



BOARD OF COMMISSIONERS LAPORTE COUNTY

Circuit Courthouse
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Marlow Harmon, President
William Hager
Barbara Huston

LAPORTE COUNTY BOARD OF COMMISSIONERS TUESDAY, AUGUST 2, 2005

The LaPorte County Board of Commissioners met on August 2, 2005 at 6:00 p.m. in the LaPorte County Complex and Security Annex.

Present at the meeting were Commission President Marlow Harmon, Commission Vice President William Hager, Commission Member Barbara Huston. Also present were LaPorte County Auditor Teresa Shuter, County Attorney Robert Szilagy and Recording Secretary Linda Arnett.

Commissioner Harmon called the meeting to order at 6:00 p.m...

Commissioner Hager led the Pledge of Allegiance.

APPROVAL OF AGENDA

Mr. Harmon, there will be an amendment to the agenda, Payroll Ending August 12, 2005.

Mr. Hager, made the motion to approve the agenda as amended, second by Mrs. Huston. Motion carried with a roll-call vote 3-0.

APPROVAL OF MINUTES

Mr. Hager made a motion to approve the minutes from July 19, 2005 as presented, second by Mrs. Huston. Motion carried with a roll-call vote 3-0.

Payroll

Mr. Hager, made a motion to approve Payroll Ending August 12, 2005 second by Mrs. Huston. Motion carried with a roll-call vote 3-0.

WEEKLY REPORTS

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

CLAIMS

Mrs. Huston, made a motion to approve Miscellaneous Claims\$ in the amount of \$236,557.54, second by Mr. Hager. Motion carried with a roll-call vote 3-0.

CORRESPONDENCE

None

REQUESTS

None

OLD BUSINESS

Robert Young, LaPorte County Highway Superintendent/Salt Bid Recommendations

Mr. McVay, you did receive a copy of the bids we did have five (5) bidders and we are recommending that we take the bid from Morton Salt they are the low bidder this includes delivery in the amount of \$37.05 per ton.

Mr. Hager, made a motion to approve Morton Salt bid, second by Mrs. Huston. Motion carried with a roll-call vote 3-0.

LaPorte County Attorney Robert Szilagyi/ LaPorte County Zoning Ordinance

Mr. Harmon, at this time we have an Ordinance before us by title only, unless there is an objection, hearing no objection. We have an Ordinance on first reading by title only, an Ordinance to amend the LaPorte County Zoning Subdivision Control Master Plan.

Mrs. Huston, made a motion to approve on first reading by title only, second by Mr. Hager. Motion carried with a roll-call vote 3-0.

Mr. Harmon, to adopt will be held over to the second reading to be held September 6, 2005.

NEW BUSINESS

Aradise Productions, Inc. / General Contract Monthly Web Services

Mr. Harmon, I have asked this to be placed on the agenda, last year we spent \$26,000.00 to Aradise Productions to set up this professional Web-Site for LaPorte County. They did set it up and had it working extremely well, the problem surfaced later where the monies were not appropriated for the maintenance of the Web-Site. In talking with Ron Tulacz, they have always had a problem keeping the web-site updated and in the last three or four months the web-site is gotten behind again because it has not been updated on an annual bases. I have discussed this with Mr. Tulacz and he stated he does not have time to keep upgrading it and we get behind, he has had Aradise has come in and upgraded to some extent but they are not being paid to do that. I have asked Aradise Productions to resubmit a maintenance contract to the county and I am asking the county now to consider this contract and submit to the council for additional appropriation for this contract. So, if we are going to have a web-site and we have already paid \$26,000.00 for something and you don't use it, then you are wasting taxpayer's dollars. The cost to maintain the site will be \$2,000.00 per month and I am asking that Mr. Szilagyi review the contract and then pass it on to the council for additional appropriation.

Mr. Szilagyi, I have reviewed the contract, there are questions I had, the first one it that it says \$2,000.00 per month the second one is under terms where they have in writing 30 days and then it goes to 60 days it has to be one or the other. The other one is in the paragraph three, terms that you can cancel at any time, then under remedies it says if you want to cancel it you have to provide 30 days notice, so the two are inconsistent.

Mr. Harmon, these are things that we need to have corrected before we go in front of the council.

Mrs. Huston made a motion that with the revisions that Mr. Szilagyi suggested that we move forward with this, second by Mr. Hager. Motion carried with a roll-call vote 3-0.

Lynne Spevak, LaPorte County Clerk/Purchase of Equipment

Ms. Spevak, we have the IRS coming September 15 and I do not have a cross shredder which is required by federal government.

Mr. Harmon, your total cost is \$3,890.00.

Ms. Spevak, yes.

Mrs. Huston, made a motion to approve the equipment request of the LaPorte County Clerks Office in the amount of \$3,890.00, second by Mr. Hager. Motion carried with a roll-call vote 3-0.

MS4 Coordinator/ Appointment

Mr. Hamilton, we have been working on this for 2 ½ years, the State of Indiana had a mandate out that we create a clean water act what they call the MS4 Erosion Plan., Michigan City and the City of LaPorte already had become involved in this because the whole community was involved with this MS4 Plan. We found out that Trail Creek, Long Beach, Purdue North Central, Indiana State Prisons were involved so we set down as the Michigan City, LaPorte, LaPorte County, Trail Creek and Long Beach the five entities sat down and created an ordinance that we are going to use in each entity so we don't have to hire individual persons to be a director. We all will be paying percentages of the areas that are involved and the cost of this is Michigan City pays 50%, 30% by the City of LaPorte, the County of LaPorte is 12%, Long Beach is 7% and Trail Creek is 5% it comes out to be 100%. We decided that the best place for this person is out at the Soil and Water Office because there program is designated to clean water for Indiana and the Council approved a budget for a Coordinator. We at this time have chosen a candidate he comes to us from the Department of Natural Resources and he knows what is going on and with his qualifications I think he can be a benefit to LaPorte County. I believe I did see him her tonight and would like to introduce him to you Kevin Lockman.

Mr. Lockman I do appreciate the chance to work in LaPorte County.

Mr. Hager, made a motion to approve the appointment of Mr. Lockman, second by Mrs. Huston. Motion carried with a roll-call vote.3-0

Amendment #3 LaPorte County Employee Benefit Plan 2.31 Donor Organ Transplant Benefit

Mr. Harmon, this is a benefit to the county and it does not cost the employee anything or the county anything. The employee has the choice of signing up for the donor organ transplant benefits, this adds to the health plan already in place.

Mr. Hager, I have met with Mr. Kemp and we had stated that we would not change the policy and we are really not we are just giving them an opportunity to get on board if they want to and it won't cost them anything.

Mr. Hager, made a motion to adopt Amendment #3 to the Employee Benefit Plan, second by Mrs. Huston. Motion carried with a roll call vote 3-0.

PUBLIC COMMENTS

Josh Eggert, I have some aerial maps here for you, I live on Madera Road and on page two of that map I have given you, green represents what has been paved and red represents what has not been paved. I would like to get the rest of the road paved, on the east is Sand Road the individual that lives there is Douglas VanDusen there is a gate restricting outlet and inlet for any emergency vehicles or maintenance type vehicles for my family. I would like to get this paved the rest of the way through or at least know what my options are.

Mr. Hager that is not our road, I understand when we went through and paved it the last time that we paved up to the end of our road and if we wanted to go on it was private property and we would have to buy land to the west of us.

Mr. McVay, that is correct, we would have to get the right of way. We have and I have discussed the with Bob for years we have wanted to open that road up and take it over but we have two property owners that are against that. The highway prospective is that we are in favor of opening that up.

Mr. Harmon, the problem is that first property owner there.

Mr. Eggert, he has been unapproachable about the subject but my only concern is that there is only one to get in and out and my only concern is there is only one way of getting in and out for emergency vehicles and I worry about my family.

Mr. Harmon, we can have the highway superintendent and Mr. McVay look into this again but the farm land is just to the north my understand is that he owns the right of way to that road.

Mr. Eggert, the green has been paved and the red has not.

Mr. Hager, Mr. McVay will have to look into this to see if we can help you with.

Mr. Harmon, we will have Mr. McVay meet with you out there and decide how we can work something out. Mr. Hager will you meet with the superintendent and engineer and go out there

Mr. Hager, yes we will go out there and see what we can do.

Mr. Szilagyi, this is a prime example of what your ordinance is going to take care of. You could take what is the road because it is there for public usage but you may not have the forty foot of right of way that is required. The problem here is that this was a private road and the developer pasted it off as if it was a real road and it wasn't.

Rex Powers, I am a property owner on 200 South on County Line Road. I am here for the changes in the zoning ordinance and support what you are doing here. What I am concerned with is things that will have to turn over to developers. I would like to suggest that you do this in phases instead of all at once.

COMMISSIONER'S COMMENTS

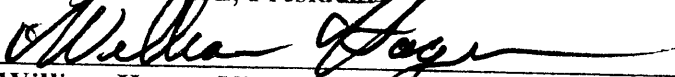
Mr. Harmon, for your information we appointed someone to the Library Board and they should have been appointed the Prevailing Wage Board we will readdress that issue.

Commissioner Harmon adjourned the meeting at 6:52

LAPORTE COUNTY BOARD OF COMMISSIONERS

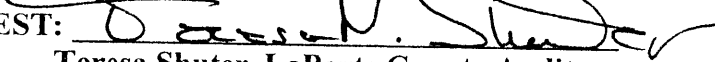


Marlow Harmon, President



William Hager, Vice President

Barbara Huston, Commission Member

ATTEST: 

Teresa Shuter, LaPorte County Auditor

(Approximately 20 people in attendance)

