones out of that deal?

Joe Harrison, Jr.: It's my understanding that the city doesn't want all of them. There's only a certain number. Now, I can't tell you if it's a hundred. I think, for some reason, I'm thinking it's about that number that they're looking at, but out of that hundred there's a lot that are a lot worse. You know, there might be 60 or 70 that are really, really bad, that we need to take a look at. The thing is, the county typically likes to auction those properties off as soon as possible once they're in the county's name.

George Lumley: But, they don't have to.

Joe Harrison, Jr.: They don't have to. No, no.

George Lumley: Thank you.

Commissioner Ungethiem: But, that means we hold them for another year, because we—

Joe Harrison, Jr.: Or, we could have another auction.

Commissioner Ungethiem: Or we could have another auction, yeah, that year.

Joe Harrison, Jr.: Right.

Commissioner Melcher: I think everything is possible.

Joe Harrison, Jr.: Yeah.

Commissioner Melcher: Because, I know this happened to me when I first became a Commissioner, I got called to go to a piece of property on Riverside. So, the news media was there, Channel 7, they said these weeds are six foot high. Well, I was lucky I called the office before I went, we just got title the day before. So, the city said it belonged to us. And I said, well, go back to the city and find out how many citations they wrote themselves for this property, but our Highway Garage is going to be here this afternoon, so bring your cameras, we're cutting it. That's what we get too, because I was the one, I kept, and I think you might remember this, I was fighting for us not to get property until the city has cut it. We wouldn't accept anything if it wasn't ready for us to turn around and sell it right. So, we do have issues. I think everything is on the table right now.

George Lumley: Well, the public has been told, or at least I have been told, that it is an all or nothing deal. That we either fund the Brownfields being a Land Bank, and then they'll take properties out of the auction. Or, if we don't fund them as being a Land Bank, they're not taking properties. The people I've talked to would rather see the sale continue as it always has been, rather than the all or nothing. A better idea between the all or nothing would be a compromise of what the city comes up with that they'll fund and demo and hold that number back and let them demo them, and move on from there. If they don't fund, if they didn't fund the administration of the Brownfields Holding Company, they would be able to afford to demo all of them.

Commissioner Melcher: That's about the third name change for that organization since I've been involved. It's been everything.

Commissioner Ungethiem: Thank you, George.

Commissioner Melcher: I think anything is possible on that.

George Lumley: Thanks for letting me speak.

Commissioner Melcher: So, I'm not against that.

Joe Harrison, Jr.: We've just got to wait and see if (Inaudible).

Commissioner Melcher: That's what I'm saying.

Commissioner Ungethiem: Yeah, if they've got—

Commissioner Melcher: I think we're going to keep everything open, and our job, what we would like to do is sell them and get them back on, so we can start recouping taxes again.

George Lumley: And the Brownfields would be holding them.

Commissioner Melcher: Exactly. You're right.

George Lumley: You're going to get a little bit of tax from somebody that buys it than nothing at all.

Commissioner Melcher: That's the way I look at it too.

George Lumley: And also have the public that's still going to be strapped with the maintenance costs, like we're, the Haynie Parks property, we pay to mow those. The city taxpayer, to mow those every two weeks, even though they're owned by the Brownfields.

Commissioner Ungethiem: Okay. Thank you. Any other public comment?

Consent Items

Commissioner Ungethiem: We'll move on to consent items. Madelyn?

Madelyn Grayson: The consent items for the September 1st meeting are as follows; we have approval of the August 25, 2015 Commission meeting minutes; employment changes for the Commissioners approval, there's one for the Health Department; Weights and Measures has a monthly report; the County Auditor has approval of Bohannon Estates Barrett Law lien release for Frazier; the County Engineer has a department head report, a request to surplus a printer and fax machine, approval of Old National Bank account number 800304032, U.S. 41 Expansion pay request number three in the amount of \$57,142, and a corrected street acceptance form from the August 25th meeting changing 592 lineal feet for Bermuda Court to 534 lineal feet.

Commissioner Ungethiem: Alright, thank you. Is there a motion to approve?

Commissioner Melcher: So moved.

Commissioner Ungethiem: And second. Roll call.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

First Reading of Rezoning Ordinance VC-9-2015
--

Petitioner: St. Mary's Building Corporation
--

Address: 14020 Old State Road

Request: Change from Ag to C-2 and R-3

Commissioner Ungethiem: Okay, we'll move on to rezoning. The first item in the rezoning is a first reading of the rezoning ordinance VC-9-2015 to send to the APC. The petitioner is St. Mary's Building Corporation, this is at 14020 Old State Road. Is there anyone here to speak on that rezoning? No? This is a first reading. Any questions?

Commissioner Melcher: No, I'll just go ahead and make a move that we move it to Area Plan.

Commissioner Ungethiem: Okay. I'll second.

Joe Harrison, Jr.: It was from Ag to C-2 and R-3.

Commissioner Ungethiem: Yeah, it's a request to change from Ag to C-2 and R-3.

Commissioner Melcher: We're just moving it there before we get it back.

Commissioner Ungethiem: Right. Roll call.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

Additional Consent Items

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes?

Madelyn Grayson: There's an additional consent item that I missed. May I read that into the record for your approval?

Commissioner Ungethiem: Yes.

Madelyn Grayson: Okay, the County Commissioners also have a notice to bidders for sale of county properties for the following properties; 719 Prosperity Avenue, 520 W. Louisiana Street, 306 E. Michigan St., 707 Reis Avenue, 212 Polster Dr., 320 W. Louisiana Street, 1245 John Street, 1300 Fountain Avenue, and 1326 W. Columbia.

Commissioner Melcher: Move for approval.

Commissioner Ungethiem: And I second.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

Madelyn Grayson: Thank you.

<p>Final Reading of Rezoning Ordinance VC-3-2015 Petitioner: Chris Combs Address: 2430 S. Green River Road Request: Change from Ag to R-3 with UDC Action: Approved 2-0</p>
--

Commissioner Ungethiem: Okay, the second rezoning is a final reading of rezoning ordinance VC-3-2015. The petitioner is Chris Combs. This is a motion to approve from Ag to R-3 with a use and development commitment.

Janet Greenwell: Hi, I'm Janet Greenwell.

Commissioner Ungethiem: And you're going to talk to us about this?

Janet Greenwell: I'm just going to very briefly tell you that Plan Commission did hear it and, on August 8, oh, I can't read, August 13th recommended unanimously to approve it. This is The Stables South Subdivision property. The use and development commitment, they're going from R, they're going from Ag to R-3 in order to get the development standards listed in Table A, which are more generous, since the current trend is to put larger houses on smaller lots, the R-3 will afford them the opportunity to put 40 percent building under roof instead of 30 percent, which would be allowed in the Agricultural District. It will also allow them to have a 20 foot front yard setback rather than a 25 that's required. The sub did meet the standards for a single family residential, and the use and development commitment that they filed with the R-3 states that they will build 51 single family homes. So, there's really not a lot to say about it. It's 9.8 acres, and it's planned to be 51 homes.

Commissioner Ungethiem: This is the same sub, I believe, that John was talking about earlier?

Janet Greenwell: It's the same sub.

Commissioner Ungethiem: Yeah.

Janet Greenwell: It went, it was approved July 9th at Plan Commission, I believe it came to you for a sidewalk waiver and was denied. They filed for the R-3 to get the lesser standards, the less restrictive standards, but they still plan to do single family, not apartments.

Commissioner Ungethiem: Okay. Any remonstrators or public comment?

Commissioner Melcher: Move for approval.

Commissioner Ungethiem: I'll second it. Roll call.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

Commissioner Ungethiem: It is approved.

<p>Final Reading of Rezoning Ordinance VC-4-2015 Petitioner: David 3, LLC Address: 2100 S. Tekoppel Avenue Request: Change from M-3 with UDC to M-3 with Amended UDC Action: Approved 2-0</p>
--

Commissioner Ungethiem: The third item is final reading of rezoning ordinance VC-4-2015. The petitioner is David 3, LLC. It's a request to change from M-3 with a use and development commitment to M-3 with an amended use and development commitment. This address is 2100 S. Tekoppel Avenue.

Janet Greenwell: Right. When we were at Plan Commission, Plan Commission did unanimously recommend approval. The only change, it was zoned M-3 a few years ago, and the use and development commitment did not include the allowance for an asphalt batch plant. The petitioner is requesting that...hmm, getting old, can't do two things at once. The petitioner is requesting that the county portion right here, just the county portion be amended to include the concrete batch plant. I believe at the meeting last month they did mention that they had already started construction. I believe the Building Commission did go out and stop work them. So, we haven't seen any plans yet, and I

don't believe there's been any drainage plans submitted, but, hopefully, they will do no more work without coming to site review, as required.

Commissioner Ungethiem: Okay.

Joe Harrison, Jr.: All those who wish to speak on this rezoning petition please raise your right hand. Do you swear, affirm the testimony you're about to give is true and accurate, so help you God?

Krista Lockyear: I do.

Joe Harrison, Jr.: Thank you.

Commissioner Ungethiem: Please state your name.

Krista Lockyear: Mr. President, members of the Commission, I'm Krista Lockyear. I'm here on behalf of David 3, LLC, the petitioner. David 3, LLC is a holding company for the owners of Jerry David. As Janet pointed out, we did rezone this property to industrial a couple of years ago. At that time, as you're aware, the Jerry David plant is over off of Hogue Road, and there were no plans of moving the concrete portion of that plant. So, in our use commitment we kept it as tight as possible. Now we know, a little too tight. We had asphalt processing in that use commitment, we now need concrete processing as well. So, we are just amending to include concrete to that use commitment. I have my client, we've talked about the lack of permits, what was being constructed there were storage bins, concrete storage bins not even associated with this facility. They weren't aware that just for that they needed to come to the improvement, to get an improvement location permit. They are doing that. We have engaged Mohr Land Associates to work on drainage plans. So, it will all be forthcoming before anything comes into this property for the concrete processing. I would be happy to answer any other questions, but I think it's pretty in line with what the rezoning that had been approved before. We would appreciate your approval.

Commissioner Ungethiem: Okay, any remonstrators or public comment? Any questions?

Commissioner Melcher: No, I know this property. I'm okay with it. So, I'll make a motion to approve it.

Commissioner Ungethiem: I will second that. Roll call please.

Madelyn Grayson: Commissioner Melcher?

Commissioner Melcher: Yes.

Madelyn Grayson: Commissioner Ungethiem?

Commissioner Ungethiem: Yes.

(Motion approved 2-0)

Krista Lockyear: Thank you.

Commissioner Ungethiem: We look forward to seeing the drainage plan.

Krista Lockyear: Absolutely.

Adjournment

Commissioner Ungethiem: Okay, that wraps up the rezoning portion of that, and the rest of the meeting. So, I would entertain a motion to adjourn.

Commissioner Melcher: So moved.

Commissioner Ungethiem: And second. All those in favor say aye.

Commissioner Melcher: Aye.

Commissioner Ungethiem: Aye.

(Motion approved 2-0)

Commissioner Ungethiem: The Drainage Board meeting will start in five minutes.

(The meeting was adjourned at 5:31 p.m.)

CONSENT ITEMS:

Commissioners:

Approval of the August 25, 2015 Commission Meeting Minutes.
Notice to Bidders: Sale of County Properties (9).

Employment Changes:

Health Dept. (1)	Sheriff (1)	Auditor (1)
Circuit Court (1)	Superior Court (1)	County Clerk (2)

Weights & Measures: Monthly Report.

County Auditor: Bohannon Estates Barrett Law Lien Release: Frazier.

County Engineer:

Department Head Report.
Request to Surplus Printer and Fax Machine.
ONB Acct. # 800304032 (U.S. 41 Expansion) Pay Request #3: \$57,142.
Corrected Street Acceptance from 8/25/15: Bermuda Ct: from 592 lf to 534 lf.

Those in Attendance:

Bruce Ungethiem	Stephen Melcher	Joe Gries
Joe Harrison, Jr.	Kristin Comer	Erika Miller
Madelyn Grayson	Michaela Karcher	Mitchell Karcher
Jodi Ubelhack	John Stoll	George Lumley
Janet Greenwell	Krista Lockyear	Malcom Gwinn
Others Unidentified	Members of Media	

**VANDEBURGH COUNTY
BOARD OF COMMISSIONERS**

Bruce Ungethiem, Vice President

Stephen Melcher, Commissioner

(Recorded and transcribed by Madelyn Grayson.)