

MONDAY, FEBRUARY 16, 2004

The Board of Commissioners of Marshall County, Indiana, met in the Commissioners Room, in the City of Plymouth, Indiana at approximately 9:45AM, Monday, February 16, 2004, for a regular meeting with Kevin Overmyer, President; Clifford Allen, Vice President and John Zentz, member present. The County Attorney, Jim Clevenger and County Auditor, Jan Quivey were also present. The meeting was opened in due form and the business before is heard.

The meeting began with the Pledge of Allegiance.

TERRITORIAL ENGINEERING

Van Janovic, Territorial Engineering, appeared before the Board and presented a proposal for construction observation services for the proposed rebuilding and renovation project on the courthouse main roof and bell tower.

Mr. Janovic advised that he had a meeting with Millwood Construction and Kevin Overmyer and a list of guidelines were established for the project.

Claim:

Claims from the contractor will be submitted to Mr. Janovic by the 1st of each month to be reviewed and forwarded to the Marshall County Auditor's Office, by the 10th of the month for processing and payment.

Bonds:

None required. Each contractor is responsible for all safety issues involving his employees.

Contact Person:

Linda Rippey, Director of Marshall County Historical Society, will review finishes, colors and replications for maintaining historical accuracy during this project.

Work Schedule:

Mid March 2004 – scaffolding to be set up

Completion – June 30, 2004

Project Cost - \$504,770.00

Insurance Certificates:

Rich Ulrich will provide copies of all insurance certificates he receives for this project to the Auditor.

Mr. Janovic advised that a pre-construction meeting has been scheduled for Wednesday, March 3, 2004 at 9:00AM

Mr. Janovic and James Clevenger suggest retaining 10% on submitted claims and reduce that percentage to 5% nearer completion of the project.

James Clevenger, County Attorney, announced that a public meeting is scheduled for Tuesday, February 17, 2004 at 9:00AM to set the Prevailing Wage for the Courthouse project. The committee consists of five (5) members: one (1) from the State, one (1) from the Union and three (3) taxpayers. The prevailing wage will be based on the recent Argos School Project.

Kevin Overmyer moved and Clifford Allen seconded the motion to appoint Commissioner John Zentz to the committee. Motion carried 3-0.

Clifford Allen moved and Kevin Overmyer seconded the motion to appoint Jerry Greenlee to the committee. Motion carried 3-0.

Kevin Overmyer moved and Clifford Allen seconded the motion to appoint John Stone to the committee. Motion carried 3-0.

Clifford Allen moved and John Zentz seconded the motion to approve the agreement with Van Janovic, Territorial Engineering, for engineering services on the courthouse project. Motion carried 3-0.

Engineering costs not to exceed \$38,000.00

PROBATION - OUT OF STATE CONFERENCE

James Pheibush, Assistant Chief Probation Officer, appeared before the Board to request permission for Valerie Hite, Family Support Counselor, to attend a conference in Las Vegas on April 22-24, 2004. The costs of approximately \$1100.00 will be covered through Drug Free Indiana.

John Zentz moved and Clifford Allen seconded the motion to approve the request to allow Valerie Hite to attend an out of state conference in Las Vegas on April 22-24, 2004, with the stipulation that she present a report her learnings to the Commissioner's upon her return. Motion carried 3-0.

AUDITOR'S REPORT

Paula Babcock presented amended minutes for the January 20, 2004 Commissioner's Meeting and minutes from the February 2, 2004, Commissioner's Meeting for approval.

Clifford Allen moved and John Zentz seconded the motion to approve the February 2, 2004 and to sign the corrected January 20th minutes. Motion carried 3-0.

Paula Babcock presented a request for Family Medical Leave from an employee in the Prosecutor's Office.

Clifford Allen moved and John Zentz seconded the motion to approve the Family Medical Leave request submitted. Motion carried 3-0.

Paula Babcock presented mid month claims for approval.

Clifford Allen moved and John Zentz seconded the motion to approve mid month claims. Motion carried 3-0.

Jan Quivey, Auditor, informed the Board that he had received inquires regarding the US 31 Corridor and requested a map for the Auditor's Office. Clifford Allen stated that the map was in the Commissioner's Office and he would bring it to the Auditor's Office for display.

HIGHWAY

Neal Haeck, appeared before the Board and presented the following:

Road Cuts:

SPRINT UTS – Thorn Road and West 1st Road for a new home.

Clifford Allen moved and John Zentz seconded the motion to approve the road cut on Thorn Road and West 1st Road. Motion carried 3-0.

2003 Annual Operational Report:

John Zentz moved and Clifford Allen seconded the motion to approve the 2003 Highway Department Annual Operational Report. Motion carried 3-0.

3B Turnaround:

Misty Calloway called Neal Haeck for an update. James Clevenger stated he was waiting to hear from Bill Fortin and his clients. Mr. Clevenger will send Mr. Fortin another letter.

Sharkey Letter:

A response to Mr. Sharkey's letter was sent explaining that his driveway, located off of State Road 331, was not a county road and therefore not the county's responsibility for maintenance.

Ancilla Project: (Union Road/9B)

A letter, dated February 6, 2004 from Strang and Associates, was submitted to the Board, refining the responsibilities of the County and Ancilla Ministries with regard to the 9B Road extension.

The county and Ancilla will be swapping right of way, Attorney James Clevenger will prepare legal descriptions.

CSX RAILROAD:

Rose Road deposit due the county - \$75,554.41

Oak Road deposit due the county - \$40,000.00 approximately

SHERIFF'S DEPARTMENT

Sheriff Ruff had a meeting with the Marshall County Schools and extended compliments, from the school, to Neal Haeck and the Highway Department for their hard work in keeping the roads cleared during the recent snow storms.

Sheriff Ruff presented a proposal from Reese Security Service, in the amount of \$9,561.50 for the purchase of a digital video recording system to monitor inmate's cells. He advised that he had received a rebate of \$10,000.00 from Evercom, which he would use to pay for the new equipment.

Clifford Allen moved and John Zentz seconded the motion to allow Sheriff Ruff to use the \$10,000.00 rebate from Evercom to purchase a digital recorder for video monitoring of the inmates cells at the jail. Motion carried 3-0.

Kevin Overmyer asked Sheriff Ruff about the 911 Contract and the Sheriff advised that he is working on the possibility of a new system because he does not have support for the existing one.

AUDITOR

Jan Quivey, Auditor advised the Board that the county has received \$403,262.75 from the State of Indiana as a refund of Marshall County's surplus CAGIT funds and a Rainy Day Fund has been established. (Ordinance 2004-2) by the County Council.

Jan Quivey, Auditor also advised the Board that our county's beginning balance this year was 1.3 million. As a result, monies have been borrowed from various departments and will be repaid by the end of the year.

ATTORNEY REPORT

James Clevenger, Attorney, presented for the Boards approval, Ordinance 2004-1 pertaining to lowering the speed limit on Muckshaw Road just south of the City Limits of Plymouth, as an Amendment to Ordinance 2002-1. It was suggested that Ordinance 2004-1 be passed on both the second and third readings at this time.

Clifford Allen moved and John Zentz seconded the motion to pass Ordinance 2004-1 on the second and third reading at this time. Motion carried 3-0.

MACOG

Clifford Allen moved and John Zentz seconded the motion to appoint Al Bustamante to MACOG's Economic Development District Policy Board. Motion carried 3-0.

Clifford Allen moved and John Zentz seconded the motion to adjourn the meeting. Motion carried 3-0.

Kevin Overmyer, President

Clifford Allen, Vice President

John Zentz, Member

Attest: _____
Jan A. Quivey, Auditor