

## WHITLEY COUNTY COMMISSIONERS

May 1, 2017

The Whitley County Commissioners met in regular session Monday, May 1, 2017 at 1:00 pm in the Commissioners' Room located on the first floor of the Whitley County Government Center. Commissioners in attendance were Chairman George Schrumpf, Vice Chairman Don Amber and Commissioner Thomas Western. Others in attendance were Auditor Jana Schinbeckler, County Coordinator Pamela Smith, Linda Thomson from the Post and Mail, Community Corrections Director Paula Worden, David Raypole, LeeAnn Snyder, Maintenance Supervisor Mark Sturtevant, Jody Hollenbaugh from the Sheriff's Department, Joan Baumert, Debra Darr from Whitley County Council on Aging, Janelle Schmitt and Sheriff Marcus Gatton from the Whitley County Sheriff's Department, Liane Minier from Community Corrections, Randall Cokl from the Town of South Whitley, Mary Hartman from the Peabody Public Library, Trent Miller and Duane Ginder from Parkview, Eric Clabaugh and Scott Gabriel from Parkview, Jessica Miller from Parkview, Thorncreek Township Trustee Gene Heckman, Joan Null, Stanley Crum, Scott Wagner from the Health Department, Planning Director Nathan Bilger, County Treasurer Laurell Schroeder, Scott Darley, Cleveland Township Trustee James Yeager and Council member James Bayman.

Chairman Schrumpf opened the meeting with the Pledge of Allegiance.

**IN THE MATTER OF THE JAIL CHILLER DISCUSSION:** Sheriff Gatton and Mark Sturtevant requested a favorable pass to Council from the Commissioners to replace the chiller for the jail. They would like to have Martin Riley, Architects and Engineers evaluate and determine the best option for replacing the current chiller for the chilled water system. The cost of the study is \$13,770.00 and they are requesting the study to be paid out of the Cumulative Capital fund. The current chiller is an 80 ton Trane chiller in the lower level with a roof mounted condensing unit and it is now 30 years old but the life expectancy is 20 to 25 years. Once they have determined the type of equipment needed and the best spot to place it, the replacement cost of the project will be anywhere from \$150,000.00 to \$200,000.00. The installation is planned for early 2018. Commissioner Amber made a favorable pass to Council to move forward with the study for \$13,770.00, seconded by Western and passed with a 3/0 vote.

**IN THE MATTER OF THE QUARTERLY VOUCHER:** Debra Darr from Council on Aging presented her supporting documentation and reports to the Commissioners to approve her quarterly invoice voucher to be sent to the State. The Commissioners reviewed the information and the State share is \$32,560.00 and the Federal share is \$46,583.00 for a total of \$79,143.00. Commissioner Amber made a motion to approve the quarterly invoice voucher and for the Chairman to sign it, seconded by Western and carried with a 3/0 vote.

**IN THE MATTER OF THE FINANCIAL REPORT OVERVIEW:** Paula Worden and Liane Minier from Community Corrections presented their 5 year financial analysis to the Commissioners. The first page focuses on the home detention program for the last five years and provides information on intakes and exits. The second page focuses on the home detention program as well but it includes the level of offense and fees paid by participants. The third page provides an overview of the various components for which fees and funding have been received for the same five years and the trends. The last page provides a breakdown of housing costs comparing the Indiana Department of Corrections, the Whitley County Jail, Whitley County Work Release program and the Whitley County Home Detention program to better show the cost savings between the levels of service. The Commissioners thanked Paula and Liane for the report.

**IN THE MATTER OF EMERGENCY MEDICAL SERVICES:** Randall Cokl came before the Commissioners to speak about the emergency medical services in South Whitley. Randall spoke about the new CAD system that the County recently purchased for the County's dispatch. He stated that every day they have the Spillman CAD system it becomes more valuable. The cost of the CAD system was around \$350,000.00. The Commissioners stated they chose Spillman because there are very few companies that bid on the project and the E911 Director and the Communications Chief gave their recommendation for Spillman. Mr. Cokl asked the Commissioners why they would take the Sheriff's recommendation for the CAD system but not with dispatching the Lutheran EMS for South Whitley. Commissioner Schrumpf stated that they have not ignored the Sheriff's recommendation for dispatching the Lutheran EMS. Commissioner Amber stated that there was supposed to be a meeting that took place to discuss the Lutheran EMS in South Whitley and the meeting never took place. Randall stated that as soon as Attorney Greg Hockemeyer returns from vacation, they will get a meeting scheduled.

**IN THE MATTER OF THE ORDINANCE AND HEALTH DEPARTMENT ANNUAL REPORT:** Scott Wagner from the Health Department presented the Health Department's annual report for 2016. Scott sent the Commissioners a revision to the Whitley County Tattoo / Body Piercing ordinance that the County currently has. The current ordinance is from 2002 and the updated ordinance was reviewed and approved by the Health Board. Scott is requesting the Commissioner's permission to forward the ordinance for Attorney Sigler for review. The old ordinance only allowed for the Health Department to fine someone who is legally licensed. The updated ordinance does allow the Health Department to take someone to court who is not licensed. There was added language to where the facility can be located as well. The updated ordinance also restricts the use of non-sterilized jewelry use is an establishment. It is now called an establishment as well instead of a parlor and it must be a commercially zoned area and not allowed to be in a residence. Commissioner Amber made a motion to table the ordinance and to allow Scott to send the ordinance for Attorney Sigler for review, seconded by Western with discussion. Commissioner Western asked Scott if there are any establishments at this time that do not meet the updated ordinance requirements. Scott stated that as far as he knows, the current establishments meet the requirements of the new ordinance. If the establishments do not meet the requirements, they will have three month period to comply. The motion passed with a 3/0 vote after this discussion.

**IN THE MATTER OF THE ZONING CODE AMENDMENT:** Planning Director Nathan Bilger presented a staff report and the certification from the Plan Commission for a zoning amendment which is an ordinance. This is a clarification for two sections of the zoning code. Section one is a clarification of the zoning code which deals with animal units and it does not change any of the animal unit calculations, however, they are changing what the preceding text is before the animal unit calculations table. This change is due to the administrative appeal where there was a difference of interpretation of that section. There was a gap in the code regarding what happens with animal units on parcels over 80,000 square feet in the AG district. Any parcel in the districts that are less than 80,000 square feet are required to have a minimum acre, prorated, per animal unit. For example, if someone owns one cow, they have to have one acre of land. The addition to the ordinance is to clarify what happens if you have over 80,000 square feet and there is no acreage requirement. The other section that has a change being proposed is 7.3(A) (13) which currently deals with exemptions from the development plan requirements, one of which is currently livestock operations, minor or intensive. This was argued at the BZA meeting that confined feeding operations are not qualified as a life stock operations, minor or intensive. Commissioner Schrumpf also stated that the County needs to develop a new comprehensive plan which will take around a year to complete. Commissioner Amber made a motion to approve Ordinance 20107-04 amending the zoning ordinance, seconded by Western and passed with a 3/0 vote. Commissioner Amber made another motion to allow Nathan to obtain quotes for a new comprehensive plan, seconded by Western and carried with a 3/0 vote.

**IN THE MATTER OF THE HIGHWAY DEPARTMENT UPDATE:** Highway Engineer Brandon Forrester presented the 2017 chip and seal program to the Commissioners. The map he gave the Commissioners shows an 80 mile plan, a 90 mile plan and a 100 mile plan. Brandon stated that the new gas tax takes effect July 1, 2017 and the call/request for projects will be in June or July. With the additional funding the highway department will be receiving, Brandon would like to request either 1 or 2 employees and 1 or 2 new trucks and possibly skid loader attachments. There has been some damage to a few roads recently and the County is getting reimbursed for the damage. Brandon has also sent the RFP's out for bridge inspection which is coming up soon. He also presented an unofficial detour to the Commissioners which is due to a small structure being replaced on State Road 205. This work will begin in the late spring of 2017 and the unofficial detour will be from State Road 205, to west on W. Dowell Road, to South on S. Wolf Road and returning to State Road 205. Commissioner Amber made a motion to approve the unofficial detour, seconded by Western and passed with a 3/0 vote.

**IN A MATTER OF MINUTES AND CLAIMS:** The minutes from the April 17, 2017 meeting were reviewed. Commissioner Western made a motion to approve the minutes, seconded by Amber and passed with a 3/0 vote. The Commissioner's reviewed the payroll claims. Commissioner Western made a motion to approve the payroll claims, seconded by Amber and passed with a 3/0 vote. The claim distributions from April 17, 2017 through May 1, 2017 were reviewed by the Commissioners. A motion to approve the claims was made by Commissioner Western, seconded by Commissioner Amber and passed with a 3/0 vote.

**IN THE MATTER OF THE COUNTY COORDINATOR:** County Coordinator Pamela Smith informed the Commissioners that open enrollment for health insurance will be May 11, 2017 through June 11, 2017. She presented two requests to use County facilities to the Commissioners. The first request was from the Downtown Business Alliance to use the Courthouse lawn and gazebo. The dates are for June 2<sup>nd</sup>, July 7<sup>th</sup>, August 14<sup>th</sup>, September 1<sup>st</sup> and October 6<sup>th</sup> for movies on the lawn and a bounce house. Commissioner Amber made a motion to approve the request as long as the Downtown Business Alliance signed a hold harmless agreement, seconded by Wester and passed with a 3/0 vote. The second request was from the Vintage Antique Marketplace for Vintage

Market on the Square on August 18<sup>th</sup> and 19<sup>th</sup>. They would like to use the Courthouse lawn and it is a new event and they hope to have it annually. Commissioner Amber made a motion to approve the request, seconded by Western and passed with a 3/0 vote. Pam also reminded the Commissioners that the Personnel Committee met and refactored the Office Administrator/IT Support and the Communications Director position. Commissioner Amber made a favorable pass to Council for the refactoring of the two positions, seconded by Western and carried with a 3/0 vote.

**IN THE MATTER OF RIGHT-OF-WAY PERMITS:** There were three right-of-way permits from Century Link presented to the Commissioners. The first request was for County Road 650 West. They are replacing a bad section of cable and Brandon has given his approval for the request. Commissioner Western made a motion to approve, seconded by Amber and passed with a 3/0 vote. The second request was for Bair Road. They are placing 10,000 feet of fiber from the Century Link central office and going west along Bair Road and crossing State Road 9 and ending at N Spear Road. Brandon stated that this request did receive the Drainage Board's approval. Commissioner Amber made a motion to approve, seconded by Western and carried with a 3/0 vote. The third request was for N 250 E, E Bair Road, E 500 N, E 400 N, N 350 E and N 450 E. They are placing fiber along these roads to provide internet access to customers in the Tri Lake area. Commissioner Amber made a motion to approve, seconded by Western and passed with a 3/0 vote.


**IN OTHER BUSINESS:** Commissioner Schrumpf reported that the Association of Indiana Counties Northeast District meeting is Wednesday, May 3, 2017 at Eagle Glen. In regard to health insurance, the cost has gone up considerably over the past few years and the Commissioners are trying to ensure that the County has the most efficient program. They are looking into an HSA account for all employees and it would be a savings of \$83,724.00 for the County. The HSA would be with a single deductible of \$1,500.00 and Commissioner Schrumpf will be presenting this to Council at their May 2, 2017 meeting. If Council approved the HSA program, they will begin training for all employees. Gary Hicks, President of the Cleveland Township Advisory Board, was present to discuss the dispatching in South Whitley for the Lutheran EMS. Gary stated that he heard through the media that Parkview's EMS contractual response time is 13 minutes. He stated that it used to be 7 minutes and, as of now, Lutheran keeps the response time under 9 minutes for larger Counties. Commissioner Schrumpf stated that the contract with Parkview does not have a contracted response time of 13 minutes. Gary stated that this response time is a concern because if someone is in cardiac arrest, if they wait more than 10 minutes it can potentially cause permanent brain damage. Commissioner Schrumpf stated that the Commissioners are dedicated to this County and their constituents. The Commissioners thanked Gary for his time. There were other citizens that expressed their concern to the Commissioners in regard to dispatching the Lutheran EMS for South Whitley.

There being no further business and no further questions or comments from the public, Chairman Schrumpf adjourned the meeting at 2:30 pm.

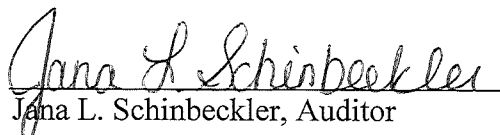
#### **WHITLEY COUNTY COMMISSIONERS**

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George Schrumpf, Chairman

  
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Don Amber, Vice Chairman

  
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Thomas Western

Attest:

  
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Jana L. Schinbeckler, Auditor

