

The Pulaski County Board of Commissioners convened in Regular Session at 6:00 p.m. Eastern Time in the Commissioner's Room, at the Courthouse in Winamac, Indiana, the call to order by Terry L. Young, Upon the Pledge of Allegiance, then the meeting began. Present also was Larry L. Brady, Vice-President, Bud Krohn, Jr., Commissioners, Kevin Tankersley, County Attorney and Shelia K. Garling, Auditor.

Also present, other than those who are on the agenda, were: Amber Tomlinson, Tyler Maffitt, Joe Moyer, Lawrence Loehmer, Carroll Lange, Kenny Becker, Michael Sehstedt, Derrick Stalbaum, Laura Wheeler, Jerry Locke, Eric Hulmes, John Plowman, PJ Brucker, Bryant Larkin, Gary Kruger, Gerry Brandt, Albert Gudas, Larry Rausch, Darrel Gudeman, Bill Smith, Ben Smith, Brian Smith, Mike & Beth McClure, Emily Hizer, Jason Bunger and Robert Keller.

**IN RE: COMMISSIONERS MINUTES**

The Minutes of the Commissioners Meeting of August 15, 2016 were approved as presented upon a motion by Larry L. Brady, seconded by Bud Krohn, Jr. Motion carried.

**IN RE: PAYROLL & OTHER CLAIMS AND ALLOWANCES**

Payroll claims for the period (Hourly: July 17, 2016 – July 30, 2016) were received, considered and action taken thereon as shown on the Payroll Claim & Allowance Docket they were paid on August 12, 2016. Motion made by Larry L. Brady to approve as presented. Seconded by Bud Krohn, Jr. Motion carried.

Regular Claims & Allowance Docket dated August 15, 2016 were received, considered, and action taken thereon as shown presented. Motion made by Larry L. Brady to pay claims as submitted. Seconded by Bud Krohn, Jr. Motion carried.

**IN RE: APOLOGY READ**

Terry L. Young read the following statement:

I am going to apologize to Emily Hizer on behalf of the board and Council, and others who were unable to access the public Joint Session on August 8, 2016. These security and ADA issues continue to be a problem and ironically if you look at WKVI's Facebook page in June 2015 this is the same discussion took place then. One year and no action as Commissioners and Council are held responsible for following the law, and for years this county has not followed ADA laws accordingly. We continue to look the other way when it comes to accessibility and security. I would hope the public starts to speak up on these issues before it's too late, either by federal fines or harm to someone.

**IN RE: HIGHWAY REPORT**

Comes now, Terry Ruff, Superintendent to give his report. Blade mix for 26 miles is complete and we are half done with the sealing. Everything went good and the weather was great. We have the mowers running, having a few issues with the corners. Haven't heard anything from the matching grants yet not sure where we stand yet, won't know till the end of the month.

Larry L. Brady made comment that there were 1500 applications for the Matching Grant in the State of Indiana.

**IN RE: EMS REPORT**

Comes now, Nikki Lowry, Director to give her monthly report. We are 2013 Medicaid reimbursement. 2013 Chevy Truck is out of line. Need to get it repaired. In October we are starting up a class.

Received an email on getting a mutual agreement with Lutheran EMS in Fulton County. Will respond to this, will send the response to Kevin Tankersley and the Commissioners. We have safety meeting tomorrow at 10:00 am, will be discussing workman's comp.

**IN RE: SCANNING EQUIPMENT**

Comes now, Christi Hoffa, Clerk went to the Council meeting for a request an additional for new software. We need to get the process started to go digital. Motion made by Larry L. Brady to approve this contract. Seconded Terry L. Young. Motion Carried.

**IN RE: CDC REPORT**

Comes now, Nathan Origer, Director to have a public hearing tonight for the:

1. Vacating County Road 60 West. All of the necessary documents have been prepared, including a draft road-vacation ordinance, except for the Roadway Access Agreement, which would ensure that S&S Precast, the Recycling Center and Transfer Station, and future industrial-park tenants would still be able to get their trucks into the industrial park. However, we're delaying the public hearing and next steps until BraunAbility and I have had the opportunity to meet with S&S Precast to ensure that the Agreement meets their standards for approval. I have talked with Richard Shinn he made it clear he's not opposed to this but, we need to hash out all the concerns he has.
2. CTE RAM-Tech program. The program is up and running, with 40-plus students in our first two Introduction to Advanced Manufacturing classes, and a maintenance worker from Fratco will be visiting the classroom tomorrow to talk to the students about industrial maintenance and modern factory work generally. I'm organizing a meeting with maintenance managers to start assessing maintenance needs so that we can design our future curricula to be as relevant to local company's maintenance specifications as possible. I met with Kevin Tankersley, and we'll be working on setting up our adjunct teacher as a 1099 independent contractor for the County.
3. Building/Planning/Zoning matters – I'm working with Doug Hoover and Quentin Blount to establish a proper fee schedule for building, planning, and zoning fees that we do have are too high, and we don't have fees established for a lot of things that we should, and there currently are no violation fines for anything.

In preparation of the Winamac Plan Commission's considering recommending that the Town Council adopt the County's ordinance for its own use, we're also working on making a few minor tweaks to clean up the ordinance, mostly to create fewer burdens on landowners and to allow for more flexibility, all in response to concerns that have come to light since we adopted and implemented this ordinance. There are no significant issues, like there were with the original ordinance, just the small problems that have come to light as we've been learning the ordinance.

Once we've had the chance to wrap up the fee-schedule work and ordinance clean-up, we'll present both to the APC for recommendation and then to the Commissioners for adoption.

4. West-side rail-served industrial park. I have received approval from the Advisory Commission on Industrial Development (industrial-park board) and the CDEC to approach this board to request that we move forward with the acquisition of the property southeast of Medaryville for industrial development. Our proposal is that the Commissioners agree to split off and then to auction or otherwise to sell the approximately 97 acres of the County Farm that lie south of

**IN RE: CDC REPORT (CONT.)**

County Road 60 South and to deposit the funds from the sale into the Industrial Development Fund so that they can be used to acquire the approximately 55.5 acres targeted for development.

The industrial-park board has instructed me to have a purchase-price ceiling when negotiating with the landowners and to ask that the Commissioners not dispose of the property until we have a letter of intent from the owners. If they do not agree to sell at or below the ceiling price, then I'll have to go back to the industrial-park board to get their approval for more flexibility in negotiating the purchase price.

Motion made by Larry L. Brady to proceed forward to acquire the land to PC-CARE0 on the West Side. Seconded by Terry L. Young. Motion carried. Bud Krohn, Jr. opposed

**IN RE: RECYCLING/TRANSFER STATION**

Comes now, Brad Bonnell, Manager to give his report. Cardboard we are getting \$10.00 more. The 5 year permit was completed sent off for the transfer station, so it will approved by October. I have a request at the Transfer Station, we have some congestion, the other side of the scales I would like to put stone down. Ask Terry Ruff, Highway if he could give him an estimate on how much stone he would need. No drainage needed. Larry L. Brady commented on how much better the transfer station is looking and working.

**IN RE: COMPLIANCE WITH TITLE VI**

Comes now, Sheri Gaillard, EMA & Jeff Johnston, Maintenance Director. Letter read by Kevin Tankersley regarding not being compliance with ADA law. Kevin Tankersley said a comprehensive plan has been completed and he has reviewed it. We need to enact it in order to not jeopardize any federal funding.

Sheri Gaillard address the title VI civil rights requirements. Sheri made a request to approve the Title VI Assurances and adopt a resolution pertaining to the Title VI documents. Jeff Johnston said those two documents are part of the implementation plan that will need to be approved once the others are. A training plan will also need to be addressed. Motion made by Larry L. Brady to approve, seconded by Bud Krohn, Jr. Motion carried.

**IN RE: SHERIFF REPORT**

Comes now, Sheriff Jeff Richwine to request that 2 deputies be able to carry forward the amount of PTO that was over the allowed amount per the policy at the end of year 2015. Motion made by Larry L. Brady to approve the carry over PTO hours for Nick Bowyer & Phil Foerg. Seconded by Bud Krohn, Jr. Motion Carried  
Presented contract with Motorola for the 911 Dispatch Center. Motion made by Larry L. Brady to approve. Seconded by Bud Krohn, Jr. Motion Carried.

Sheriff Richwine also said that because of a bill that was passed regarding county jails to house Level 6 felons – house bill 2006, the county can bill the Indiana Department of Correction. He believes the county could receive more than \$100,000.00 this year for housing inmates.

Also brought up in the meeting concerns with the hospital billing people (inmates) before they are booked in the jail.

**IN RE: IRRIGATION ORDINANCE**

Kevin Tankersley, County Attorney said that anytime you have an ordinance with a fee you have to advertise it. Larry L. Brady said he has several calls for and against the Ordinance that would establish Standards for the Operation of Farm Irrigation near a county roadway. Larry L. Brady said "it comes down to public safety and the safety concerns of the public with the balance of working with the farmers, It's a touch y subject."

In 2012 the fine was \$1,000.00 if the landowner or tenant violated, if they had a previous violation (12 months) then it was \$2,500.00. In 2016 if they violated subsection II of the ordinance it is \$250.00, if they had a previous violation (12 months) then it was \$500.00. Darrell Gudeman said he was asked to be on a committee, but didn't want to be on the committee because he doesn't want an ordinance. Several of the local farmers in the audience voiced their concerns. Gary Brandt, Eric Humes, Lawrence Loehmer, Carroll Lange, Albert Gudas and Derrick Stalbaum.

**IN RE: CONFERENCE REQUEST**

Motion made by Larry L. Brady to approve conference request, seconded by Bud Krohn, Jr. Motion carried. Sheryl Gaillard requested to attend the local Government and the Americans with Disabilities Act training in Indianapolis on August 17, 2016.

**IN RE: APPOINTMENT TO AVIATION BOARD**

A letter received by Jim McDaniel, Board of Aviation President to make a request. The Aviation Board would very much like the County Commissioners to appoint Quintin Blount to our Aviation Board. We need a member and we feel he would do excellent on our board. Motion made by Larry L. Brady to appoint Quintin Blount to the Aviation Board. Seconded by Bud Krohn, Jr. Motion carried.

No further business, the meeting was adjourned at 7:57 p.m. Motion made by Larry L. Brady. Seconded by Terry L. Young. Motion carried. The next regular meeting will be held on Tuesday, September 6, 2016 in the Commissioners Room, in the Courthouse at 6:00 p.m. Eastern Time.

**Signed and dated this 18th day of September, 2016  
PULASKI COUNTY BOARD OF COMMISSIONERS**

\_\_\_\_\_  
Terry L. Young, President

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Larry L. Brady, Vice-President

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Bud Krohn, Jr.

**ATTEST:** \_\_\_\_\_  
Shelia K. Garling, Auditor