



# BOARD OF COMMISSIONERS LAPORTE COUNTY

555 Michigan Avenue, Suite 202  
LaPorte, IN 46350

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*Barbara Huston  
President*

*Mike Bohacek  
Vice President*

*Ken Layton  
Member*

## LAPORTE COUNTY COMMISSIONERS

Tuesday, October 6, 2009

The LaPorte County Board of Commissioners met in a regular meeting on Tuesday, October 6, 2009, at 6:00 p.m. in the LaPorte County Complex Meeting Room #3.

### CALL MEETING TO ORDER

Mrs. Huston, President, called the meeting to order at 6:00 p.m.

### PLEDGE OF ALLEGIANCE

Mr. Craig Hinchman led the Pledge of Allegiance

### APPROVAL OF AGENDA

Mr. Layton, a couple of changes please. Under Requests, Item B., Roger Speakman, Payment of Unused Sick Days, I would like to add to that, Approval of the County Retiree Insurance. Under Item C, I would like to remove the Appropriation Request and add in it's stead under the same subtitle, Approve the Highway Engineer to sign the Cap Plan for the Rolling Prairie LUST Site.

Mr. Bohacek made a motion to approve as amended, seconded by Mr. Layton, motion carried by voice vote 3-0.

### APPROVAL OF MINUTES

Mr. Bohacek made a motion to approve as presented, the minutes of September 15, 2009, seconded by Mr. Layton, motion carried by voice vote 3-0.

### WEEKLY REPORTS

The Commissioners review and sign the weekly reports during the meeting.

### CLAIMS

Payroll Ending October 16, 2009, Mr. Layton made a motion to approve, seconded by Mr. Bohacek, motion carried by roll call vote 3-0.

Miscellaneous Claims—\$389,086.02, Mr. Layton made a motion to approve.

Mr. Bohacek questioned the mileage for Mrs. McDaniel for \$1,673. Is that for her personally or her entire department? It is awful excessive for a month. That equates to 3200 miles.

Mr. Layton, it could have been mileage, along with meals and housing at the annual Assessor's conference.

Mr. Bohacek seconded the motion, motion carried by roll call vote 3-0.

**PUBLIC COMMENTS**

None

**DEPARTMENT HEAD COMMENTS**

Mr. Jeff Wright, LaPorte County Highway Engineer, at the last few meetings we have been talking about the proposal for the addendum of the small drainage structure inventory. We are going to ask for additional information about the drainage areas. I am asking for a motion to approve the addendum. The cost of the addendum is \$66,000.00.

Mr. Bohacek, is this very necessary information to have going forward?

Mr. Wright, yes, it will be added to the GIS. Mr. Hendricks and I try to come up with some kind of a drainage area associated with that particular issue and how did that water convey from the larger unit down to the smaller unit. It takes a good chunk of time to do that. We can't begin to understand drainage as a whole without understanding how the individual parts work. This information will bring a whole lot of clarity. This would be the first phase of several. We are hoping that when the next small drainage structure inventory is done then we could get some profile information.

Mr. Bohacek, if we spend this \$66,000, is this going to help us get some clarity on situations where individuals disagree on which way the water is flowing to their property?

Mr. Wright, all the regulated drains in the county will be noted on the small structure drainage inventory.

Mr. Bohacek, will it also assist in making sure the culverts we currently have in place are properly sized as well? That will all be part of the \$66,000.00?

Mr. Wright, they are collecting the data. It will take someone, probably me, to put that in. I want to do it, so we as an entity, understand it.

Mr. Bohacek, how long will it take?

Mr. Wright, 90 days.

Mr. Bohacek, how long will it take you to take that data and put it in useable fashion so we can have a mathematical model?

Mr. Wright, it should be usable right away in its uncompiled parts. But to actually go in and create 270 little models, that will take some time. If I made it my top priority, it would take six months.

Mr. Bohacek, after we complete this and they complete their part, then you will make this a job priority to get this completed over the next six months, right?

Mr. Wright, along with other things.

Mr. Bohacek, I don't want to spend \$66,000 and then have it sit with information that is semi useable. If we are going to do this, then let's complete the project.

Mr. Wright, I would prefer to do this myself. We are going to refine the data. It is an Army Corp of Engineers program. We can take this information, refine it, and compile firm maps.

Mr. Bohacek made a motion to approve it but expects to see a time line on when this will be completed and useable.

Mrs. Huston, this information that you are going to be gathering is very vital and should have been done years ago to bring the county forward. Is that not true?

Mr. Wright, if time and circumstances would have been different when the contract was written to do the small drainage structure inventory, it could have been added at that time. We are asking to go back out and revisit those spots.

There is money available in the Cum Bridge fund to complete this project.

Mr. Layton seconded the motion. Small bridge inventory is part of the Cum Bridge fund every year. It is an ongoing thing that is done annually. Part of this Cum Bridge fund that was appropriated by the council last year, incorporated this. I don't believe you will need to go back for the \$66,000.00. I believe it is already there through the original appropriation that was made by the council at budget time last year. Motion carried by roll call vote 3-0.

Mr. Wright, I was notified approximately a week ago that ARRA projects that we submitted for Schultz Road, Wozniak Road and County Road 500 West, will be funded through the ARRA bill totaling approximately 2.2 million dollars. I felt this was really good news to be shared with you and the public.

Mrs. Huston, when will these projects be going forward?

Mr. Wright, we are hoping to get Schultz Road done this year. The other two projects, Wozniak Road and County Road 500 West, will definitely be in the spring of 2010.

Mr. Layton, I commend our engineer because those projects had been thrown out. He called in every ace that he had to get them taken out of the NIRPC equation and put into the ARRA equation. I congratulate you on that. We also need to mention the fact that you got yourself appointed as the project engineer on that and it will save the county approximately \$170,000 on those three projects. That, I also commend you on.

Mr. Wright, we have a project schedule for 500 South, it is very similar to the ARRA project. We can do the engineering in house and it won't take six or nine months, a couple of weeks.

Mr. Bohacek, that is \$170,000 that is going to come into the county because of your expertise, being able to do this. It is cash positive for the county.

#### CORRESPONDENCE

None

#### REQUESTS

##### Jeffrey S. Long, Building Maintenance/Request Payment for Unused Sick Days

Mr. Bohacek made a motion to approve, seconded by Mr. Layton, motion carried by voice vote 3-0.

##### Roger Speakman, Jail Deputy/Request Payment for Unused Sick Days and Retiree's County Insurance

Mr. Layton, I would like to make an addition to this one. I am sure it was an oversight between the Sheriff and the officer. I would like to also incorporate in this, the retiree's insurance plan and make a motion to approve both the sick days and the retiree's insurance plan, seconded by Mr. Bohacek, motion carried by voice vote 3-0.

##### Jeff Wright, LaPorte County Highway Engineer/ Approval of Highway Engineer to Sign CAP Rolling Prairie LUST Site

Mr. Layton, if I may explain. We had a meeting this afternoon with a Ms. Cheryl Satkus and Mr. Michael Aylsworth from IDEM in reference to the Rolling Prairie LUST site. Ms. Satkus has been assigned that project in lieu of the gentleman that was working on it since 1997 and has since retired. I thought it was a very prosperous meeting today with some conclusion in sight. There is a new CAP Plan or Corrective Action Plan that needs to be filed with the state of Indiana. It calls for representatives from Haas and Associates, that represent us in this, to sign it, the state representatives from IDEM to sign it and it calls for a county individual to sign it and I would like Mr. Wright appointed as our signatory on that document, seconded by Mr. Bohacek, motion carried by voice vote 3-0.

Mr. Bohacek, this new CAP Plan is the one we have been talking about for a while and it is to be less aggressive?

Mr. Wright, yes, we have revised the CAP Plan with two fundamental goals in mind; the cost and give us a plan that has daylight at the end. I met with Haas yesterday, this plan does both. It ratchets down the amount of testing and maybe over the next 5-6 years, \$7,500 - \$10,000.

#### OLD BUSINESS

##### Rescind Ordinance No. 2008-18, Establishing County Affordable Housing Fund, Advisory and Administrative Committee (Tabled)

Mr. Bohacek made a motion to take off the table.

Attorney Braje, we would like to leave this on the table.

Mr. Bohacek, I would like to withdraw my motion, motion carried by voice vote 3-0.

#### NEW BUSINESS

##### Health Department H1N1 Vaccination Programs Independent Contractor's Agreements

Mr. Paul Trost, LaPorte County Health Department Administrator, we have already presented to you some contract agreements to approve as we go forward with the H1N1 vaccination program. We are going to hire independent contractors. The attorneys have drawn up the basic contract and we fill in the blanks for what the service would be. These will include nursing, clerical, supervision and other services. At this time, we have received \$119,000 and we are to receive more money in the next few weeks to bring the total up over \$300,000. We have not received the contract yet so it is not set in stone. This is to administer vaccinations throughout the county. We have 110,000 population and we are going to have to give vaccinations to well over 50,000 people. The target groups are pregnant women, health care workers, people that take care of infant children, then the children, that is our biggest group, also folks that have illnesses or immunity compromises. Our job will then be to take nurses to the schools, all the school corporations have said they want to do it. Hopefully, we will have the whole project done by Christmas. Your part in this is to approve the independent contractors and we will probably have another stack like that in the next couple of weeks.

Mr. Layton made a motion to approve, seconded by Mr. Bohacek, motion carried by voice vote 3-0.

##### Employment Handbook Change

Mr. Bohacek made a motion to adopt the change as recommended, seconded by Mr. Layton, motion carried by voice vote 3-0.

##### Attorney Craig Braje/USDOJ Agreement

Attorney Braje, the agreement before the commissioners is a result of negotiations with the Department of Justice relative to the issues of handicapped changes, ADA Compliance Review DJ#204-26-64 and extending the deadline and we are asking the commissioners to execute this agreement.

Mr. Bohacek made a motion to accept the attorney's advice and execute the agreement as recommended, seconded by Mr. Layton, motion carried by voice vote 3-0.

Mr. Bohacek made a motion to allow the President to sign on behalf of the board, seconded by Mr. Layton, motion carried by voice vote 3-0.

#### COMMISSIONER'S COMMENTS

Mr. Bohacek, I wish a speedy recovery for our employee, Melissa Mischke, she is quite ill and in the hospital at Porter Memorial. My best to her and her family.

Mrs. Huston, I concur.

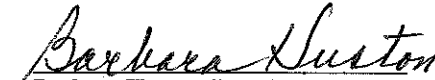
Mr. Layton, I concur.

Mr. Layton, I also think for a matter of explanation, we should explain that the Schultz Road project that is now under ARRA funding...we had begun the process of taking care of that road on our own, with local funding to the point where we had the road milled. Now, there is going to be a 30-45 day delay because of the bid process on that. Quite frankly, we are saving a lot of money by doing it this way. I think the public needs to know there will be a 30- 45 day delay because of this process.

ADJOURN

Mrs. Huston adjourned the meeting at 6:33 p.m.

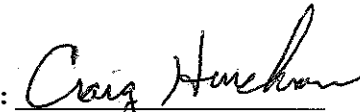
LAPORTE COUNTY BOARD OF COMMISSIONERS

  
Barbara Huston, President

Michael Bohacek, Vice President

  
Kenneth Layton, Member

ATTEST:

  
Craig Hinchman, LaPorte  
County Auditor