

FEBRUARY 7, 2022

REGULAR SESSION

The LaGrange County Commissioners met in Regular Session on Monday, February 7, 2022, in their meeting room, County Office Building, 114 W. Michigan Street, LaGrange, Indiana, 46761, at 8:30 a.m., with the following present: Commissioners, Mr. Kevin R. Myers and Mr. Peter A. Cook, and LaGrange County Auditor, Kathryn Hopper. Mr. Terry Martin was absent. Mr. Kevin Myers, Vice President, called the meeting to order and led in saying the Pledge of Allegiance to the Flag. Mr. Peter Cook made a motion to adopt the proposed agenda with flexibility. Mr. Kevin Myers seconded the motion and it carried unanimously.

PETITION TO VACATE – PUBLIC RIGHT OF WAY, MILFORD TOWNSHIP

Mr. Kurt Bachman, County Attorney, explained that a public hearing was held on September 7, 2021 to vacate a public right of way. The petitioners, Timothy and Jeanne Doehrman who own lot 20 and Chad E. Becker who owns Lot 19 in an addition known as Lakeside Park on Big Turkey Lake, have petitioned to vacate all of a public way in or contiguous to this real estate. Mr. Bachman presented the following ordinance for consideration:

COUNTY OF LAGRANGE
ORDINANCE NO. 2022-02-07

AN ORDINANCE VACATING A PUBLIC WAY WITHIN LAGRANGE COUNTY, INDIANA.

WHEREAS, Timothy and Jeanne Doehrman, who own Lot 20 in an addition known as Lakeside Park on Big Turkey Lake, and Chad E. Becker, who owns Lot 19 in an addition known as Lakeside Park on Big Turkey Lake (collectively, "Petitioners"), in person and by counsel, Robert W. Eherenman, in good standing, have filed a Petition to Vacate ("Petition") with the Board of Commissioners of the County of LaGrange ("Commissioners");

WHEREAS, the subject property is a 30-foot (irregular) unimproved public way located between Lots 19 and 20 in an addition known as Lakeside Park on Big Turkey Lake, in LaGrange County, Indiana but outside the corporate boundaries of any municipality and more particularly described in the collective Exhibits "A," "B," and "C," which are attached hereto and incorporated by reference (as stipulated, "Public Way");

WHEREAS, the Petitioners own real estate adjacent to the Public Way;

WHEREAS, a hearing was called to review the Petition, and appropriate notice thereof was provided by publication and certified mail, as required by Indiana Code § 5-3-1-2 and County Ordinances 2021-06-07-A and 2021-10-18-C, and the public hearing was duly conducted; *and*

WHEREAS, pursuant to Indiana Code § 36-7-3-12(e), after the hearing on the Petition, the Commissioners may, by ordinance, vacate a portion of the public way.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAGRANGE, INDIANA, THAT:

SECTION I – VACATION

A. The Public Way shall be reduced from a 30-foot strip to a 10-foot strip, as follows:

1. The eastern 10-foot portion of the Public Way, which is as described in Exhibit A and depicted in bold in the accompanying drawing, is hereby vacated.
2. The western 10-foot portion of the Public Way, which is as described in Exhibit B and depicted in bold in the accompanying drawing, is hereby vacated.

B. The remaining portion of the Public Way, which is as described in Exhibit C and depicted in bold in the accompanying drawing, is not subject to any vacation proceeding and remains a public area of the County.

SECTION II – FINDINGS

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The Commissioners hereby find that the vacation of the Public Way would not significantly: (i) hinder the growth or orderly development of the unit or neighborhood in which it is located or to which it is contiguous; (ii) make access to the lands of any aggrieved person by means of public way difficult or inconvenient; (iii) hinder the public's access to a church, school, or other public building or place; nor (iv) hinder the use of a public way by the neighborhood by which it is located or to which it is contiguous.

SECTION III – PUBLIC UTILITIES

Notwithstanding anything in this ordinance to the contrary, nothing in this ordinance shall be construed to deprive a public utility of the use of all or part of the Public Way to the extent such public utility has been occupying and using the Public Way for the location and operation of its facilities as of the effective date of this ordinance.

SECTION IV – MISCELLANEOUS

- A. Incorporated Materials. Two (2) copies of all materials incorporated by reference herein shall be on file in the office of the Auditor for public inspection.
- B. Effective Date. This ordinance shall be effective upon adoption.

Mr. Peter Cook made a motion to approve the Ordinance. Mr. Kevin Myers seconded the motion and it carried unanimously. Mr. Peter Cook made a motion to waive the requirement for second reading. Mr. Kevin Myers seconded the motion and it carried unanimously.

ORDER REDUCING A TRAVEL ADVISORY WITHIN THE COUNTY

Mr. Kurt Bachman, County Attorney, presented an order reducing a travel advisory with the County, effective February 4, 2022. Mr. Peter Cook made a motion to approve the Order. Mr. Kevin Myers seconded the motion and it carried unanimously.

SEXUAL ASSAULT AWARENESS MONTH

Ms. Ann Fleck, Victim's Assistance Director, explained that April is Sexual Assault Awareness Month and is an annual campaign to raise public awareness about sexual assault and educate communities and individuals on how to prevent sexual violence. April 27 is designated as Denim Day and she would like permission to have County employees to wear denim that day. She would like to have a denim dash, a speaker, and chalk the walk as some of the activities being planned that day. Mr. Peter Cook made a motion to approve the activities. Mr. Kevin Myers seconded the motion and it carried unanimously.

LAGRANGE COUNTY REDEVELOPMENT COMMISSION APPOINTMENT

Mr. Kevin Myers made a motion to appoint Jenny Mains to the LaGrange County Redevelopment Commission. Mr. Peter Cook seconded the motion and it carried unanimously.

CONFLICT OF INTEREST STATEMENT DISCLOSURE STATEMENT

Mrs. Kathryn Hopper, County Auditor, presented Uniform Conflict of Interest Disclosure Statements from Rachel Reffett, an employee in the Circuit Court. She and her spouse own a business who is a vendor with LaGrange County Government. Mr. Peter Cook made a motion to approve. Mr. Kevin Myers seconded the motion and it carried unanimously.

COMMUNITY SERVICE WORK PROGRAM AGREEMENT

Mrs. Kathryn Hopper, County Auditor, presented a Community Service Work Program Agreement with Gust Community Services, Jim Gust, for 2022 for consideration. Mr. Peter Cook made a motion to approve the agreement and to authorize the president to sign. Mr. Kevin Myers seconded the motion and it carried unanimously.

HUMAN RESOURCES DIRECTOR – REQUEST TO PURCHASE LAPTOP

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Mrs. Jenny Landez, Human Resources Director, requested permission to purchase a laptop computer in the amount of \$976.51 from Dell. Mr. Peter Cook made a motion to approve the purchase. Mr. Kevin Myers seconded the motion and it carried unanimously.

EMPLOYEE ASSISTANCE PROGRAM

Mrs. Jenny Landez, Human Resources Director, explained that the County has an agreement with Bowen Center for an Employee Assistance Program. The cost is \$1.85 per employee. The agreement is renewable annually. Mr. Peter Cook made a motion to extend the agreement for another year. Mr. Kevin Myers seconded the motion and it carried unanimously.

HIGHWAY MATERIAL QUOTES

Mr. Ben Parish, Highway Supervisor, presented a list of the material quotes that were opened on January 18, 2022. Mr. Peter Cook made a motion to approve the quotes as presented. Mr. Kevin Myers seconded the motion and it carried unanimously.

BRIDGE NO. 73 CARRYING COUNTY ROAD 50 E OVER FAWN RIVER

Mrs. Tharon Morgan, County Engineer, presented final waiver of lien and a certificate of substantial completion on Bridge No. 73. Mr. Peter Cook made a motion to approve the document. Mr. Kevin Myers seconded the motion and it carried unanimously.

USI CONSULTANTS, INC. – BRIDGE INSPECTION AND INVENTORY PROGRAM SUPPLEMENTAL AGREEMENT NO. 1

Mrs. Tharon Morgan, County Engineer, presented Supplemental Agreement No. 1 from USI Consultants, Inc., for the LaGrange Countywide Bridge Inspection and Inventory Program in accordance with National Bridge Inspection Standards for cycle years 2021 through 2024. The additional amount is \$12,412.00. Mr. Peter Cook made a motion to approve the agreement. Mr. Kevin Myers seconded the motion and it carried unanimously.

FIDLAR TECHNOLOGIES, INC. – MEDIA CONVERSION AGREEMENT

Mrs. Sheila Getz, County Recorder, explained that they will be putting six original plat books on image. She presented an agreement with Fidar Technologies, Inc. in the amount of \$4,442.32 for the scanning project. Mr. Peter Cook made a motion to approve the agreement subject to getting the e-verify and no investment in Iran clauses added and the signature page changed to the County Commissioners. Mr. Kevin Myers seconded the motion and it carried unanimously.

TECHSOLUTIONS – ANNUAL SERVICE AGREEMENT 2022

Mr. Dave Warren, Information Technology Director, presented an Annual Service Agreement for 2022, with Tech Solutions in the amount of \$24,500.00. This is for the video systems at the County Jail, Courthouse, Annex and Justice Center and the access control system and the Courthouse, Anne and Justice Center. Mr. Peter Cook made a motion to approve the agreement. Mr. Kevin Myers seconded the motion and it carried unanimously.

ZOHO CORPORATION – MANAGE ENGINE SOFTWARE

Mr. Dave Warren, Information Technology Director, presented a quote from Zoho Corporation for ManageEngine, a work order software in the amount of \$3,578. There will be an annual renewal of approximately \$1,000. Mr. Peter Cook made a motion to approve the quote. Mr. Kevin Myers seconded the motion and it carried unanimously.

MICROVOTE GENERAL CORPORATION – 2022 VOTING SYSTEM ANNUAL MAINTENANCE AGREEMENT

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Mrs. Kimberley Johnson, County Clerk, presented an agreement with MicroVote for 2022 Infinity voting system annual maintenance, in the amount of \$13,000. Mr. Peter Cook made a motion to approve the agreement. Mr. Kevin Myers seconded the motion and it carried unanimously.

SHERIFF – FRONT OFFICE REMODEL

Mr. Tracy Harker, Chief Deputy Sheriff, was present a quote from River Woodworking, LLC to replace the countertops, desks, and add cabinets in the front office. The quote is for \$16,685. Mr. Peter Cook made a motion to approve the work. Mr. Kevin Myers seconded the motion and it carried unanimously.

ACCOUNTS PAYABLE VOUCHERS

Mrs. Kathryn Hopper, County Auditor, presented the Accounts Payable Vouchers. Mr. Peter Cook made a motion to approve the vouchers. Mr. Kevin Myers seconded the motion and it carried unanimously.

MINUTES

Mr. Peter Cook made a motion to approve the minutes of the January 18, 2022 regular session meeting. Mr. Kevin Myers seconded the motion and it carried unanimously.

MEMORANDUM

Mr. Peter Cook made a motion to approve the memorandum for the February 2, 2022 staff meeting. Mr. Kevin Myers seconded the motion and it carried unanimously.

CORRESPONDENCE

Indiana Department of Environmental Management – Notice of Approval, Rock Run Industries, LLC, 11635 W 600 S, Millersburg, IN 46543 and 536 Michigan St, Topeka, IN 46571, Permit Number 087-44514-00072

Indiana Department of Environmental Management – Notice of Approval, Quality Craft, 3280 W 350 N, LaGrange, IN 46761, Permit Number 087-44847-00717

Indiana Department of Environmental Management – Notice of Approval, Hoosier Products, LLC, 536 Michigan Street, Building 78, Suite B, Topeka, IN 46571, Permit Number 087-44717-00718

ADJOURNMENT

There being nothing further to come before the Board at this time, Mr. Peter Cook made a motion to adjourn and meet on any subsequent day necessary to carry on the business of the Board. Mr. Kevin Myers seconded the motion and it carried unanimously.

Absent

Terry A. Martin

Kevin B. Myers

Peter A. Cook

ATTEST:

Kathryn Hopper
LaGrange County Auditor

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