



BOARD OF COMMISSIONERS

LAPORTE COUNTY

Office Annex

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LaPorte, IN 46350-3400

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William Hager,
President

Michael Bohacek,
Vice President

Barbara Huston,
Member

LAPORTE COUNTY COMMISSIONERS

TUESDAY, FEBRUARY 5, 2008

The LaPorte County Board of Commissioners met in regular session on Tuesday, February 5, 2008 at 6:00 p.m. in the LaPorte County Complex Meeting Room #3.

Present at the meeting were William Hager, Commission President, Michael Bohacek, Commission Vice President. Also present were Rita Layton, LaPorte County Deputy Auditor, Shaw R. Friedman, LaPorte County Attorney and Linda Arnett, Executive Secretary. Barbara Huston, Commission Member was absent.

Mr. Hager called the meeting to order at 6:00 p.m...

PLEDGE OF ALLEGIANCE

Attorney Shaw Friedman led the Pledge of Allegiance.

APPROVAL OF AGENDA

Mr. Bohacek made a motion to remove under "New Business" "C" Rick McVay County Highway Engineer and approve the agenda as amended, second by Mr. Hager. Motion carried with a voice vote 2-0.

APPROVAL OF MINUTES

Mr. Bohacek made a motion to approve the minutes of January 15, 2008 as presented, second by Mr. Hager. Motion carried with a voice vote 2-0.

WEEKLY REPORTS

Commissioners review and sign the weekly reports during the meeting.

CLAIMS

Payroll

Mr. Bohacek made a motion to approve Payroll Ending February 8, 2008, second by Mr. Hager. Motion carried with a roll-call vote 2-0.

Miscellaneous Claims

Mr. Bohacek made a motion to approve Miscellaneous Claims in the amount of \$980,991.32, second by Mr. Hager. Motion carried with a roll-call vote 2-0.

Regular Claims

Mr. Bohacek made a motion to approve Regular Claims in the amount of \$1,238,546.42, second by Mr. Hager. Motion carried with a roll-call vote 2-0.

CORRESPONDENCE

None

REQUESTS

Wanatah Historical Society Museum/ Request \$500.00 from Tourism Funds

Mr. Bohacek made a motion to approve \$500.00 for the Wanatah Historical Society Museum, second by Mr. Hager. Motion carried with a voice vote 2-0.

Hanna Fest/ Request \$1,000.00 from Tourism Funds

Mr. Bohacek made a motion to approve \$500.00 for the Town of Hanna-Hanna Fest, second by Mr. Hager. Motion carried with a voice vote 2-0.

Joyce Leon/ Request for Additional Appropriation \$8,124.00 from CCD to Purchase Furniture & Computer

Mr. Bohacek, made a motion to approve the \$8,124.00 from CCD Funds, second by Mr. Hager. Motion carried with a voice vote 2-0.

OLD BUSINESS

Attorney Robert Szilagyi/ County Extension Lease

Mr. Bohacek is this is for the present lease that they have now?

Mr. Hager, yes and Mr. Szilagyi has looked it over and given his approval.

Mr. Bohacek made a motion to approve, second by Mr. Hager. Motion carried with a roll-call vote 2-0.

NEW BUSINESS

Attorney Robert Szilagyi/ Resolution Regarding Sale of County Property

Mr. Friedman, Mr. Szilagyi has submitted a resolution regarding the sale of county property and is recommending the approval of this resolution.

Mr. Hager, we don't have to do this on two readings.

Mr. Friedman, no.

Mr. Hager reads the resolution by title only.

RESOLUTION REGARDING SALE OF COUNTY PROPERTY

Mr. Bohacek made a motion to approve, second by Mr. Hager. Motion carried with a roll-call vote 2-0.

Resolution #2008-03

Tony Hendricks, Surveyor/ Sand Hill Subdivision

Tony Hendricks and Bill Janes developer of Sand Hill Lodge. A little background Sand Hill Lodge is on 850 North in Galena Township, it is an eight lot subdivision on forty six acres. The developer would only like to do eight lots and twenty-five acres open space; it is deeded restriction on open space behind it, we were granted favorable approval from the Plan Commission in 2007. We are asking for secondary plat approval for the one lot, lot eight with the common ground and the road way usage with a 238 foot frontage.

Mr. Bohacek there are 25 acres of open space?

Mr. Hendricks yes.

Mr. Bohacek is that going to be deeded as open space or is that going to be available for future use.

Mr. Hendricks it will be plotted as common ground in the plat.

Mr. Janes there is at least fifteen acres of those twenty five acres that is on the deed that is strictly open space.

Mr. Hendricks it will become a deeded restriction within the plat itself. The plan which is approved by the Plan Commission requires him to restrict that and we are required to follow that plan and we will have to restrict that when he plats it. We have a letter from Rick McVay saying that this is a Bed & Breakfast and it will have one driveway.

Mr. Hager is this road going to be adequate?

Mr. McVay this will be proper and up to our specifications, because of the conservation design its not going to be curb and gutter and its not going to be twenty-four foot wide.

Mr. Hager is this a private subdivision?

Mr. McVay its suppose to be a private subdivision but you never know but we will have a proper base and the proper thickness of asphalt.

Mr. Hager they would have to have the proper width too.

Mr. McVay right before we approve it as a subdivision, right now what the are looking at is a Bed & Breakfast on the frontage and to me the way we would treat that is they just need a drive way off the county road and in the future when they go to develop that subdivision it will be built to county specifications.

Mr. Bohacek how many room are going to be in the Bed & Breakfast?

Mr. Janes five bedrooms.

Mr. McVay if they are going to put this driveway in according to county specifications.

Mr. Hager that is what I am saying that the driveway should be put in to county specifications like it would be a county road from the start.

Mr. Bohacek what about the road bond, you wanted to hold off with the road bond until they develop the rest of the subdivision.

Mr. McVay that is what I was thinking because they are putting in a very small portion of it, just so they have a driveway going into a parking lot to a Bed & Breakfast. We could have them post a bond for that small portion if you want them to, I would have to figure it.

Mr. Hager that is what I would prefer, just to have a small bond in case something happened.

Mr. McVay we can come up with a figure on that.

Mr. Bohacek made a motion to approve with a road bond on the project and the driveway be specification of the county, second by Mr. Hager. Motion carried with a roll-call vote 2-0.

Rick McVay, LaPorte County Highway Engineer/ Re-Appropriation from Riverboat in the amount of \$51,402.39 for the Rolling Prairie LUST Site

Mr. McVay I am requesting that the funds be re-appropriated into that fund for the continued cleanup of that site. I would like to set up a meeting with IDEM to see if we can bring this to a close.

Mr. Bohacek made a motion to approve the funds in the amount of \$51,402.39, second by Mr. Hager. Motion carried with a roll-call vote 2-0.

Rick McVay, LaPorte County Highway Engineer/ Re-Appropriation from CCD in the amount of \$325,000.00 for Michigan Street & Wiley Road in Rolling Prairie

Mr. McVay we are requesting asking for the funds to be re-appropriated \$277,417.30 and we planned on have that project completed by the end of the year we were not able to get it in so it will flow into this year.

Mr. Hager, did you get with them on the pipe on the drainage?

Mr. McVay not yet but I will meet with Reith-Riley and we will meet out their.

Mr. Bohacek made a motion to approve the request as amended, second by Mr. Hager. Motion carried with a roll-call vote 2-0.

Rick McVay, LaPorte County Highway Engineer/ Re-Appropriation from Major Moves Fund in the amount of \$5,517,310.76 for the 18th Street Sewer Project/County Road 400 North Widening

Mr. McVay this is for the we are asking for the unexpended funds.

Mr. Bohacek made a motion to approve, second by Mr. Hager. Motion carried with a roll-call vote 2-0.

Rick McVay, LaPorte County Highway Engineer/ Vacate an Easement on 500 South

Mr. Chuck Campbell this easement has been there for 40-50 years but it goes to no where and I have been taking care of it for the last nine years.

Mr. Bohacek have you noticed the adjoining property owners?

Mr. McVay I don't believe they have.

Mr. Hager you have to notify the adjoining property owners.

Mr. Bohacek I am going to make a motion to table while we wait for the petitioner notices the adjoining property owners, second by Mr. Hager. Motion carried with a voice vote 2-0.

Rick McVay, LaPorte County Highway Engineer/ Appropriation of \$310,000.00
from Major Moves fund for County Road 950 West Reconstruction & Sanitary
Main & Water Main Extension

Mr. McVay this is a new appropriation and it is to secure the right of way for the 950 West projects which would allow us to reline 950 West and Cleveland Avenue and extend the water and sewer down at least to 94 not under 94 at this point.

Mr. Hager, I have been with Beam, Longest & Neff, Mr. Larmore and he had a suggestion on that and I took it to Tonn & Blank and by his recommendation and by us working on it we will be saving about one million dollars on that road. The Commission has been working on saving the County a lot of money on that and I want to thank Mr. Larmore for bring that forward so we can get the job done.

Mr. McVay Tonn & Blank is donating their portion of the right of way.

Mr. Bohacek what is the plan to begin to go under 94?

Mr. McVay I know that Beam, Longest & Neff are working on it but I am not sure what the status is.

Mr. Larmore I will have to check on that.

Mr. Bohacek made a motion to approve, second by Mr. Hager. Motion carried with a roll-call vote 2-0.

Patricia Pease, Director EMS/ Request for Ambulance Bids

Mr. Hager how many are we getting?

Mrs. Pease we are requesting two this year, we did not purchase any last year because the production was halted do to the manufacturers. They have restarted production and we are going to request two this year, plus a support vehicle.

Mr. Bohacek which is the smaller unit?

Mrs. Pease it is our transfer rig.

Mr. Bohacek what is the trade in allowance?

Mrs. Pease the trade in allowance is seven to ten thousand but on this one it was to be four to five thousand. I have had a request from a fire department to purchase it outright and the price that was recommended was between seven and eight thousand so we have offered it to them for seven and they had a meeting last night and are very interested.

Mr. Bohacek made a motion to approve the request as amended, second by Mr. Hager. Motion carried with a roll-call vote 2-0.

PUBLIC COMMENTS

Tim Wall from Ken Herceg & Associates, I am pleased to present you with another award, for our exterior restoration project and this is an award from AIA Northern Indiana.

Mr. Hager, thank you for coming.

Mr. Jim Donnelly I have come to with 2007-10-B, we have had the Health Department come out to our property and check the installation next door and sometimes they can read the opacity at twenty and sometimes its zero. I find and I have spoken before they cycle is very hard to be there at the right time, as well as individuals that have these units and it is very hard to read opacity at night. I have brought you information and some from the American Lung Association. I think this is a health issue and I think that the county should readdress this.

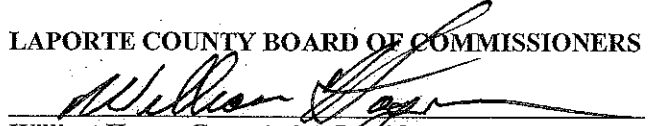
COMMISSIONER'S COMMENTS


None

ADJOURN

Commissioner Hager adjourned the meeting at 6:45 p.m...


LAPORTE COUNTY BOARD OF COMMISSIONERS


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Michael Bohacek, Commission Vice President


Barbara Huston, Commission Member

ATTEST:


Teresa Shuter, LaPorte County Auditor *rjf*