

MONDAY

September 15, 2003

MONDAY

The Board of DeKalb County Commissioners met in the Commissioners Court in the Court House in regular session, Monday at 8:30A.M. (EST)

PRESENT

Don Kaufman
Connie R. Miles
William C. Ort

ABSENT

MATTER OF AGREEMENT – DUESENBERG PLACE

Zoning Administrator Sally Rowe presented an agreement with the City of Auburn for Duesenberg Place Subdivision. The city has not yet annexed all portions of the subdivision, but does plan to do so. Since the development meets the city code it does not seem relevant to impose county code restrictions on an area which will soon be annexed to the city. Sally requested that the commissioners and county attorney review the agreement before a final acceptance. The agreement will be addressed at the next meeting.

Sally requested the renewal of her membership to both the American and Indiana Planning Associations. The auditor will pay the fees. Sally would like to discuss the possibility of a county vehicle for use when doing inspections. The new second deputy is performing very well, and work is progressing on the new master plan. GIS training will begin soon.

MATTER OF SHERIFF'S REPORT

Sheriff Dennis noted that it was an extremely busy weekend with an inmate count of 86 at the jail this morning.

MATTER OF COUNTY BUDGET

Several council members met with the commissioners briefly to discuss the possibility for using \$200,000 of cumulative bridge monies in 2004 to support a portion of the operating balance of the general fund. Following two difficult sessions for budget reductions in the previous week, it may still be necessary to borrow monies again in 2004. It was decided that it would be prudent to go forward at this time without reducing the Cumulative Bridge levy. The issue will be discussed at the first council meeting in January, and the auditor will place this issue on the agenda allowing at least ½ hour for discussion.

MATTER OF PRINTING SOLUTIONS

Information Systems Department would like to purchase a color printing devise. Jeff Bassett of Business Impressions explained the difference between the purchase of a color copier and a copier/printer. Supplies would be provided during the lease period of a copier/ printer and the device would be much more efficient. IS would restrict the use of the color copier/printer due to the cost, but GIS Director Brad Stump and Jack Smith of the Information Systems department stated that there will be many uses for a copier/printer in the very near future as GIS mapping is introduced.

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Changes have been made to the computer use agreement, which is signed by all employees. The draft copy of the agreement was presented to the commissioners and county attorney for review. A motion by William Ort to approve the computer use agreement for DeKalb County employees was seconded by Connie Miles and carried.

MATTER OF MINUTES

A motion by William Ort to approve the minutes of August 18th with one correction was seconded by Connie Miles and carried.

MATTER OF DEMOLITION OF HOMES IN FLOOD PLAIN

Monies from the Maumee River Basin Commission are to be used for the demolition of two homes in Holiday Lakes Subdivision. Bids for the project were opened at the appointed time. A motion by Connie Miles to accept the low bid of Martin Service Systems was seconded by William Ort and carried. The vendor will cap and plug the well and remove all utilities. All materials will be removed and disposed at an appropriate site. The foundations will be removed, and the soil graded, leveled and seeded, with no off-site fill to be used.

Griffis Excavating	23 Cottonwood Dr.	\$16,600
	42 Cottonwood Dr.	<u>\$14,200</u>
		\$30,800
Pat Longworth Excavating	23 Cottonwood Dr.	\$ 9,050
	42 Cottonwood Dr.	<u>\$ 8,250</u>
		\$17,300
Martin Service Systems, Inc.	23 Cottonwood Dr.	\$ 6,872
	42 Cottonwood Dr.	<u>\$ 7,432</u>
		\$14,304

MATTER OF SPECIAL CLAIMS

A motion by Connie Miles to approve special claims was seconded by William Ort and carried.

MATTER OF RESOLUTION 2002-R22 – JUDGE PAUL R. CHERRY

A motion by Connie Miles to approve Resolution 2002-R22 to honor Judge Cherry who will leave to accept a position as magistrate was seconded by William Ort and carried.

DEKALB COUNTY COMMISSIONERS
RESOLUTION NUMBER 2003-R22
HONORING THE PUBLIC SERVICE OF THE HONORABLE
CIRCUIT COURT JUDGE PAUL R. CHERRY DEKALB COUNTY DEKALB COUNTY CODE
SECTION 3-1-3-25

Whereas, Paul R. Cherry entered the practice of law in 1978 and has participated in nearly a thousand trials as a private attorney, a prosecuting attorney or as a judge, a number of which were capital cases;

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Whereas, the Honorable Circuit Court Judge Paul R. Cherry has served DeKalb County for over twenty-two (22) years as a Deputy Prosecutor, the DeKalb County Prosecutor, and Circuit Court Judge;
Whereas, the Honorable Paul R. Cherry has been appointed as a federal magistrate judge in Hammond, Indiana, for the United States of America, to begin service in the latter part of 2003;

NOW, THEREFORE, BE IT HEREBY RESOLVED that the DeKalb County Commissioners honor the public service of the Honorable Paul Ross Cherry for faithfully performing his duties as the DeKalb County Circuit Court Judge since January 1, 1989 and exemplifying the qualities of an excellent judge with traditional virtues of honesty and hard work, with humility of not only impartiality but also of an appropriate amusing temperament and not being intimidated by tough issues or personalities, and with service to the law and to justice.

BE IT FURTHER RESOLVED that this DeKalb County Resolution Number 2003-R22 be adopted on this 15th day of September 2003, and be permanently spread of record in the DeKalb County Code as Section 3-1-3-25.

DEKALB COUNTY COMMISSIONERS:

Don Kaufman
Don Kaufman, President
Connie R. Miles
Connie R. Miles, Vice President
William C. Ort
William C. Ort, Member

Attest:

Sharon G. Hayes
Sharon Hayes, DeKalb County Auditor

MATTER OF HIGHWAY – GAI, INC.

A motion by William Ort to approve the Master Agreement with GAI for work on the County Road 11A Project and authorize President Kaufman to sign was seconded by Connie Miles and carried. This will allow for payment of the first phase of the project, which is the surveying.

MATTER OF HIGHWAY – ORDINANCE 2003-9

Highway Superintendent Patton stated that there have been a number of motor vehicle accidents at particular intersections and has requested ordinances for stop signs. A motion by William Ort to adopt County Ordinance 2003-9 and authorize commissioners to sign was seconded by Connie Miles and carried. The ordinance allows for the placement of stop signs at the intersection of County Roads 52 and 31. The ordinance will be published and copies distributed to the sheriff and plan commission.

DEKALB COUNTY COMMISSIONERS
DEKALB COUNTY ORDINANCE NO. 2003-9
DEKALB COUNTY CODE 9-1-5-4
4-WAY STOP AT THE INTERSECTION OF
COUNTY ROAD 31 AND COUNTY ROAD 52

WHEREAS, the DeKalb County Highway Department has conducted a traffic count at the intersection of County Road 31 and County Road 52 south of the City of Auburn, DeKalb County, Indiana;

WHEREAS, a 2-Way Stop currently exists stopping the eastbound traffic and westbound traffic on County Road 52 at the intersection of County Road 31 and County Road 52, South of the City of Auburn, DeKalb County, Indiana;

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WHEREAS, as a result of an investigation and study of the traffic at the intersection of County Road 31 and County Road 52 by the DeKalb County Highway Department, 4-Way Stop Signs should be placed at the intersection of County Road 31 and County Road 52, south of the City of Auburn, DeKalb County, Indiana;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE DEKALB COUNTY COMMISSIONERS OF DEKALB COUNTY, INDIANA THAT:

- Section 1. **4-WAY STOP SIGNS:** For the benefit and safety of traffic traveling through the intersection of County Road 31 and County Road 52, 4-Way Stop Signs shall be placed along County Road 31 at the north side and south side of the intersection and 4-Way Stop Signs shall be placed along County Road 52 at the east side and west side of the intersection of County Road 31 and County Road 52, in accordance with county road specifications for 4-Way Stop Signs.
- Section 2. **STOP SIGN VIOLATIONS:** Violators of this Ordinance may be charged by a traffic summons issued by any police officer having traffic enforcement jurisdiction in the area of the intersection of County Road 31 and County Road 52, south of the City of Auburn, DeKalb County, Indiana.
- 2.1 The DeKalb County Prosecuting Attorney is authorized to prosecute any violation of this Ordinance.
- 2.2 Any Court of DeKalb County, Indiana, having general traffic jurisdiction shall be empowered to process such charges as violations of the law, similar to other traffic violations of the Indiana Code.
- 2.3 Any existing penalties for violations shall be applied to this Ordinance and be imposed for any such violations.
- Section 3. **EFFECTIVE DATE:** This Ordinance shall become effective after passage of the third reading as adopted by the DeKalb County Commissioners and after the publication of this Ordinance thereafter as required by law.
- Section 4. **ORDINANCE CODIFIED:** This DeKalb County Ordinance Number 2003-9 shall be codified in the DeKalb County Code as Section 9-1-5-4 and appropriately indexed in the DeKalb County Code.
- Section 5. **PLACEMENT OF STOP SIGNS:** After the publication of this Ordinance is completed, the DeKalb County Highway Superintendent shall place a northbound 4-Way Stop Sign, a southbound 4-Way Stop Sign, an eastbound 4-Way Stop Sign and a westbound 4-Way Stop Sign at the intersection of County Road 31 and County Road 52 in accordance with this Ordinance.

This DeKalb County Commissioners Ordinance for a 4-Way Stop at the Intersection of County Road 31 and County Road 52 is hereby signed, approved and adopted after all three readings by the DeKalb County Commissioners on this 15th day of **September, 2003**, and ordered to be published as required by law.

COMMISSIONERS:

BY: Don Kaufman
Don Kaufman, President

BY: Connie R. Miles
Connie Miles, Vice President

BY: William C. Ort
William C. Ort, Member

Attested By:
Sharon G. Hayes
Sharon Hayes, Auditor of
DeKalb County, Indiana

MATTER OF GENERAL CLAIMS

A motion by Connie Miles to approve general claims was seconded by William Ort and carried.

MATTER OF TREASURER'S REPORT

The commissioners reviewed the August Treasurer's report.

MATTER OF COUNTY EMPLOYEES' HEALTH INSURANCE

Brian Miller and his assistant Betsy from Insurance Concepts and Joe Clark and Crystal from Benicomp were present to discuss the renewal of the county health insurance plan. Various plans to lower cost were also discussed. The commissioners asked if the renewal date could be changed to facilitate budgeting for the rising costs, as the October 1 renewal date comes after the final adoption date for the county budget. Change in co-pay was discussed, as well as a wellness program determining the deductible portion by the following 4 criteria applicable to the employee only. Does the employee smoke or use tobacco products? Does the employee exercise on a regular basis? Does the employee have high blood pressure? If so is it controlled by medication? And finally what is the employee's body mass index? In other words is the employee overweight by comparison to a physician's height/weight ratio.

MATTER OF PAYROLL

A motion by William Ort to approve the payroll for the period ending August 14th was seconded by Don Kaufman and carried.

MATTER OF ADJOURNMENT

As there was no further business to come before the commissioners the meeting was adjourned.

William C. Ort

William C. Ort

Connie R. Miles

Connie R. Miles

Don Kaufman

Don Kaufman

ATTEST: *Sharon G. Hayes*
Sharon G. Hayes