

**Daviess County Commissioners
Minutes
June 10, 2013**

The Daviess County Commissioners met Monday, June 10, 2013 at 9:00 A.M. in the Commissioners' Room of the Daviess County Courthouse with President Anthony Wichman, Vice-President Michael Taylor and Secretary Larry Wilson present.

President Wichman called the meeting to order.

EXECUTIVE SESSION

An Executive Session of the Daviess County Commissioners and the Daviess County Council authorized under Indiana Code Section 5-14-1.5-6.1(b) was held May 30th, 2013 at 8:00 A.M. in the Daviess County Commissioners Room of the Daviess County Courthouse for discussion of strategy with respect to the following: The initiation of litigation or litigation that is either pending or has been threatened specifically in writing. This and only this was discussed during this time.

Also an Executive Session of the Daviess County Commissioners was held to discuss strategy with respect to the following: to receive information about and interview prospective employees authorized under Indiana Code Section 5-14-1-.5-6.1(b) on May 30th, 2013 at 9:00 A.M in the Commissioners Room of the Daviess County Courthouse. This was the only topic discussed.

MINUTES

Minutes of the May 13, 2013 and May 24, 2013 meeting were approved as mailed per a motion by Michael Taylor. Larry Wilson seconded the motion. Motion passed unanimously.

BENNINGTON LEVEE

President Anthony Wichman announced that a mediation had taken place last Tuesday regarding the Bennington Levee and that a joint Executive Session will be held Wednesday, June 12, 2013 at 8:00 A.M. in the Commissioners Room of the Daviess County Courthouse with the Daviess County Council members. So at this time this agenda item along with the Bennington Levee Committee Appointments will be tabled.

BENNINGTON LEVEE COMMITTEE APPOINTMENTS

This agenda item was tabled as noted above.

JUNK YARD / SALVAGE YARD ORDINANCE

Grant Swartzentruber, Daviess County Attorney stated that the issues that were before the Commissioners at the last meeting concerning junk yards are being addressed by Geoff Stoner as requested. He stated that the ordinance is still under review. A taxpayer, Sharon Williams was in attendance to voice her opposition to allowing junk yard/ salvage yards near her home, located on NW 21st Street, Washington, IN. No action was taken on this agenda item today.

LONGEVITY PAY PLAN COMMITTEE APPOINTMENTS

Gail Doades, Daviess County Auditor presented names that have agreed to serve on the Longevity Pay Plan Committee, Dennis Eaton, Daviess County Assessor and Daniel Murrie, Daviess County Prosecutor. A list of remaining elected official that could serve was reviewed. Michael Taylor made the motion to appoint the Assessor, Prosecutor and also to appoint Jamie Chapman, Daviess County Recorder. Larry Wilson seconded the motion. Motion passed unanimously.

DAVISS COUNTY HISTORICAL SOCIETY

Vince Sellers, Director of the Daviess County Historical Society presented a formal request for \$110,000.00 for budget consideration by the Commissioners. He also presented a 2012 financial report from the Daviess County Historical Society.

GOODMAN INC. / OLD OLAN BUILDING

Cliff Goodman, perspective buyer of the old Olan Building on C.R. 300 E requested a signature from the County Executive on a permit showing that the county does not have zoning ordinances. Mr. Goodman currently owns a recycling business in Lawrence County and is looking to purchase and expand his business here in Daviess County. He stated that this would not be a junk/salvage yard but rather a recycling business of scrap metals, card board and paper. They take a lot of pride in the presentation of their business property and feel that there would be no problem at all with the ordinance provided by Grant Swartzentruber, Daviess County Attorney. Don Spillman commented that he and some other city officials had visited Mr. Goodman's business site in Lawrence Co and it is a well maintained business with a nice appearance. President Anthony Wichman stated he would like to table this matter until the next meeting to allow adjacent land owners an opportunity to voice their support/concern realizing that the permit signature is just stating that the county does not have zoning ordinances.

HIGHWAY

Annual Highway Bids

Phil Cornelius, Daviess County Highway Department Supervisor, and Grant Swartzentruber, Daviess County Attorney opened the annual bids for asphalt and asphalt emulsions for 2013... Bids from Cave Quarries, Inc., Dave O'Mara Contractor, Inc., Milestone Contractors, L.P., and Asphalt Materials, Inc. Phil Cornelius recommendation was to accept all bids. Michael Taylor made the motion as recommended and accepts all submitted bids. Larry Wilson seconded the motion. Motion passed unanimously. [Document](#) [Document](#) [Document](#) [Document](#) [Document](#)

LPA Claim Vouchers (900 E Phase 1 and 2)

Phil Cornelius, Daviess County Highway Department Supervisor presented two LPA Claim Vouchers from Bernardin, Lochmueller & Associates, Inc. for the Cannelburg Road Project. Phase 1 in the amount of \$2,835.36 with 80% federal reimbursement of \$ 2,268.29. and Phase 2 in the amount of \$14,871.43 with federal reimbursement of \$11,897.14. Larry Wilson made the motion to approve with the signature of the President. Michael Taylor seconded the motion. Motion passed unanimously. [Document](#) [Document](#)

Indiana Southern Railroad and Crossing Closure at Division Line Road

Phil Cornelius, Daviess County Highway Department Supervisor presented a petition from Indiana Southern Railroad, LLC for the closure of a highway-rail grade crossing known as Division Line Road crossing. (US DOT Crossing # 539-513S).

The Daviess County Commissioners approved the closing of the road October 22, 2012. [Document](#)

I-69 Updates

Phil Cornelius, Daviess County Highway Department Supervisor reports that he is working with various contractors to finalize some close out details and should be receiving some bond release requests.

Solar Sources and CR 350 E Closing (between 200 N and 350 N)

Phil Cornelius, Daviess County Highway Department Supervisor reports that the money has been received from Solar Sources as agreed to February 11, 2013 and CR 350 E has been closed temporarily.

Perdue Mill Road (500 N from SR 57 N to 100 W)

Kristen Hughes, property owner on Perdue Mill Road from Steele Township spoke regarding safety issues with speeding on this particular road, stating that there have been several accidents and she is requesting any assistance in finding solutions before someone loses their life. Various ideas were discussed and some options will be explored further. Sherriff Jerry Harbstreit will look at various options that his department can do to also help with the request.

SRI TAX SALE SERVICES ADDENDUM

Gail Doades, Daviess County Auditor presented an addendum to the contract with SRI and the 2013 Tax Sale Work Plan for Daviess County. The rate has increased from \$70.00 to \$75.00 for each parcel listed on the Certified List for the 2013 tax sale. Grant Swartzentruber stated that SRI has been easy to work with and has done a lot of additional work for the county in regards to a U.S. Supreme Court case Jones v Flowers requiring additional mail notifications on tax sale properties. Michael Taylor made the motion to approve the contract change as presented in the addendum. Larry Wilson seconded the motion. Motion passed unanimously. [Document](#) [Document](#)

PAYROLL DOCKET 5-17-2013 & 5-31-2013

A motion to approve the payroll docket dated 5-17-2013 and 5-31-2013 was made by Larry Wilson. Michael Taylor seconded the motion. Motion passed unanimously.

CLAIM DOCKETS DATED 6-12-2013

Larry Wilson made the motion to approve the claim docket dated 6-12-2013. Michael Taylor seconded the motion. Motion passed unanimously.

INFORMATION

Indiana Department of Natural Resources
Indiana Department of Environmental Management (13)

Investment – MVH Fund
Samaritan Center
U.S. Army Corp of Engineers (2)

With no further business a motion to adjourn was made by Larry Wilson. Michael Taylor seconded the motion. Motion passed unanimously.